



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

June 20, 2008

Re: Perry County
Open Burning
Complaint 30000316

Certified: 70063450000190562666

Mr. Terry Burnworth
410 Logan Thornville Road
Bremen, Ohio 43107

Dear Mr. Burnworth:

I am writing this letter in response to a complaint received by this office on June 2, 2008. The complaint alleges that you open burned demolition wastes from a house that had been previously damaged by fire on State Route 256, Thornville. You had been hired by the home owner to clean up the property.

On June 12, 2008, I investigated this complaint and spoke to you. The burn site has been cleaned up. As I explained to you at that time, demolition wastes, buildings/homes, etc. cannot be open burned for waste disposal purposes in Ohio. As a contractor, you need to be aware of Ohio's open burning rules. There are also restrictions on the open burning of land clearing wastes such as brush and trees. Please read the pamphlet and copy of Ohio Administrative Code Chapter 3745-19 very closely. If you have any questions about what can be burned on any of your future job sites, please contact me.

Open burning demolition waste for disposal purposes is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is punishable by a maximum fine of up to \$25,000 per day per violation. If you open burn improper waste materials again in Ohio, legal action will be taken against you.

I am requesting a written response from you, within 14 days of receipt of this letter, that includes a commitment from you to stop open burning in violation of OAC Chapter 3745-19 and a copy of any landfill receipts that you may have as proof of proper disposal of any of the waste materials received during the clean-up of the burn site. The determination to pursue or to decline to pursue such penalties in this case will be made by Ohio EPA at a later date.

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

Sincerely,

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mlm

cc: Dave Burroughs, CDO, DAPC
cc: The Thornville Fire Dept., 25 W. Columbus St., Thornville, Ohio 43076

