



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490
www.epa.state.oh.us

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

January 8, 2010

Re: Tuscarawas County
Open Burning
Complaint 30001214

Certified: 70022030000298638420

Mr. Lewis Schlabach
Schlabach Equipment
2645 State Route 93 South
Sugarcreek, Ohio 44681

Dear Mr. Schlabach:

I am writing this letter in response to a complaint received by this office on December 14, 2009. The complaint alleges that wood and other solid wastes are being burned behind your business on State Route 93.

On December 22, 2009, I investigated this complaint and spoke to you. As I explained at that time, a business cannot open burn any type of waste that is generated during the course of doing business for the purpose of waste disposal. Evidence of the open burning of wood and cardboard and other solid wastes was observed.

Open burning of improper waste materials at this location is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is punishable by a maximum fine of up to \$25,000 per day per violation. All open burning in violation of the requirements specified in OAC rule 3745-19-04 must stop immediately. If you continue to open burn improper waste materials, legal action will be taken against you.

If you have any questions regarding this matter, please contact me at 740-380-5217.

Sincerely,

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mlm