



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

August 5, 2009

Re: Coshocton County
Open Burning
Complaint 30000989

Mr. Harry Smith
18358 County Road 80
Warsaw, Ohio 43844

Dear Mr. Smith:

I am writing this letter in response to a complaint received by this office on July 16, 2009. The complaint alleges that shingles and tires are being open burned on your property at 18358 County Road 80, Warsaw.

On July 22, 2009, I investigated this complaint. You were not at home at the time of my investigation. I left my business card and a pamphlet in your door that explains Ohio's open burning rules. At the time of my investigation, shingles, tires, tree stumps and logs were being open burned.

On July 24, 2009, I spoke to you by phone. At that time, I explained that tires, shingles, plastics, etc., cannot be open burned in Ohio. Because the burn site is less than 1,000 feet from the nearest neighbor, the trees and stumps also cannot be burned at this location. You told me that you are often on the road and some friends of yours had been burning on your property. You assured me that you would tell them they could no longer dump the shingles and tires on your property to burn.

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. 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.

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.

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/mlm

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