



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-8490
www.epa.state.oh.us

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

March 20, 2008

**Re: Muskingum County
Open Burning
Complaint 30000147
Certified Mail 70063450000190546864**

Mr. Russ Smith
Stump Munchers
2880 Boggs Road
Zanesville, Ohio 43701

Dear Mr. Smith:

I am writing this letter in response to a complaint received by this office on March 11, 2008. The complaint alleges that you are open burning wood wastes from your tree and stump removal business that you haul to your home.

On March 12, 2008, I investigated this complaint and spoke to Mrs. Smith. I explained that a business cannot open burn any type of waste for disposal purposes. During my investigation, large logs were being burned in your side yard. Because your property is not 1,000 feet from the nearest neighbor, you also cannot open burn residential waste generated on residential property, such as paper, leaves, tree trimmings, and cardboard.

Open burning a business's waste for disposal purposes 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.

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