



State of Ohio Environmental Protection Agency

**Southeast District Office**

2195 Front Street  
Logan, Ohio 43138

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

September 15, 2010

Re: Muskingum County  
Open Burning  
Complaint 30001566

Certified: 70101060000178960217

Mr. Robert Maclean  
125 Bryan Drive  
Zanesville, Ohio 43701-9191

Dear Mr. Maclean:

I am writing this letter in response to a complaint received by this office on August 25, 2010. The complaint alleges that you open burn waste materials on the ground in your backyard.

On September 1, 2010, I investigated this complaint. 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 rules, along with a note asking you to call me.

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 at least 1,000 feet from the nearest neighbor. Because there is not a burn site location on your property that is 1,000 feet from your nearest neighbor, you cannot open burn residential waste at this location.

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 maximum fine of up to \$25,000 per day per violation. 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.

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

Sincerely,

Lisa Duvall  
Environmental Specialist  
Division of Air Pollution Control

LD/mim