

*Comus*

# Air Pollution Control Division

## Canton City Health Department

420 Market Avenue North • Canton, Ohio • 44702-1544  
(330) 489-3385 • Fax: (330) 489-3335

Daniel J. Aleman, P.E., MBA  
APCD Administrator

James M. Adams, MPA  
Health Commissioner

**OhioEPA**

APC Contractual Representative  
Serving All of Stark County

**CERTIFIED MAIL**

August 11, 2009

Mr. Donald E. Compton  
11325 Orrville St NW  
Massillon, OH 44647-9573

**Re: INVESTIGATION OF ILLEGAL OPEN BURNING**

Dear Mr. Compton:

The Canton City Health Department, Air Pollution Control Division (APCD) represents the Ohio EPA in air quality matters within Stark County. As such, APCD employees are charged with the responsibility to investigate and enforce Ohio EPA (OEPA) air pollution regulations.

On Friday, August 7, 2009, I was at your property in Lawrence Township and knocked on the door with the intention of speaking to a resident about the EPA open burning regulations. There was no response. I then observed the burn pile at the rear of the residence. The burn pile showed evidence of use for burning residential waste.

You are in an unrestricted area and OAC Rule 3745-19-04 does provide for open burning of residential waste, but with several stipulations. One stipulation is that the fire cannot be less than one thousand feet from the nearest occupied structure not on the property (OAC 3745-10-04 (B)(3)(c)).

Please be advised that your burn pile was noncompliant with OAC Rule 3745-19-04 and this office requests that you refrain from using your fire for waste disposal.

Sincerely,

*GAC 8/10/09*

Gregory A. Clark, CHMM, CAHES  
Air Pollution Control Engineer  
Enclosure: OAC Rule 3745-19-04

cc: Addressee via First Class Mail

Correspondence File

Complaints, Open Burn, Residential, Lawrence Township

Lt. Kevin Alloway, North Lawrence VFD, 4042 Alabama Ave NW, North Lawrence, OH 44666

# Parcel 2400137

Base Land Valuation Sales Sketch Tax Building Pictometry

## Base Data

Parcel: 2400137  
 Owner: CAMPTON DONALD E  
 Site Address: 11325 ORRVILLE ST NW  
 MASSILLON, OH 44647-9573  
 Map Routing Number: 24 035NE 01 02200  
 Tax Map: [Click Here](#)

Tire burning



## Tax Mailing Address

Address: FIRST AMERICAN RE TAX SERVICE(FARETS)  
 1721 MOON LAKE BLVD STE 400  
 City State Zip: HOFFMAN ESTATES IL 60169

## Geographic Information

Tax District: 24 LAWRENCE TOWNSHIP TUSLAW LSD  
 School District: 7617 TUSLAW LSD  
 City: UNINCORPORATED  
 Township: LAWRENCE  
 Neighborhood ID: 024-02-09-01

## Legal

Number of Sheets: 1  
 Legal Description: 35 NE .31A  
 DTE Classification: 520 - Residential, 2-Family Dwelling

Last Inspected: 03-05-2003  
 Allotment:  
 Building Type: 21 - 1-Family 1-1-Conversion

## Recent Sale

Transfer Date	Prior Owner	Stated Value	Taxable Value	No. Parcels	Arms Length Sale	Instrument No.	Work Order No.
2/14/2003		\$74,850	\$17,540	1	YES	200302140014581	2003 - 01747

## Parcel History

No history data found for this parcel.

Interest Vacant/Sales Background

- Details
- List of Addresses
- Cable Lines
- Parcel Numbers
- Lot Lines
- Acreage
- Dimensions
- Contiguity Numbers
- Road Right of Way

11325



REGISTRATION INFORMATION

**Selection**

Parcel (Click to view Data)

11325

11325 (selected)

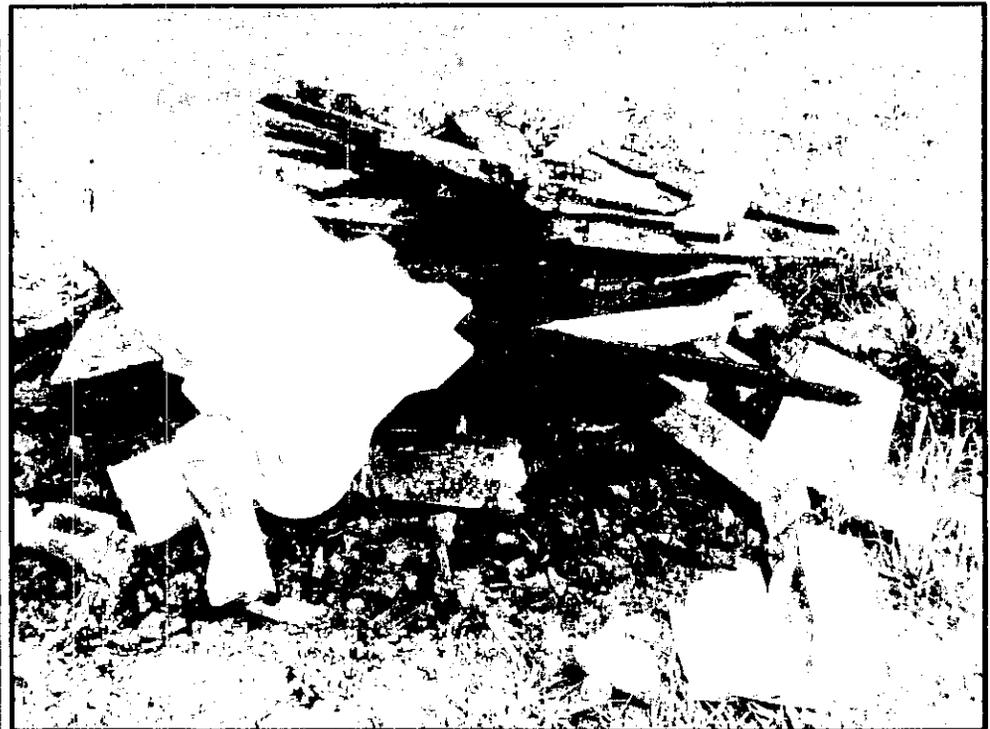
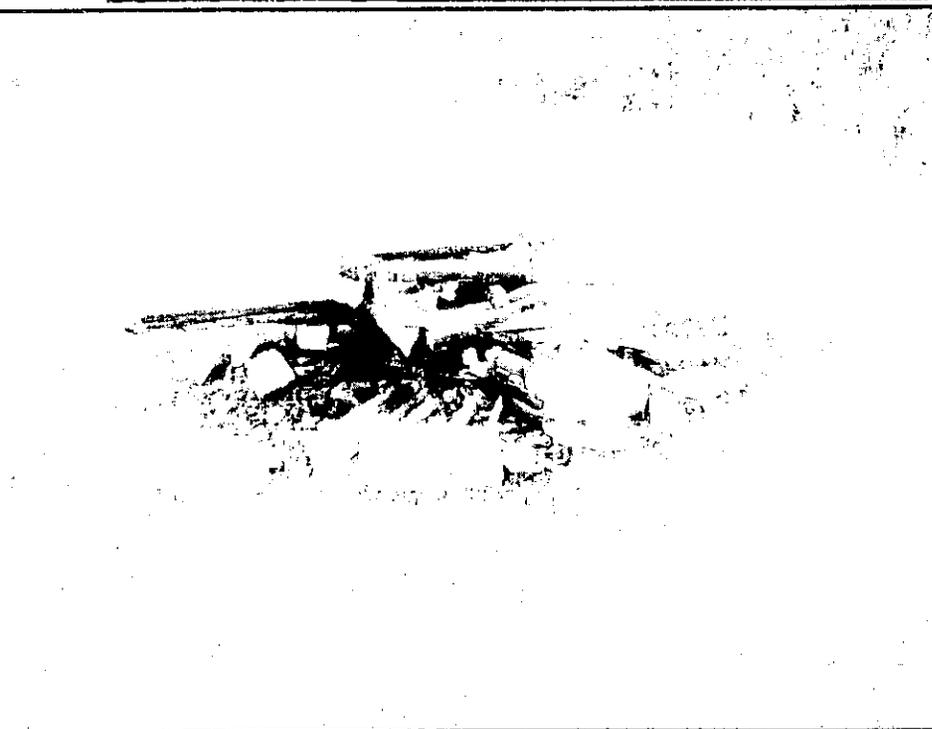
Address

11325





Open burn investigation at 11325 Orville St. NW, Lawrence Township, G.A. Clark 08/07/09. The burn pile was at the rear of the property. There was no response when the investigator knocked on the front door.



### **3745-19-04 Open burning in unrestricted areas.**

[Comment: For dates of non-regulatory government publications, publications of recognized organizations and associations, federal rules, and federal statutory provisions referenced in this rule, see the last paragraph of rule 3745-19-01 of the Administrative Code titled "Incorporation by reference."]

(A) No person or property owner shall cause or allow open burning in an unrestricted area except as provided in paragraphs (B) to (C) of this rule or in section 3704.11 of the Revised Code.

(B) Open burning shall be allowed for the following purposes without notification to or permission from the Ohio EPA:

(1) Heating tar, welding, acetylene torches, highway safety flares, heating for warmth of outdoor workers and strikers, smudge pots and similar occupational needs.

(2) Bonfires, campfires and outdoor fireplace equipment, whether for cooking food for human consumption, pleasure, religious, ceremonial, warmth, recreational, or similar purposes, if the following conditions are met:

(a) They are fueled with clean seasoned firewood, natural gas or equivalent, or any clean burning fuel with emissions that are equivalent to or lower than those created from the burning of seasoned firewood;

(b) They are not used for waste disposal purposes; and

(c) They shall have a total fuel area of three feet or less in diameter and two feet or less in height except when such fire is used for ceremonial purposes it may have a total fuel area no greater than five feet in diameter and five feet in height if the ceremonial fire burns no longer than three hours.

(3) Disposal of residential waste or agricultural waste generated on the premises if the following conditions are observed:

(a) The fire is set only when atmospheric conditions will readily dissipate contaminants;

(b) The fire does not create a visibility hazard on the roadways, railroad tracks, or air fields;

(c) The fire is located at a point on the premises no less than one thousand feet from any inhabited building not located on said premises;

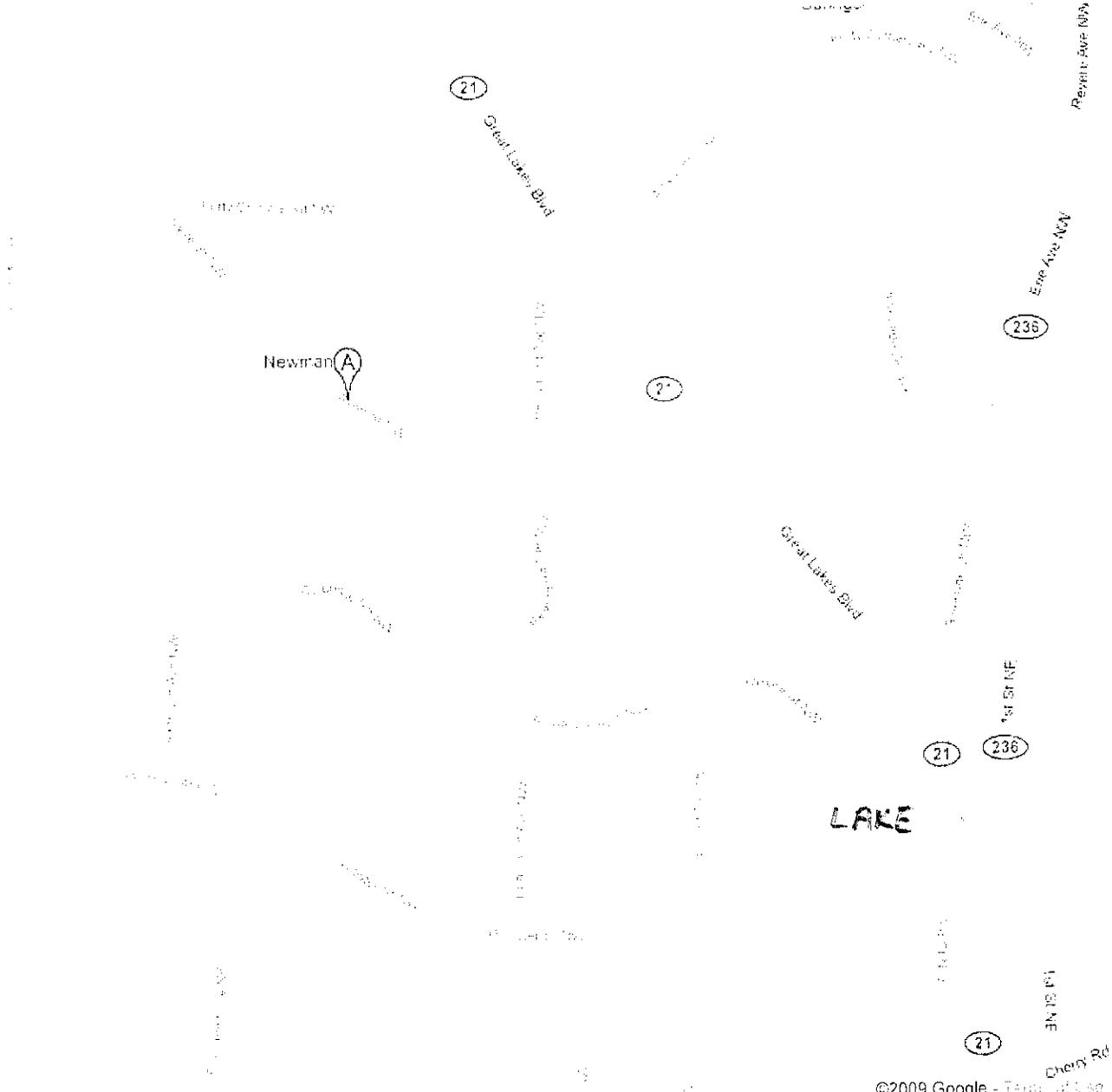
(d) The wastes are stacked and dried to provide the best practicable condition for efficient burning; and

(e) No materials are burned which contain rubber, grease, asphalt or liquid petroleum products.

(4) Disposal of hazardous explosive materials, military munitions or explosive devices that require immediate action to prevent endangerment of human health, public safety, property or the environment and that are excluded from the requirement to obtain a hazardous waste permit pursuant to paragraph (D)(1)(d) of rule 3745-50-45 of the Administrative Code.

(5) Recognized training in the use of fire extinguishers for commercial or industrial fire prevention.

**Fires allowed by paragraphs (B)(1), (B)(2), (B)(3) and (B)(5) of this rule shall not be used for waste disposal purposes, and shall be of the minimum size sufficient for their intended purpose; the fuel shall be chosen to minimize the generation and emission of air contaminants.**



ID: 6885    DATE RECD: 6/29/2009    [Add Record](#)    [Print Record](#)    [Find Record](#)    [Delete Record](#)    [Duplicate Record](#)

Received by: [Clark, Gregory](#)    How Received: Phone

COMPLAINT: Call originally came to Denny Tan, who forwarded the information to this investigator. The allegation was that the accused party was burning tires. The investigator went to the site, a residence, on Friday Aug 7, 2009. There was no response to a knock on the door. The investigator walked to the rear of the property and found the burn pile. There was no evidence of tire burning, but the pile did contain residential waste. The property is in an unrestricted area, but the burn pile is less than one thousand feet from occupied properties not on the property.

PICTURES/Files

COMPLAINANT		ACCUSED/VIOLATOR		
FIRST NAME	LAST NAME	EPAPremiseNo:		
ADDRESS		BUSINESS NAME:		
CITY:		FIRST NAME:	LAST NAME	TOWNSHIP
PHONE:	ZIP:	ADDRESS:	CITY:	ZIP:
		Donald	Compton	Lawrence
		11325 Orrville St NW		
INSPECTOR:	COMMENTS:	Sent letter 08/11/09.		
Clark, Gregory		C-OB      al		
<input type="checkbox"/> Case Open		<input type="radio"/> HPF <input type="radio"/> Non-HPF <input type="radio"/> Other <input type="radio"/> Anti-Tamper <input checked="" type="radio"/> Open Burning		
Date Closed:	08/11/09	Open Burning -Residential		
<input type="checkbox"/> OWB				
<input type="checkbox"/> Canton City Fire Dept				
<input type="checkbox"/> Perry Twp FD				
<input type="checkbox"/> Canton Twp Fire Dept				
<input type="checkbox"/> North Lawrence FD				

7004 0080 0002 0413 1643

RECEIPT	
2.80	
2.30	
Total \$ 6.15	
MR DONALD E COMPTON	
11325 ORRVILLE ST NW	
MASSILLON OH 44647-9573	