



**Environmental  
Protection Agency**

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

August 31, 2012

Re: Gallia County  
Open Burning  
Complaint 30002473

Mr. and Mrs. Fischer  
4754 Lincoln Pike  
Patriot, Ohio 45658

Dear Mr. and Mrs. Fischer:

I am writing this letter in response to a complaint received by this office July 18, 2012. The complaint alleges that you burn wastes in a barrel at your home.

On August 16, 2012, I investigated this complaint and spoke to Mrs. Fischer. You told me that you burn paper in the barrel. As I explained at that time, and on August 20, 2012, when I spoke to Mr. Fischer by phone, to burn residential wastes such as paper, leaves, tree trimmings, 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 any inhabited building not on your property. If there is not a burn site location on your property that is at least 1,000 feet from any inhabited building not on your property, you cannot open burn residential waste at this location.

You are permitted to have a cookout or campfire using clean, seasoned firewood if the fire is not more than two feet in height and not more than three feet in diameter. The fire must be put out when the cookout/campfire is over and cannot be left unattended.

Open burning of residential waste materials at this location is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is punishable by a fine. I gave you a pamphlet that explains this rule. 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 at this location or any other location in Ohio, legal action may be taken against you.

If you have any questions regarding this matter, please contact me at 740-380-5217 or 1-800-686-7330.

Sincerely,

Lisa Duvall  
Environmental Specialist  
Division of Air Pollution Control

LD/cs

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