



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street  
Logan, Ohio 43138

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Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Laura H. Powell, Acting Director

January 10, 2007

Re: Guernsey County  
Open Burning  
Complaint 20060628

**Certified: 70051820000812621940**

Mr. and Mrs. Dean Potts  
111 Jennifer Drive  
Byesville, Ohio 43723-9722

Dear Mr. and Mrs. Potts:

I am writing this letter in response to a complaint received by this office on December 21, 2006. The complaint alleges that you are open burning trash at your home on Jennifer Drive, Byesville.

On January 4, 2007, I investigated this complaint and spoke to both of you. I explained to you that this type of open burning is not permitted. There is a fire pit in your backyard where paper, garbage, plastics, wood, and other solid wastes have been burned. A trash bag was on the ground next to the fire pit. Because you are less than 1,000 feet from your neighbors you cannot open burn residential wastes such as paper, leaves, tree trimmings, etc. Plastics and garbage cannot be open burned anywhere in Ohio.

Open burning of this type is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is punishable by a fine. I am enclosing a pamphlet that outlines Ohio's open burning rules. If you continue to open burn improper waste materials, legal action may be taken against you.

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

Sincerely,

Lisa Duvall  
Environmental Specialist  
Division of Air Pollution Control

LD/mlm

enclosure