



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

November 25, 2008

Re: Perry County
Open Burning ⁶⁸⁸
Complaint 30000649

Certified: 70063450000190557501

Mr. and Mrs. George Johnson
222 S. High St.
New Lexington, Ohio 43764

Dear Mr. and Mrs. Johnson:

I am writing this letter in response to a complaint received by this office on November 14, 2008. The complaint alleges that your tenants are open burning trash, diapers, wood, and other household wastes on property that you own on State Route 37, east of New Lexington.

On November 17, 2008, I investigated this complaint. It appears that you have three rental units on this property. I spoke to the renter in the first trailer who was open burning in a barrel at the time of my investigation. As I explained to her, to open burn residential waste (papers, leaves, tree trimmings, etc.) that are generated on the property, the burn site must be in an unrestricted area (which this property is) and 1,000 feet from the nearest neighbor. The burn barrel I observed is not 1,000 feet from the nearest neighbors. She informed me that she recycles all that she can, but could not tell me what she did with the wastes that cannot be recycled such as plastics and garbage. Plastics, garbage, diapers, furniture, etc., cannot be open burned anywhere in Ohio.

Open burning improper waste materials at this location is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is punishable by a fine. If the illegal open burning of improper waste materials continues, legal action may be taken against you as the owner of the property. I am enclosing a pamphlet that explains Ohio's open burning rules for you.

Please contact me at 740-380-5217 or 1-800-686-7330 so that we can discuss this matter.

Sincerely,

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mlm

Enclosure

