



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

Southwest Regional Office • 1120 N. Vincennes Ave., P.O. Box 128 • Petersburg, IN 47567-0128

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Eric J. Holcomb
Governor

Brian C. Rockensuess
Commissioner

June 27, 2024

VIA E-MAIL and USPS

Jeff Clark jclark@sjcinc.com
Clark Chevrolet
PO Box 721
Cayuga, IN 47928

Eric Smith essmitheexcavating@yahoo.com
ES Smith & Sons
PO Box 379
Cayuga, IN 47928

David Dunham
1810 West 700 North
Cayuga, IN 47928

Dear Mr. Clark, Mr. Smith, and Mr. Dunham:

Re: **Inspection Summary Letter**
North 100 West
Cayuga, Vermillion County

On June 12, 2024, a representative of the Indiana Department of Environmental Management, Office of Land Quality, conducted an inspection of an open dump site located at North 100 West, Cayuga, Indiana. This inspection was conducted pursuant to IC 13-14-2-2. For your information, and in accordance with IC 13-14-5, a summary of the inspection is provided below:

Type of Inspection: Follow-Up **111167**

Results of Inspection: No violations were observed (see attached inspection report).

Please direct any questions regarding this letter to Mr. Hayden Dayson, 812-582-8463 or hdayson@idem.in.gov. Thank you for your attention to this matter.

Sincerely,

Nicholas Carr, Director
Southwest Regional Office

Enclosure

cc: Vermillion County Health Department kim.hawkins@vermillioncounty.in.gov
Vermillion County Solid Waste Management District solidwaste@vermillioncounty.in.gov

**REPORT OF OPEN DUMP INSPECTION**

State Form 42033 (r2/2-00)

Indiana Department of Environmental Management
 Solid Waste Compliance Section
 Office of Land Quality
 100 North Senate Avenue, Room N-1101
 Indianapolis, Indiana 46204-2251

Inspector Name: Hayden Dayson

Inspector Phone: 812-582-8463

Inspection Date: 6/12/2024

Time In: 10:47 am

Time Out: 11:15 am

GENERAL INFORMATION

Name of registration or Tempo (RM): 111167	Location: 650 North/100 West, North 100 West, Cayuga, IN 47928	County: Vermillion
INX #: 000068617	Parcel ID #: 83-04-30-200-001.000-005	Parcel Acreage: 40

PROPERTY OWNER(S)

Name(s) of property owner(s) and/or Company: David Dunham		
Address (number, city, state, and zip code): 1810 West 700 North, Cayuga, IN 47928		
Email Address: N/A	Telephone #: N/A	

RESPONSIBLE PARTY(IES)

Name(s) of property owner(s) and/or Company: Jeff Clark, Clark Chevrolet		
Address (number, city, state, and zip code): PO Box 721, Cayuga, IN 47928		
Email Address: jclark@sjcinc.com	Telephone #: 765230-6163	

RESPONSIBLE PARTY(IES)

Name(s) of property owner(s) and/or Company: Eric Smith, ES Smith & Sons		
Address (number, city, state, and zip code): PO Box 379, Cayuga, IN 47928		
Email Address: essmithexcavating@yahoo.com	Telephone #: 765-230-6537	

ACREAGE

<input type="checkbox"/>	020	Less Than ¼ Acre	<input type="checkbox"/>	021	Between ¼ Acre & 1 Acre	<input checked="" type="checkbox"/>	022	Greater than 1 Acre
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SOLID WASTE OBSERVED

<input type="checkbox"/>	001	Tires	<input type="checkbox"/>	002	PCB's	<input type="checkbox"/>	003	Household Waste
<input type="checkbox"/>	004	Asbestos	<input type="checkbox"/>	006	Construction/Demolition Waste	<input type="checkbox"/>	007	Bulky Waste
<input type="checkbox"/>	008	Other Waste						

ACTIVE CONDITIONS

<input type="checkbox"/>	015	Strong Odor	<input type="checkbox"/>	016	Waste Paper Dated Post Last Inspection	<input type="checkbox"/>	017	Vectors
<input type="checkbox"/>	018	Putrescible Waste	<input type="checkbox"/>	019	Other Evidence of Recent Dumping			

PARAMETERS OBSERVED

<input type="checkbox"/>	009	Evidence of Burning	<input type="checkbox"/>	010	Waste in Water/Wetland	<input type="checkbox"/>	011	Waste in Suspected Floodway
<input type="checkbox"/>	012	Residence within 600 feet of Waste	<input type="checkbox"/>	013	Access Unrestricted	<input type="checkbox"/>	014	Permission Given to Dump

GENERAL INFORMATION

<input checked="" type="checkbox"/>	023	Pictures Taken	<input type="checkbox"/>	038	Initial Inspection	<input checked="" type="checkbox"/>	039	Follow-Up Inspection
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REFERRALS

<input type="checkbox"/>	027	Air Management	<input type="checkbox"/>	028	Emergency Response	<input type="checkbox"/>	029	Water management
<input type="checkbox"/>	030	Enforcement	<input type="checkbox"/>	031	Hazardous Waste	<input type="checkbox"/>	032	Dept. of Natural Resources
<input type="checkbox"/>	034	Co. Health Dept./Solid Waste Mgmt District						

COMPLIANCE ACTION NEEDED

<input type="checkbox"/>	024	Remove waste to approved solid waste management facility	<input type="checkbox"/>	025	As specified below	<input checked="" type="checkbox"/>	026	No Action Needed (In Compliance)
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Comments:

On June 12, 2024, Solid Waste inspector, Hayden Dayson, carried out an inspection at 111 Curtis Street, Cayuga, IN. The inspection was carried out as a follow up to the initial inspection on May 1, 2024. The inspector started the inspection at the dumpsite located at **650 North and 100 West (turn right just after the radio tower and follow the path back).**

Upon arrival at the open dumpsite, the inspector observed that a significant amount of progress was made at the site. The demolition debris consisting of painted cinder blocks, scrap wood, insulation, and piping had been removed from the 3-foot ditch. Eric Smith provided landfill disposal receipts, attached. The excavator had also been removed from the site. The inspector continued the inspection by walking along the ditch itself.

While walking along the ditch the inspector observed a small amount of demotion debris remains in the ditch. Painted cinderblock pieces, shingle remains, pieces of scrap wood, and bits of insulation were present in areas along the ditch walls. At the spot where the ditch forks off to the right and left the inspector observed a small amount of plastic debris, and a pipe mixed into the dirt. Going to the left a small amount of plastic debris could be seen as well (Photos 1-11).

Given the significant clean up and what remains in the ditch is minimal, the inspector finds the site to be in compliance.

No solid waste violations were cited at the time of inspection.

Please direct any questions regarding this letter to Mr. Hayden Dayson, 812-582-8463 or hdayson@idem.in.gov. Thank you for your attention to this matter.

Confidential Information

In accordance with 329 IAC 6.1 (<http://www.in.gov/legislative/iac/T03290/A00061.PDF>) a person submitting information to the department for which confidential treatment is requested shall make a written claim of confidentiality at the time of submittal of the information. A person may request confidential treatment of information at the time the information is acquired through the actions of the department, such as inspections. The written claim for confidential treatment may be broad, but must be sufficiently clear to allow for accurate identification of the information claimed to be confidential. In accordance with 329 IAC 6.1-4-1(d), supporting information must be submitted to the commissioner within five (5) working days from the time the information claimed as confidential is acquired by the department. A person submitting a claim of confidentiality shall designate and segregate the information and the supporting information to which the claim applies in a manner that is sufficiently clear to allow the department to identify all confidential claim materials. Confidential information may include (but is not limited to) written or printed material, maps, charts, photographs, or samples (see definition of information at 329 IAC 6.1-2-8). The undersigned Owner/Representative has alleged information acquired during this inspection **does** **does not** (check one) contain confidential information. A check in the "does" box is not a written claim for confidential treatment of information acquired during this inspection.

Notice of Oral Report

In accordance with IC 13-14-5 an oral report of the inspection was provided to the undersigned Owner/Agent at the conclusion of the inspection. The oral report includes any specific matters discovered during the inspection that the IDEM representative believes may be a violation of a law or of a permit issued by the department. The report does not include matters not evident to the IDEM representative or any fact that indicates an intentional, a knowing, or a reckless violation.

Received by:
David Dunham
Eric Smith

E-mail Address:
USPS
essmithexcavating@yahoo.com

Vermillion County HD Vermillion County SWMD Nicholas Carr, IDEM SWRO Director	kim.hawkins@vermillioncounty.in.gov solidwaste@vermillioncounty.in.gov ncarr@idem.in.gov
Date Emailed by Inspector: Click here to enter a date.	<input checked="" type="checkbox"/> Needs Mailed



Facility Name

Cayuga OD, Vermillion County

Photographer

Hayden Dayson

Date/Time

6/12/24, 10:47 am

Others Present

N/A

Description

Photo 1. Overview of the runoff ditch area with significant progress is present.



Facility Name

Cayuga OD, Vermillion County

Photographer

Hayden Dayson

Date/Time

6/12/24, 10:47 am

Others Present

N/A

Description

Photo 2. Small amount of plastics seen in dirt where the runoff ditch starts.



Facility Name

Cayuga OD, Vermillion County

Photographer

Hayden Dayson

Date/Time

6/12/24, 10:48 am

Others Present

N/A

Description

Photo 3. Pieces of broken concrete in a dirt pile.



Facility Name

Cayuga OD, Vermillion County

Photographer

Hayden Dayson

Date/Time

6/12/24, 10:48 am

Others Present

N/A

Description

Photo 4. The runoff ditch that has been cleaned out. A piece of painted concrete seen under tree where the ditch starts to move downward.



Facility Name

Cayuga OD, Vermillion County

Photographer

Hayden Dayson

Date/Time

6/12/24, 10:49 am

Others Present

N/A

Description

Photo 5. Pieces of painted concrete seen where the ditch begins to go downward.



Facility Name

Cayuga OD, Vermillion County

Photographer

Hayden Dayson

Date/Time

6/12/24, 10:49 am

Others Present

N/A

Description

Photo 6. Scrap wood, shingle, and cinderblock pieces seen in the ditch dirt wall.



Facility Name

Cayuga OD, Vermillion County

Photographer

Hayden Dayson

Date/Time

6/12/24, 10:49 am

Others Present

N/A

Description

Photo 7. Photo of where the ditch splits. Small plastic debris seen in the foreground on the right.



Facility Name

Cayuga OD, Vermillion County

Photographer

Hayden Dayson

Date/Time

6/12/24, 10:50 am

Others Present

N/A

Description

Photo 8. Pieces of scrap wood, insulation pieces, and small amount of plastics where the ditch runs right and ends.



Facility Name

Cayuga OD, Vermillion County

Photographer

Hayden Dayson

Date/Time

6/12/24, 10:50 am

Others Present

N/A

Description

Photo 9. Small pieces of painted concrete, and plastic debris in the sides of the ditch going left.



Facility Name

Cayuga OD, Vermillion County

Photographer

Hayden Dayson

Date/Time

6/12/24, 10:50 am

Others Present

N/A

Description

Photo 10. Plastic pipe, broken cinderblocks, scrap wood pieces in the dirt where the ditch splits.



Facility Name

Cayuga OD, Vermillion County

Photographer

Hayden Dayson

Date/Time

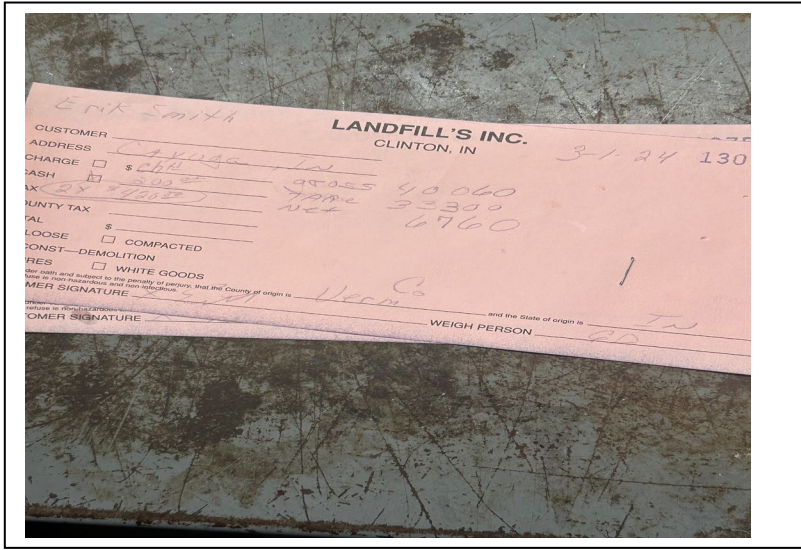
6/12/24, 11:07 am

Others Present

N/A

Description

Photo 11. Cinderblocks seen in pushed over dirt.



Facility Name

Cayuga OD, Vermillion County

Photographer

Eric Smith

Date/Time

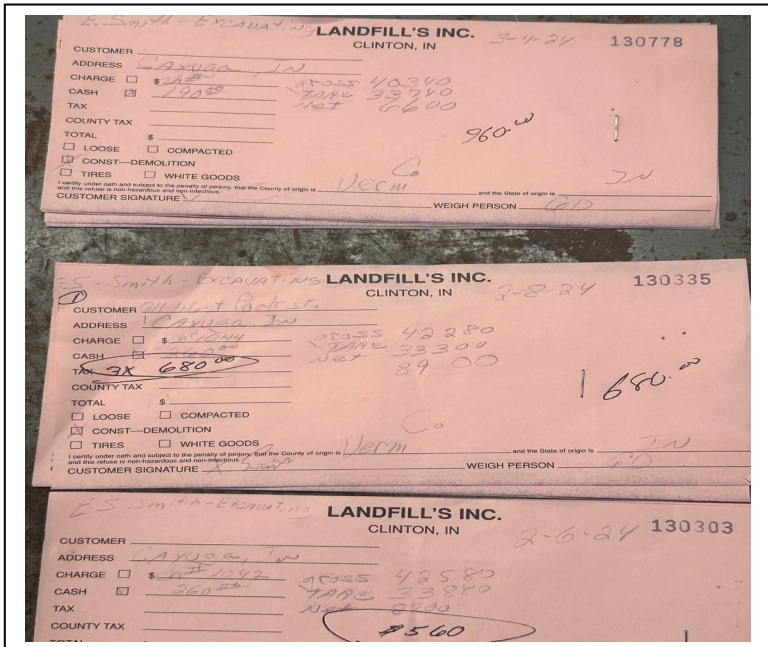
6/18/2024, N/A

Others Present

N/A

Description

Landfill Ticket.



Facility Name

Cayuga OD, Vermillion County

Photographer

Eric Smith

Date/Time

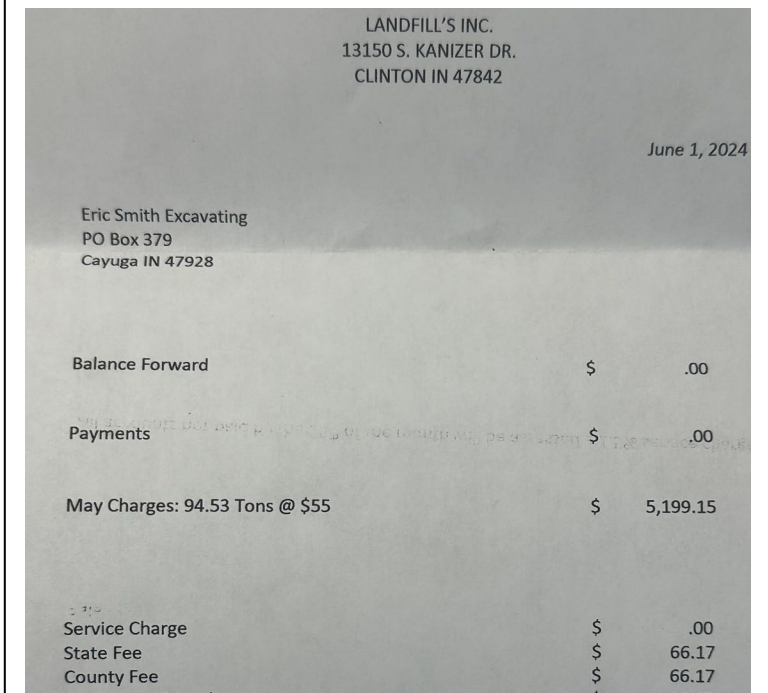
6/18/2024, N/A

Others Present

N/A

Description

Landfill Ticket.



Facility Name

Cayuga OD, Vermillion County

Photographer

Eric Smith

Date/Time

6/18/2024, N/A

Others Present

N/A

Description

Landfill Ticket.

