Environmental
Protection Agency
Governor
Lt. Governor
Director

November 17, 2011

RE: WAYNE COUNTY
OPEN BURNING

CERTIFIED MAIL

Mr. Frederick Celetti
P.O. Box 3
Doylestown, Ohio 44230

Dear Mr. Celetti:

The open burning which is being conducted at 12777 Calaboone Dr., Chippewa Twp., Ohio is in violation of Ohio's air pollution regulations.

On September 19, 2011, this office received a "fire incident report" along with photos from the Chippewa Township Fire Department stating that illegal open burning had occurred at your residence on September 18, 2011.

On September 20, 2011, this writer sent you a warning letter concerning this matter explaining Ohio's Open Burning Law.

On October 18, 2011, the Chippewa Township Fire Department responded to a call at your residence involving the illegal open burning of garbage in a 55-gallon barrel. At that time, photos were taken of this illegal fire.

On November 16, 2011, I attempted to speak with you regarding this matter. No one was present and a copy of the Open Burning Regulations along with my business card was left for your information.

Please be advised that OAC Rule 3745-19-04, "Open burning in unrestricted areas" states in part, "No person shall conduct illegal open burning." Open burning for waste disposal purposes is strictly prohibited.

Please be advised of OAC Rule 3745-19-06, "Open Burning Unilateral Order,, which authorizes the Director to assess and collect administrative penalties of not more than two hundred-fifty dollars **($250.00)** per day for each separate violation of open burning. In addition, Section 3704.06 of the Ohio Revised Code authorizes the Attorney General to seek penalties of up to twenty-five thousand dollars ($25,000) for conviction of violating the Open Burning Regulations. Each day's violation, after a conviction, constitutes a separate offense and will be subject to the penalties as mentioned above.

Northeast District Office
2110 East Aurora Road
Twinsburg, OH 44087-1924

330 | 963 1200
330 | 487 0769 (fax)
www.epa.ohio.gov

Finally, be aware that this letter in no way waives the right of the Ohio EPA to pursue additional enforcement action. If further violations are reported to this office, we will refer this matter to our legal staff in Columbus for appropriate action. We hope that voluntary compliance will be forthcoming and that this action will not be necessary.

If you have any questions, please contact me at (330) 963-1209.

Sincerely,

Frank Elchesen

Frank Elchesen
District Representative
Division of Air Pollution Control

FE:bo

pc: Chippewa Twp. Fire Dept.

ec: Bob Princic, OEPA, NEDO, DAPC