



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

Southeast Regional Office • 820 Sweet Street • Brownstown, IN 47220-9557

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Eric J. Holcomb
Governor

Brian C. Rockensuess
Commissioner

June 27, 2024

VIA USPS MAIL

Reuben and Leah Hilty
Registered Property Owners
2509 East 800 South
Geneva, Indiana 46740

Dear Mr. and Mrs. Hilty:

Re: **Inspection Summary Letter**
Incident 110146 Hilty OD
Property Parcel 39-15-13-000-025.001-011
Lexington, Jefferson County

On Tuesday, June 18, 2024, a representative of the Indiana Department of Environmental Management, Office of Land Quality conducted an open dump complaint follow-up inspection on Jefferson County property parcel 39-15-13-000-025.001-011 located at 2743 North 1100 West, Lexington, Indiana 47138. 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 follow-up inspection is provided below:

Type of Inspection:	Follow-up
Results of Inspection:	No violations were observed (see attached inspection report).

Please direct any response to this letter and any questions to Chad Pittman, 812-216-2107 or cpittman@idem.in.gov. Thank you for your attention to this matter.

Sincerely,

Mark A. Amick, Director
Southeast Regional Office

Enclosure:

Inspection Report

cc:

Jefferson County Health Department (mike.new@jeffersoncounty.in.gov)
Southeastern Indiana Recycling District (SEIRD) (christy@seird.org)
Megan Espinda, IDEM Agricultural Liaison (MEspinda@idem.IN.gov)
Diana Toth, IDEM CFO Compliance Section (DRToth@idem.in.gov)
Karla Frownfelter, IDEM Office of Chief of Staff (KFrownfe@idem.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: Chad Pittman

Inspector Phone: 812-216-2107

Inspection Date: June 18, 2024

Time In: 3:00 PM

Time Out: 3:30 PM

GENERAL INFORMATION

Name of registration or Tempo (RM): 110146 Hilty OD	Location: 2743 North 1100 West, Lexington, Indiana 47138	County: Jefferson
INX #: INX000068579 AI 133707	Parcel ID #: 39-15-13-000-025.001-011	Parcel Acreage: 47.3900

PROPERTY OWNER(S)

Name(s) of property owner(s) and/or Company: Reuben and Leah Hilty	
Address (number, city, state, and zip code): 2509 East 800 South, Geneva, Indiana 46740	
Email Address:	Telephone #:

RESPONSIBLE PARTY(IES)

Name(s) of property owner(s) and/or Company: Reuben and Leah Hilty	
Address (number, city, state, and zip code): 2509 East 800 South, Geneva, Indiana 46740	
Email Address:	Telephone #:

ACREAGE

<input type="checkbox"/> 020	Less Than ¼ Acre	<input type="checkbox"/> 021	Between ¼ Acre & 1 Acre	<input 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 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 checked="" type="checkbox"/> 025	As specified below	<input type="checkbox"/> 026	No Action Needed (In Compliance)
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Comments:

On Tuesday, June 18, 2024, Solid Waste Compliance Inspector Chad Pittman, conducted an open dump complaint follow-up inspection on Jefferson County property parcel 39-15-13-000-025.001-011 located at 2743 North 1100 West, Lexington, Indiana 47138 (IDEM Incident 110146).

The open dump complaint follow-up inspection was conducted pursuant to IC 13-14-2-2. In accordance with IC 13-14-5, a summary of the inspection is provided below.

The inspector arrived at 2743 North 1100 West, Lexington, Indiana at 3:00 PM on Tuesday, June 18, 2024. The inspector requested and was granted permission to conduct a follow-up inspection on the property by Leah Hilty.

The inspector found that Mr. Hilty has land applied the manure pile to his hay field. At the conclusion of the follow-up inspection, the solid waste compliance inspector did not observe any regulated solid waste violations on Jefferson County property parcel 39-15-13-000-025.001-011 located at 2743 North 1100 West, Lexington, Indiana.

The property is in compliance with rule 329 IAC 10-4-2, which states: “No person shall cause or allow the storage, containment, processing, or disposal of solid waste in a manner which creates a threat to human health or the environment, including the creating of a fire hazard, vector attraction, air or water pollution, or other contamination.”

The property is also in compliance with IC 13-30-2-1, which states: “A person may not discharge, emit, cause, allow, or threaten to discharge, emit, cause, or allow any contaminant or waste, including any noxious odor, either alone or in combination with contaminants from other sources, into the environment.

With no evidence of solid waste violations at the time of the inspection, no further action is necessary and the Solid Waste portion of IDEM Incident 110146 Hilty OD will be closed.

Please direct any questions pertaining to this inspection report to Chad Pittman, IDEM Solid Waste Compliance at 812-216-2107 or cpittman@idem.in.gov.

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:
Jefferson County Health Department
Southeastern Indiana Recycling District (SEIRD)
Megan Espinda, IDEM Agricultural Liaison
Diana Toth, IDEM CFO Compliance Section
Karla Frownfelter, IDEM Office of Chief of Staff

E-mail Address:
mike.new@jeffersoncounty.in.gov
christy@seird.org
MEspinda@idem.IN.gov
DRToth@idem.in.gov
KFrownfe@idem.IN.gov

Date Emailed by Inspector:

Needs Mailed