



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

April 2, 2009

**Re: Jefferson County
Open Burning
Complaint 30000800
Certified: 70073020000178820780**

Mr. and Mrs. Gary McCune
1189 County Road 16
Rayland, Ohio 43943

Dear Mr. and Mrs. McCune:

I am writing this letter in response to a complaint received by this office on March 17, 2009. The complaint alleges that tires were open burned on County Road 16, Rayland.

On March 23, 2009, I investigated this complaint. Evidence of the open burning of trash, plastics, furniture, garbage and other solid wastes was observed over the hill just past your house. I spoke to your daughter and left a pamphlet that explains Ohio's open burning rules. Plastics, garbage, furniture, automobile parts, shingles, demolition wastes etc., cannot be open burned anywhere in Ohio. To open burn residential waste, the waste must be generated on the property and the burn site must be at least 1,000 feet from the nearest neighbor. Residential waste is defined as paper, leaves, cardboard, tree trimmings, etc.

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 Ohio EPA's Division of Solid and Infectious Waste Management (DSIWM). The information in this letter will be evaluated by DSIWM 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/dh

cc: Dave Chenault, DSIWM, SEDO