



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

March 17, 2009

Re: Jackson County
Open Burning
Complaint 30000776

Certified: 70073020000178821893

Ms. Darlene Knotts
2800 Glenroy Rd.
Wellston, Ohio 45692-9772

Dear Ms. Knotts:

I am writing this letter in response to a complaint received by this office on February 26, 2009. The complaint alleges that someone at this residence is a flooring installer and is bringing home flooring wastes from various jobs and open burning them.

On March 10, 2009, I investigated this complaint and spoke to you. As I explained at that time, carpet, padding, furniture, plastics, etc., cannot be open burned in Ohio. Evidence of the open burning of carpet, plastics, furniture, cushions, cardboard, and other solid wastes was observed during my investigation.

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. Carpet, wood flooring, vinyl flooring, etc., cannot be open burned anywhere in Ohio. All open burning in violation of the requirements specified in OAC rule 3745-19-04 must stop immediately. If you or members of your household continue to open burn improper waste materials, legal action will be taken against you.

I am requesting a written response from you, within 14 days of receipt of this letter, that includes a commitment from you to stop open burning in violation of OAC rule 3745-19-04, a plan and schedule for clean up of the burn area and any remaining solid wastes, and a copy of the landfill receipt as proof of proper disposal. Acceptance by the Ohio EPA of a schedule for compliance does not constitute a waiver of Ohio EPA's authority to seek civil penalties as provided in section 3704.06 of the Ohio Revised Code. The determination to pursue or to decline to pursue such penalties in this case will be made by Ohio EPA at a later date.

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.

Ms. Darlene Knotts
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If you have any questions regarding this matter, please contact me at 740-380-5217.

Sincerely,

A handwritten signature in cursive script that reads "Lisa Duvall".

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mlm

cc: Jackson County Health District