



**Environmental
Protection Agency**

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

May 27, 2011

Re: Coshocton County
Open Burning

Certified: 70101060000178962402

Mr. Greg Mason
Mason Truck Sales
51000 US Highway 36
Fresno, Ohio 43824

Dear Mr. Mason:

On May 17, 2011, I observed a large plume of smoke at your facility. Upon investigation I found that old tractor trailers were being dismantled and the wooden floors of the trailers were being burned.

I spoke to you at that time and informed you that a business cannot burn any type of waste for waste disposal purposes. This restriction includes wood, leaves, tree trimmings, cardboard, paper, etc. You had been unaware of this restriction and agreed to have the fire put out.

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. I am enclosing a copy of this rule for you. 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.

I am requesting a written response from you, within 7 days of receipt of this letter, which includes a commitment from you to stop open burning in violation of OAC rule 3745-19-04, a plan and schedule for cleanup of the burn area and any remaining solid wastes, and a copy of the landfill receipt as proof of proper disposal. Acceptance by the Ohio EPA of a schedule for compliance does not constitute a waiver of Ohio EPA's authority to seek civil penalties as provided in section 3704.06 of the Ohio Revised Code. The determination to pursue or to decline to pursue such penalties in this case will be made by Ohio EPA at a later date.

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

Enclosure