Environmental Protection Agency

John R. Kasich, **Governor**
Mary Taylor, **Lt. Governor**
Scott J. Nally, **Director**

April 6, 2012

Re: Belmont County
Open Burning
Complaint 30002260

Mr. Smith
72861 Crescent Road
St. Clairsville, Ohio 43950

Dear Mr. Smith:

I am writing this letter in response to a complaint received by this office on March 14, 2012. The complaint alleges that you burn garbage, trash and household waste materials on your property.

On March 30, 2012, I investigated this complaint. Evidence of the open burning of cardboard and trash was observed in half of a metal container in the old foundation of the house next to your home. I attempted to speak to you, but you were not home at the time of my investigation. I left my business card and a pamphlet in your door that explains Ohio's open burning regulations.

Plastics, demolition or construction waste materials, garbage, furniture or any type of waste material that is hauled to a property from another location cannot be open burned in Ohio.

To open burn residential waste such as paper, leaves, tree trimmings, cardboard, etc., the property must be located in an unrestricted area (as your property is) and the burn site must be <u>at least 1,000 feet</u> from any inhabited building not on the property. Because there is not a burn site location on this property that is at least 1,000 feet from any inhabited building not on the property, <u>you cannot open burn residential waste at this location</u>.

Open burning of improper waste materials at this location is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is punishable by a fine. All open burning in violation of the requirements specified in OAC rule 3745-19-04 must stop immediately. If you continue to open burn improper waste materials, legal action may be taken against you.

Southeast District Office
2195 Front Street
Logan, OH 43138-8637

740 | 385 8501
740 | 385 6490 (fax)
www.epa.ohio.gov

If you have any questions regarding this matter, please contact me at 740-380-5217 or 1-800-686-7330.

Sincerely,

Lisa Duvall

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/cs

Cc: Bruce Weinberg-DAPC