



State of Ohio Environmental Protection Agency

Southeast District Office

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Logan, Ohio 43138

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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

June 12, 2007

**Re: Guernsey County
Open Burning
Complaint 20070060
Certified Mail 70063450000190546499**

Mr. Marion Miller
R & L Enterprise
40081 Batesville Road
Quaker City, Ohio 43773

Dear Mr. Miller:

I am writing this letter in response to a complaint received by this office on March 6, 2007. The complaint alleges that you are open burning at your facility on Batesville Road, Quaker City.

On March 26, 2007, Mr. Bruce Weinberg of the Ohio EPA spoke to someone at R & L Enterprise and was told that materials were being burned in a pit.

On April 4, 2007 I investigated this complaint and spoke to Mr. Jeremy Wayble. A burn pile was observed at the rear of the plant. Straw, plastic, cardboard drums and other solid wastes had been burned.

Open burning of this type is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is punishable by fine. A business can not open burn for waste disposal purposes. All open burning in violation of OAC rule 3745-19-04 must stop immediately and the burn site needs to be cleaned up. If you continue to open burn improper waste materials, legal action may be taken against you and/or R & L Enterprise.

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/dh