



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

August 5, 2009

Re: Muskingum County  
Open Burning  
Complaint 30000990

Mr. Justin Soller  
6255 Virginia Road  
Nashport, Ohio 43830-9749

Dear Mr. Soller:

I am writing this letter in response to a complaint received by this office on July 17, 2009. The complaint alleges that household trash and garbage are being open burned in your yard.

On July 22, 2009, I investigated this complaint and spoke to you. Evidence of open burning of trash was observed in your backyard. You told me that you now have trash pickup. I gave you a pamphlet that explains Ohio's open burning rules.

To open burn residential waste such as paper, leaves, tree trimmings, etc., your property must be located in an unrestricted area (your property is) and the burn site must be at least 1,000 feet from the nearest neighbor. There is not an area on your property that would be 1,000 feet from your neighbors. Therefore, you cannot open burn residential wastes on this property.

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 you continue to open burn improper waste materials, legal action will be taken against you.

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

Sincerely,

Lisa Duvall  
Environmental Specialist  
Division of Air Pollution Control

LD/mlm