



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

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www.epa.state.oh.us

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

July 24, 2009

Re: Belmont County
Open Burning
Complaint 30000972
Certified: 70063450000190558188

Mr. Eric Miller
P.O. Box
55170 Poplar Ave.
Lansing, Ohio 43934

Dear Mr. Miller:

I am writing this letter in response to a complaint received by this office on July 7, 2009. The complaint alleges that roofing shingles were open burned on your property.

On July 8, 2009, I investigated this complaint and spoke to you. You told me that the roofing shingles were still in the backyard and they had not been burned. Evidence of the open burning of wood waste in your backyard was observed. As I explained to you at that time, to open burn residential waste such as paper, leaves, tree trimmings, cardboard, etc., your 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, there is no a location on your property that is 1,000 feet from your neighbors' homes. Therefore, you cannot open burn residential waste on this property. Roofing shingles, tar paper, demolition wastes (including wood) or remodeling wastes, tires, furniture and plastics cannot be open burned in Ohio. I gave you a pamphlet that explains Ohio's open burning rules.

The 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 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.

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