



**Environmental
Protection Agency**

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

June 3, 2011

Re: Ross County
Open Burning
Complaint 30001851

Certified: 70101060000178962433

Mr. and Mrs. Witte
308 Plyley's Lane
Chillicothe, Ohio 45601

Dear Mr. and Mrs. Witte:

I am writing this letter in response to a complaint received by this office on April 25, 2011. The complaint alleges that unknown materials are being burned on your property.

On May 16, 2011, I investigated this complaint and spoke to Mrs. Witte's father. As I explained to him, to burn residential waste such as tree trimmings, paper, leaves, etc., the property must be located in an unrestricted area and the burn site must be at least 1,000 feet from the nearest neighbor's house. He told me that you have been cleaning up the property and had burned some brush, cardboard, and maybe a little plastic. I left my business card and a pamphlet and asked him to have you call me.

For your property to be in an unrestricted area, as defined in Ohio Administrative Code Chapter 3745-19, the property would have to be one mile from the city limits of Chillicothe. Based on maps of the area, it does not appear that your property is one mile from the city limits of Chillicothe. If you feel that the burn site on your property is more than one mile outside the city limits and 1,000 feet from the nearest neighbor's house, please provide me with documentation to demonstrate compliance with these restrictions.

Plastics, garbage, demolition waste materials, etc. cannot be open burned in Ohio. Open burning of improper waste materials at this location is in violation of Ohio Administrative Code (OAC) rule 3745-19-03 and is punishable by a fine.

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

Sincerely,

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mlm