



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

June 18, 2007

Re: Jackson County
Open Burning
Complaint 20070239

Certified: 70063450000190546031

Ms. Wilma Blevins and Mr. Shawn Blevins
955 Antioch Road
Oak Hill, Ohio 45656

Dear Ms. and Mr. Blevins:

I am writing this letter in response to a complaint received by this office on May 27, 2007. The complaint alleges that you open burned a house trailer on your property on Antioch Road, Oak Hill.

On June 1, 2007, I investigated this complaint. There was no trailer and it did not appear that anyone was living on this property. The trees on both sides of the yard had fire damage and the ground between the trees had been recently dozed or otherwise leveled.

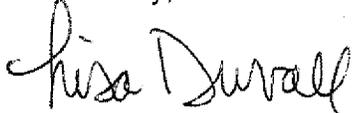
Fire Chief Chris Walls informed me that the fire department had been called to the property during the Memorial Day weekend. Upon arrival, Mr. Shawn Blevins told the firemen that it was a "controlled" burn. The burn area appeared to be approximately ten feet by twenty feet. The open burning of trailer, houses, buildings, etc. is in violation of Ohio Administrative Code Rule 3745-19-04 and is punishable by a fine. I am enclosing a pamphlet that explains Ohio's open burning rule for you. 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 may be taken against you.

I am requesting a written response from you within 10 days of receipt of this letter that includes a commitment from you to stop open burning in violation of the requirements specified in OAC rule 3745-19-04. The burn site has already been cleaned up, and to document proper disposal of the unburned solid wastes, I am requesting a copy of the landfill receipts as proof of proper disposal. Ohio EPA has the 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.

Ms. Wilma Blevins and Mr. Shawn Blevins
June 18, 2007
Page 2

Please contact me at 740-380-5217 or 1-800-686-7330 as soon as possible so that we can discuss this issue.

Sincerely,

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

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mim

enclosure

cc: Dave Chenault, DSIWM/SEDO