



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

May 1, 2009

Re: Gallia County
Open Burning
Complaint 30000843
Certified: 70073020000178822111

Mr. Richard Elbin
P.O. Box 56
Vinton, Ohio 45686-0056

Dear Mr. Elbin:

I am writing this letter in response to a complaint received by this office on April 6, 2009. The complaint alleges that foam rubber, trees and other solid wastes were open burned on your property.

On April 15, 2009, I investigated this complaint and spoke to you. There were several piles of partially burned and unburned trees in the field. You told me that you had let people dump trees and tree trimmings from the clean up of storm damage in your field. Upon return to my office, I received pictures of the burn area from another Ohio EPA employee that shows tires and foam rubber rolls mixed in with the trees. Plastics, foam rubber, tires, etc. and any type of waste that is generated by a business cannot be open burned in Ohio. Because your property is located in a restricted area, you are very limited in the type of materials you can open burn on your property. I have enclosed a copy of Ohio EPA's open burning regulations for your reference.

Open burning improper waste materials at this location is in violation of Ohio Administrative Code (OAC) rule 3745-19-03 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 3745-19-03 must stop immediately. If you continue to open burn improper waste materials, legal action will 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.

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

Sincerely,

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mlm

cc: The Gallia County Health Dept.