



State of Ohio Environmental Protection Agency

Southwest District Office

401 E. Fifth St.
Dayton, Ohio 45402

TELE: (937) 285-6357 FAX: (937) 285-6248
www.epa.state.oh.us

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

August 27, 2009

CERTIFIED MAIL

Mr. Thomas J. Montgomery
6081 State Route 274 West
Huntsville, Ohio 43324

NOTICE OF VIOLATION

Dear Mr. Montgomery:

Based on a complaint received from the Huntsville Fire Department and our investigation, the open burning that occurred at or near your 6081 State Route 274 West property, on or about August 21, 2009, constituted a violation of Ohio Administrative Code (OAC) open burning regulations.

The purpose of this letter is to:

- inform you of about open burning violations of Ohio's open burning;
- inform you of possible Solid Waste violations; and
- request your cooperation to immediately halt any open burning that is in violation of the attached OAC open burning rules.

Open burning violations:

The open burning of household furniture, electronics, petroleum based products and other waste materials that appear in the in the photographs taken during our inspection on August 21, 2009, constitutes a violation of OAC rule 3745-19-04(A). Unless specifically listed under OAC rules 3745-19-03(B) to (D) or in section 3704.11 of the Ohio Revised Code, no person or property owner shall cause or allow open burning.

Possible Solid Waste violations:

For information on possible Solid Waste violations and corrective actions, please contact the Logan County Health District through their general phone number of (937) 592-9040.

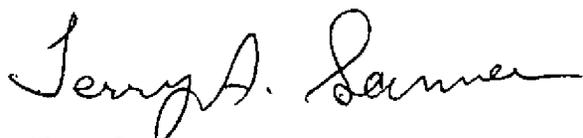
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Immediate halt of open burning in violation of OAC open burning rules:

Based on the above information, you are requested to halt any additional open burning that would be in violation of the attached rules.

If you have any questions or comments, or wish to discuss this matter further, please feel free to contact me at (937)285-6032.

Sincerely,



Terry Sanner
Environmental Specialist
Southwest District Office
Division of Air Pollution Control

cc: Chief Tim Jenkins, Huntsville Volunteer Fire Department

ec: John Paulian, Ohio EPA CO/DAPC
Lisa Holscher, U.S. EPA Region 5
Logan County Health District
Tom Schneider, Ohio EPA SWDO/DAPC
Monte Bluebaum, Ohio EPA SWDO/DSIWM

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