



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

September 19, 2008

Re: Tuscarawas County
Open Burning
Complaint 30000457

Certified: 70063450000190563298

Mr. Wesley Tolle
P.O. Box
232 Fair Ave. N.W.
New Philadelphia, Ohio 44663

Dear Mr. Tolle:

I am writing this letter in response to a complaint received by this office on August 8, 2008. The complaint alleges that illegal open burning is occurring at 2405 Goshen Hill Road, New Philadelphia. I have been told that you are the owner of this property.

On August 28, 2008, I investigated this complaint. There was no one home at the time of my investigation. I left a pamphlet in the side door that explains Ohio's open burning rules with my phone number. Evidence of the open burning of a mattress, household trash, and garbage was observed. I have tried to contact you by phone several times but have never gotten an answer.

Garbage, furniture, mattresses, plastics, etc., cannot be open burned anywhere in Ohio. To open burn residential waste such as paper, leaves, tree trimmings, etc., the fire must be in an area that is at least 1,000 feet from the nearest neighbor. There is not a location on this property that is at least 1,000 feet from the nearest neighbor, therefore, even residential household waste cannot be open burned on this property.

Open burning of this type is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is punishable by a fine. I am enclosing a copy of this rule for you. If you are the property owner and your renters continue to open burn improper waste materials, legal action may be taken against your renters and you as the property owner.

Please contact me at 740-380-5217 so that we can discuss this issue.

Sincerely,

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mim

Enclosure