



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 Korieski, Director

April 22, 2008

Re: Jackson County  
Open Burning

Certified: 70041160000169052981

Mr. and Mrs. Roger Boggs  
310 McCaleb Rd.  
Beaver, Ohio 45613-9600

Dear Mr. and Mrs. Boggs:

On April 17, 2008, during the course of investigating a complaint on Benner Avenue in Oak Hill, I observed open burning on your property. A trailer had recently been removed from this property. Demolition wastes, wood, insulation, and other waste materials were being open burned. Evidence of several previous fires was also observed.

On April 18, 2008, I spoke to you by phone to inform you of this violation. You told me that you had called the Jackson County Sheriff's Office and were told that you could burn on this property. I spoke to the dispatcher at the Sheriff's office and informed her of the open burning rules and faxed a copy of the rules to the sheriff's office. She recalled telling you that you could burn. I am enclosing a copy of these rules for you. Because this property is less than 1,000 feet from the nearest neighbor, residential waste (such as paper, leaves, tree trimmings, etc.) cannot be open burned here (also, this property does not qualify as a residential property because no one lives here). Demolition debris (including wood), tar paper, furniture, clothing, insulation, plastics, appliances, computers, etc. cannot be open burned anywhere in Ohio.

Open burning of improper waste materials at this location is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is 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. 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 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.

Mr. and Mrs. Roger Boggs  
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If you have any questions concerning 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

Enclosure

cc: The Jackson County Health Dept.