



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 Korteski, Director

July 9, 2010

Re: Hocking County
Open Burning
Complaint 30001434

Certified: 70063450000190559147

Mr. Marion Baker III
19535 State Route 180
Laurelville, Ohio 43135

Dear Mr. Baker:

On June 21, 2010, I investigated the complaint that you reported about your neighbors burning garbage/trash on their property. I spoke to Mrs. Carr in regard to your complaint and observed a burn barrel where the Carr's burned papers and other residential type waste materials. I explained to Mrs. Carr that this type of open burning was not permitted on their property because the burn site is not at least 1,000 feet from the nearest neighbor. A letter has been sent to Mr. and Mrs. Carr that indicates that it is illegal to open burn residential waste materials on their property without meeting the distance requirements specified in our open burning regulations.

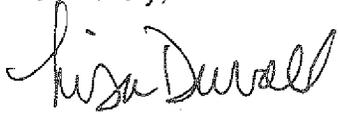
During my investigation of your complaint, Mrs. Carr pointed out a burn site in your backyard. You have a fire ring with green shrub trimmings and yard wastes piled on top. As I explained to Mrs. Carr, to open burn residential waste such as paper, leaves, tree trimmings, etc., the property must be in an unrestricted area (which yours is) and the burn site must be at least 1,000 feet from the nearest neighbor. Your burn site is not 1,000 feet from your neighbors. If there is no location on your property that is at least 1,000 feet from your nearest neighbors, you also cannot open burn residential waste on this property.

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 fine. I am enclosing a pamphlet that explains this rule for you. All open burning in violation of OAC rule 3745-19-04 must stop immediately. If you continue to open burn improper waste materials at this location, legal action may be taken against you.

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If you have any questions regarding this matter, please contact me at 740-380-5217 or 1-800-686-7330.

Sincerely,

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

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mlm

Enclosure