



State of Ohio Environmental Protection Agency

**Southeast District Office**

2195 Front Street  
Logan, Ohio 43138

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www.epa.state.oh.us

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korieski, Director

February 15, 2008

Re: Jackson County  
Open Burning  
Complaint

Certified: 70063450000190560662

Mr. Tim Francis  
1925 Zahn's Corner Rd.  
P.O. Box  
Piketon, Ohio 45661

Dear Mr. Francis:

I am writing this letter in response to a complaint received by this office on February 4, 2008. The complaint alleges that demolition debris and trees are being accumulated for burning on property you own at the intersection of Main Street and State Route 35, Jackson.

On February 7, 2008, I investigated this complaint and attempted to contact you by phone. A "house" or "the house on the property" had been torn down and several trees had also been cut down. A roll off dumpster, dozer, and backhoe were on site. I observed evidence of the open burning of trees and demolition debris on the property.

Demolition waste cannot be open burned in Ohio. Land clearing waste (trees, brush, etc.) cannot be burned in a restricted area. Open burning of this type is in violation of Ohio Administrative Code (OAC) rule 3745-19-03 and is punishable by a fine. All open burning in violation of the requirements specified in OAC rule 3745-19-03 must stop immediately. I am enclosing a copy of this rule for you. If you continue to open burn improper waste materials, legal action may 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.

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

Sincerely,

Lisa Duvall  
Environmental Specialist  
Division of Air Pollution Control

LD/mlm

Enclosure

cc: Dave Chenault, DSIWM/SEDO  
cc: The Jackson Fire Dept., 152 Pearl St., Jackson, Ohio 45640