



Environmental  
Protection Agency

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

Re: Ashland County  
Open Burning Complaint  
**Notice of Violation**

August 15, 2011

CERTIFIED MAIL

Mr. Travis Miller  
Countryside Trash Removal  
623 Township Road 2104  
Loudonville, Ohio 44842

Dear Mr. Miller:

This office received a complaint on August 8, 2011, concerning open burning being conducted on your property. My investigation, conducted on August 9, 2011, shows household trash is collected by your service, brought back to the property and some of the trash is burned for disposal purposes. This occurs within 1000' of adjacent residences in an unrestricted area.

Based on these findings, there is sufficient evidence to determine that illegal open burning did occur and the complaint is justified. This is a violation of OAC rule 3745-19-04(A). A copy of the OAC rules pertaining to open burning has been enclosed for your review.

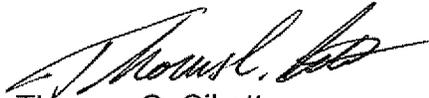
Please provide a written response acknowledging your receipt of this letter and your understanding of the rules. If you do not understand the rules please contact this office for additional explanation before responding. Your response is requested no later than August 31, 2011.

Please be advised that the submission of information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek civil penalties pursuant to Ohio Revised Code Section 3704.06. The Ohio EPA will make a decision whether to pursue such penalties regarding this matter at a later date.

Mr. Travis Miller  
August 15, 2011  
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If you have any questions concerning this letter or the regulations, please feel free to call me at (419) 373-3137 or e-mail at [thomas.cikotte@epa.state.oh.us](mailto:thomas.cikotte@epa.state.oh.us).

Sincerely,



Thomas C. Cikotte  
Division of Air Pollution Control

/lr

Enclosure

pc: Ashland County Health Department  
Thomas C. Cikotte, DAPC – NWDO  
Certified Mail Receipt Number 7009 1410 0001 1840 9627

ec: William MacDowell, U.S. EPA Region V  
Tom Kalman, DAPC - CO  
Tom Sattler, DAPC - NWDO  
Thomas C. Cikotte, DAPC – NWDO

Re: Ashland County  
Open Burning Complaint  
**Notice of Violation**

August 11, 2011

**CERTIFIED MAIL**

Travis Miller  
Countryside Trash Removal  
623 Twp Rd. 2104  
Loudonville, OH 44842

Dear Mr. Miller:

This office received a complaint on August 8, 2011, concerning open burning being conducted on your property. My investigation, conducted on August 9, 2011, shows household trash is collected by your service, brought back to the property and some of the trash is burned for disposal purposes. This occurs within 1000' of adjacent residences in an unrestricted area.

Based on these findings, there is sufficient evidence to determine that illegal open burning did occur and the complaint is justified. This is a violation of OAC rule 3745-19-04(A). A copy of the OAC rules pertaining to open burning has been enclosed for your review.

Please provide a written response acknowledging your receipt of this letter and your understanding of the rules. If you do not understand the rules please contact this office for additional explanation before responding. Your response is requested no later than August 26, 2011.

Please be advised that the submission of information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek civil penalties pursuant to Ohio Revised Code Section 3704.06. The Ohio EPA will make a decision whether to pursue such penalties regarding this matter at a later date.

If you have any questions concerning this letter or the regulations, please feel free to call me at (419) 373-3137 or e-mail at [thomas.cikotte@epa.state.oh.us](mailto:thomas.cikotte@epa.state.oh.us).

Sincerely,

Thomas C. Cikotte  
Division of Air Pollution Control

/

***Enclosure***

pc: Ashland County Health Dept.  
Thomas C. Cikotte, DAPC – NWDO

ec: William MacDowell, U.S. EPA Region V  
Tom Kalman, DAPC - CO  
Tom Sattler, DAPC - NWDO  
Thomas C. Cikotte, DAPC – NWDO

**OHIO ENVIRONMENTAL PROTECTION AGENCY  
COMPLAINT INVESTIGATION REPORT**

DISTRICT	COUNTY	DATE RECEIVED	DATE(S) INVESTIGATED
NWDO	Ashland	8.8.11	8.9.11
<u>TYPE</u>	<u>AIR</u>		<b>COMPLAINANT: ANONYMOUS</b>
TELEPHONE <u>X</u>	INDUSTRIAL <u>   </u>	HPF	<b>SUSPECTED SOURCE OF EMISSIONS:</b>  Travis Miller Countryside Trash removal 623 Twp Rd. 2104 Loudonville, OH 44842 Cell: 330.704.7709 Home: 419.368.8304
VISIT <u>   </u>	PARTICULATE <u>   </u>		
LETTER <u>   </u>	ODOR <u>  X  </u>		
DCN <u>   </u>	FUGITIVE DUST <u>   </u>		
E-MAIL <u>   </u>	OPEN BURNING <u>  X  </u>		
OTHER <u>   </u>	OTHER <u>   </u>		

**STATEMENT OF COMPLAINANT:** Area resident operates a business called Countryside Trash Removal. He runs a route on Mondays, brings the waste back to his house and burns most of it. He burns almost every Monday. They have to close the house up because the smell is horrible and if the smoke gets in the house it takes days to leave; can't even go outside those days. He doesn't want to get the guy in trouble but it's getting worse and it's horrible to start. He drives a blue pick-up with wood sides for his route.

**STATEMENT OF SOURCE OPERATOR:** Mr. Miller states that he is a mason and with the slow economy he needed more income. He just started a small trash route and he hires Rumpke to pick up his collections. Every now and again, if the dumpster is full, he burns some of the trash he collects. He was not aware that this was illegal.

**FINDINGS:** JUSTIFIED   X   NOT JUSTIFIED     CANNOT BE DETERMINED

**RECOMMENDATIONS:** NOV DATE OF WRITTEN FOLLOW UP     /     /    

**CORRECTIVE ACTION AGREED TO BY SOURCE:** Will stop burning other people's trash but may still burn his if he can find a spot on his property to be more than 1000' away from neighbors. Was very apologetic for causing a problem and said he will stop immediately.

**COMMENTS:** may refer to SIU – Hassinger advised me to go out, since I was going to be in the area.

Based on his wife's attire at the time of the inspection I believe that the Millers are either Mennonite or German Baptist. Miller has a dumpster from Rumpke on site and it appears that he collects trash, puts it in the dumpster and then has it hauled away. Apparently he is charging enough to make some profit on top of the fee for the dumpster. He said that he had Rumpke pick up every other week but he will have them come every week now. If the dumpster was full and he still had trash he would burn what was left. He was very apologetic, he said he wanted no trouble and if he would have known that it was causing an odor and smoke problem he would have stopped immediately.

Miller also asked if he could still burn HIS trash. This is fishy to me, especially if he continues the trash route. He may try to say that future burning is his trash when it is really from others.

**Burn site was approx. 4' in dia but had been used for a long time. Lots of HHTw/P, glass bottles, al, st & Aero cans. Within 1000' of adjacent residences (to the SE) in an unrestricted area.**

**INVESTIGATOR(S):**           TCC           **DATE RESOLVED:**     /     /