

Air Pollution Control Division

Ohio Environmental
Protection Agency
APC Contractual Representative
Serving All of Stark County

Canton City Health Department

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Terri Dzienis
APCD Interim Administrator

James M. Adams, RS, MPH
Health Commissioner

copy

M. Luehrs
721 23rd St. NW
Canton, OH 44709

June 20, 2011

Re: INFORMATIONAL LETTER REGARDING OPEN BURNING

Dear M. Luehrs:

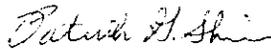
On June 2, 2011, the Canton City Health Department, Air Pollution Control Division received a notice from the Canton City Fire Department of an illegal recreational fire at 721 23rd St. NW in Canton Ohio. The illegal fire was in violation of the City of Canton's Ordinance, Part 15 "Fire Prevention Code", Chapter 1513 "Recreational Fires".

The Stark County Auditor lists the owner of the above mentioned property as AARIS Enterprises.

Please be advised that there are State regulations regarding open burning. These regulations are in the Ohio Administrative Code (OAC) at OAC 3745-19. A copy of these regulations is enclosed with this letter. These regulations differ from the City of Canton's Ordinance cited in the first paragraph of this letter.

The specific sections of OAC 3745-19 relating to the fires at 721 23rd St. NW are OAC 3745-19-01 "Definitions" and OAC 3745-19-03 "Open burning in restricted area". Two of the most important requirements of OAC 3745-19-03 are that it is illegal to open burn for waste disposal purposes, and paraphrasing the regulation, clean dry firewood is an acceptable fuel for the fires allowed under this rule. The resident of a property at which illegal open burning has occurred can be subject to administrative penalties of up to \$250 per day as described in OAC 3745-19-06. ***Please review these regulations and follow their requirements before any additional open burning takes place on this property.***

Sincerely,



Patrick G. Shriver
Monitoring and Inspections Supervisor

Enclosures: OAC Rule 3745-19

Cc: correspondence file
complaints file