



John R. Kasich, Governor
Mary Taylor, Lt. Governor
Craig W. Butler, Director

AUGUST 17, 2017

Bethany Mosely
1476 Park Ridge Avenue
Twinsburg, Ohio 44087

RE: Sagamore Soils Twinsburg Rd Compost Facility
Verified Complaint Dismissal
Class IV Composting Facility
Summit County
CM010274

Dear Ms. Mosely,

Ohio EPA AUG 17 '17
Entered Directors Journal

The purpose of this letter is to respond to the verified complaint (DMWM-2017-002) filed by you in which you allege nuisance odors from the Sagamore Soils Twinsburg Road Class IV compost facility ("Facility") are affecting you and your property at 1476 Park Ridge Avenue, Twinsburg, Ohio.

Ohio EPA spoke with you on April 11, 2017, and discussed the details of your verified complaint. That same day, Ohio EPA conducted a site inspection, records review, and interview with the owner of the Facility. Further inspections at the site occurred on May 5, 2017 and May 16, 2017. During these inspections, Ohio EPA found no violations of operational composting requirements. Additionally, Ohio EPA conducted eight odor surveys around the Facility between April 11, 2017 and May 16, 2017. Faint composting odors were noted during the May 5 and 16 surveys, but only for a short time. Odors were not detected during the other six surveys.

It should be noted that during the April 11, 2017 inspection, Ohio EPA found the Facility in violation of OAC Rule 3745-560-04(A)(4) for failure to fill out the materials management log for the months of February and March. A Notice of Violation letter ("NOV") was sent on April 14, 2017 for the violations. This NOV has since been resolved. Further, this violation was not specifically alleged in the March 21, 2017 Complaint letter.

Based upon the results of the investigation and above findings, Ohio EPA has not found that the violation, as alleged, has occurred, is occurring, or will occur. Pursuant to ORC Section 3745.08(B), if the director does not determine that a violation, as alleged, has occurred, is occurring, or will occur, the director shall dismiss the complaint. Therefore, your verified complaint dated March 21, 2017 is hereby dismissed.

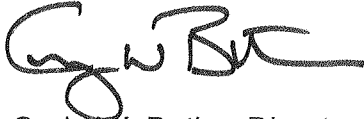
You are hereby notified that this action of the Director of Environmental Protection (Director) is final and may be appealed to the Environmental Review Appeals Commission pursuant to Ohio Revised Code Section 3745.04. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00 made payable to "Treasurer, State of Ohio." The Commission, in its discretion, may reduce the fee if by affidavit it is demonstrated that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA

requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
30 East Broad Street, 4th Floor
Columbus, Ohio 43215

Please contact Jarnal Singh, DMWM, Northeast District Office, at (330) 963-1200 if you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Craig W. Butler". The signature is fluid and cursive, with the first name "Craig" being the most prominent.

Craig W. Butler, Director