



State of Ohio Environmental Protection Agency

Southeast District Office

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

October 5, 2009

**Re: Athens County
Open Burning
Complaint 30001087**

Mr. Anthony Cooper
16155 Main Street
Millfield, Ohio 45761

Dear Mr. Cooper:

I am writing this letter in response to a complaint received by this office on September 10, 2009. The complaint alleges that you burn trash and plastics in your backyard.

On September 22, 2009, I investigated this complaint and spoke to you. You told me that you have burned trash in the backyard and that you also have cookouts or campfires. Evidence of the open burning of trash and plastics was observed.

As I explained at that time, you can have a cookout or campfire using clean, dry wood as long as the fire is less than three feet wide by two feet high. To open burn residential waste such as paper, leaves, tree trimmings, cardboard, etc., the property must be located in an unrestricted area and the burn site must be at least 1,000 feet from the nearest neighbor. While your property is located in an unrestricted area, your burn site is not at least 1,000 feet from the nearest neighbor. Therefore, unless there is another location on your property that meets this distance requirement, you cannot open burn residential waste at this property. Trash, tires, plastics, etc. cannot be open burned anywhere in Ohio.

Open burning improper waste materials at this location is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is punishable by a fine. 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.

Sincerely,

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/dh

Enclosure