



**Environmental
Protection Agency**

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

October 21, 2011

Re: Perry County
Open Burning
Complaint 30002092

Ms. Peggy Patterson
5475 Rush Creek Road NW
Somerset, Ohio 43783-9567

Dear Ms. Patterson:

I am writing this letter in response to a complaint received by this office on October 13, 2011. The complaint alleges that trash, plastics, televisions, computers and other solid waste materials were burned on your property.

On October 17, 2011, I investigated this complaint and spoke to you. You told me that you had burned household trash and garbage. The fire department had responded and put the fire out. The burn site has been cleaned up. As I explained at that time, plastics, garbage, furniture, etc. cannot be open burned anywhere in Ohio. I gave you pamphlet that explains Ohio's open burning rules.

To open burn residential waste such as paper, leaves, tree trimmings, cardboard, 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. Because 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 improper waste materials at this location is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is punishable by a fine. 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, legal action will 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/mlm