



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

October 17, 2008

Re: Coshocton County
Open Burning
Complaint

Certified: 70063450000190559796

Ms. Cheryl Rohr
33610 State Route 83
Millersburg, Ohio 44654

Dear Ms. Rohr:

I am writing this letter in response to a complaint received by this office on September 29, 2008. The complaint alleges that you open burned a mobile home and tires at 33610 State Route 83, Millersburg.

On September 30, 2008, I investigated this complaint and spoke to your sister. She told me that an old mobile home had been burned. I gave her a pamphlet that explains Ohio's open burning rules and asked her to give it to you. Evidence of open burning of tires, furniture, carpet, insulation, demolition wastes (from the mobile home), and other solid wastes was observed. Plastics, tires, furniture, garbage, clothing, plastic-coated copper wire, demolition debris, automobile parts, etc., cannot be open burned anywhere in Ohio.

Open burning improper waste materials 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. 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 may be taken against you.

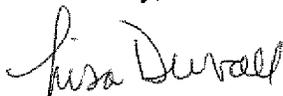
I am requesting a written response from you, within 14 days of receipt of this letter, that includes a commitment from you to stop open burning in violation of OAC rule 3745-19-04, a plan and schedule for clean up of the burn area and any remaining solid wastes, and a copy of the landfill receipt as proof of proper disposal. Acceptance by 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.

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.

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

Sincerely,

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

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mlm

cc: The Coshocton County Health District, 724 S. 7th St., Coshocton, Ohio 43812