



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

July 24, 2009

Re: Belmont County
Open Burning
Complaint 30000955

Mr. Russ Landers
67474 Willow Grove Road
St. Clairsville, Ohio 43950-9273

Dear Mr. Landers:

I am writing this letter in response to a complaint received by this office on June 29, 2009. The complaint alleges that garbage is being open burned on your property.

On July 9, 2009, I investigated this complaint and spoke to you. You told me that you had cleaned up your yard and burned some yard wastes. As I explained at that time, because you are not 1,000 feet from your neighbors you cannot open burn residential waste at this location. I gave you a pamphlet that explains Ohio's open burning rules.

To open burn residential waste such as paper, leaves, cardboard, tree trimmings, etc., the property must be located in an unrestricted area (your property is in an unrestricted area) and the burn site must be at least 1,000 feet from the nearest neighbor. Your burn site is not 1,000 feet from the nearest neighbor. Therefore, you cannot open burn residential waste at this site.

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 at this location, legal action may 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