



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

September 20, 2011

Re: Athens County
Open Burning
Complaint 30002048

Certified: 70101060000178960910

Mr. Dave Dearth
9701 Monserat Ridge Road
Millfield, Ohio 45761-9648

Dear Mr. Dearth:

I am writing this letter in response to a complaint received by this office on September 9, 2011. The complaint alleges that large piles of waste materials are being burned on your property on Monserat Road.

On September 15, 2011, I investigated this complaint and spoke to you. There was a large burn pile to the south of your business, Jody's Country Collectables. Evidence of the open burning of wood waste materials from your wood shop, trash, plastics, household garbage, a mattress, and other solid waste materials was observed. As I explained at that time, a business cannot open burn any type of waste materials for disposal purposes. This includes the wood from your wood shop. Plastics, garbage, furniture, etc., cannot be open burned anywhere in Ohio.

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 fine. I gave you a pamphlet that explains this rule. If you continue to open burn improper waste materials, legal action may be taken against you.

If you have any questions regarding this matter, please contact me at 740-380-5217 or 1-800-686-7330.

Sincerely,

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mlm