



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

January 22, 2008

Re: ^{VINTON}
~~Rose~~ County
Open Burning
Complaint 30000056

Certified: 70063450000190560440

Mr. Blaine Lemay
Lemay Logging
35534 State Route 683
McArthur, Ohio 45651-8448

Dear Mr. Lemay:

I am writing this letter in response to a complaint received by this office on December 28, 2007. The complaint alleges that you are open burning logs on your Mt. Tabor Road job site.

On January 8, 2008, I investigated this complaint. There was no one working on site at the time of my investigation. Evidence of the open burning of a shed and logs was observed. On January 16, 2008, I spoke to your brother, Dwane Lemay, on the Mt. Tabor Road site. A large pile of logs were burning. Dwane explained to me that the logs that have knots or splits are not useful for making lumber and were being burned. While you can open burn wood for heat for outdoor workers, only clean, dry wood can be used and the fire must be no larger than three feet wide and two feet high.

Open burning by a business for the purpose of waste disposal or having improperly sized or fueled tires for worker warmth are violations of Ohio Administrative Code (OAC) rule 3745-19-04 and are 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. I am enclosing a copy of this rule with this letter. If you continue to open burn improper waste materials on this job site on any other site in Ohio, legal action may be taken against you.

If you have any questions, please contact me at 740-380-5217.

Sincerely,

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mlm

enclosure