



State of Ohio Environmental Protection Agency

Southeast District Office

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Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490
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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

April 30, 2007

Re: Harrison County
Open Burning
Complaint 20070142

Certified: 70063450000190545676

Mr. Jeff Parker and Ms. Margaret Stocker
9743 Lone Pine Rd. SE
Dennison, Ohio 44621

Dear Mr. Parker and Ms. Stocker:

I am writing this letter in response to a complaint received by this office on April 14, 2007. The complaint alleges that a house trailer is being open burned on property you own on Fernwood Road, Dennison.

On April 24, 2007, I investigated this complaint. There was no one at the property on Fernwood Road at the time of my investigation. Evidence of the open burning of demolition wastes from a trailer and garage was observed.

On April 27, 2007, I spoke to you, Mr. Parker, by phone. You told me that you were tearing down the trailer for Ms. Stocker and were not aware that you could not open burn the wood from the trailer. As I explained to you, the open burning of demolition wastes is not permitted in Ohio. Any wood, roofing, insulation, furniture, or any other solid wastes from this site cannot be open burned. The trees that you mentioned also cannot be open burned. To open burn tree trimmings, logs, branches, etc., the property must be residential or agricultural and the fire would have to be at least 1,000 feet from the nearest neighbor. Because no one lives on this property, the tree trimmings, branches, etc. do not qualify as residential waste and this property is less than 1,000 feet from the nearest neighbors.

Open burning of these types are in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and are punishable by a fine. All open burning in violation of the requirements specified in OAC rule 3745-19-04 must stop immediately. If the open burning of improper wastes continues, legal action may be taken against both of 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.

If you have any questions, please contact me at 740-380-5217.

Sincerely,

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mim

cc: Dave Chenault, DSIWM/SEDO