



State of Ohio Environmental Protection Agency

**Southeast District Office**

2195 Front Street  
Logan, Ohio 43138

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

May 5, 2009

Re: Athens County  
Open Burning  
Complaint 30000 845

Certified: 70073020000178822296

Mr. Edward White  
62 Mill St.  
Athens, Ohio 45701

Dear Mr. White:

I am writing this letter in response to a complaint received by this office on April 10, 2009. The complaint alleges that stereo equipment, plastics and household trash were open burned at 8005 State Route 356. A search of county court records lists you as the owner of this property. Mr. Mike Osborne lives at this residence.

The Ohio EPA received a previous complaint of open burning at this residence on December 23, 2008. I investigated this complaint and spoke to Mr. Osborne in reference to the first complaint.

On April 20, 2009, I investigated the most recent complaint. Evidence of the open burning of plastics and household wastes was observed. Trash bags, a furniture cushion and other trash were piled on top of the ash from previous fires.

Because the burn site is less than 1,000 feet from the nearest neighbor, residential waste such as paper, leaves and tree trimmings cannot be open burned on this property. Plastics, furniture, furniture cushions, etc., cannot be open burned 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. As the property owner, you can be held responsible for the open burning in violation of OAC rule 3745-19-04 on this property. I am enclosing a copy of this rule for you.

A copy of this letter is being forwarded to the local health department. The information within this letter can be evaluated by local health department and further investigation may be initiated if it appears violations within their jurisdiction have occurred.

Mr. Edward White  
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Please contact me at 740-380-5217 or 1-800-686-7330 so that we can discuss this situation.

Sincerely,

A handwritten signature in cursive script that reads "Lisa Duvall".

Lisa Duvall  
Environmental Specialist  
Division of Air Pollution Control

LD/mlm

cc: The Waterloo Twp. Fire Dept.  
cc: The Athens County Health District