

CITY OF TOLEDO



DEPARTMENT OF PUBLIC UTILITIES March 22, 2010

CERTIFIED MAIL

Diversified Road and Pipe
Attn: Mr. David R. Battin
6711 Providence Street
P.O. Box 2572
Whitehouse, OH 43571

RE: Warning Letter - Open Burning

Dear Mr. Battin:

On March 15, 2010, the Toledo Division of Environmental Services received a complaint regarding open burning at your construction yard located at 14165 Neowash Road. When we visited your property, we spoke with Guy McEwen, Foreman, and observed evidence of a fire used to dispose of scrap lumber and straw from construction operations. While small campfires using clean, dry wood are permitted for a variety of purposes, open burning for the purpose of waste disposal is prohibited by Ohio Administrative Code (OAC) 3745-19. If open burning which fails to comply with the law takes place on your property in the future and is witnessed by officials from the Toledo Division of Environmental Services, enforcement actions, which could include a civil penalty, will be taken. A summary of the law is enclosed for your reference.

If you have any questions, please feel free to contact me at (419) 936-3751.

Respectfully yours,

A handwritten signature in black ink that reads "Marilyn Berry DuFour".

Marilyn Berry DuFour
Environmental Specialist

Enclosure

cc: Timothy D. Murphy, Commissioner, Toledo Environmental Services
Karen Granata, Chief, Air Resources
Michelle Hughes-Tucker, IWCS, Emergency Response
Guy McEwen, Foreman, Diversified Road and Pipe

Timothy D. Murphy, Commissioner
DIVISION OF ENVIRONMENTAL SERVICES
Quilter Environmental Center
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