



**Environmental
Protection Agency**

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

November 28, 2011

Re: Tuscarawas County
Open Burning
Complaint 30002113

Certified: 70101060000178963454

Mr. and Mrs. Scott Himes
1681 Norris Dr. NE
Bolivar, Ohio 44612-8894

Dear Mr. and Mrs. Himes:

I am writing this letter in response to a complaint received by this office on November 1, 2011. The complaint alleges that you burned leaves and yard wastes at your home.

On November 9, 2011, I investigated this complaint. Evidence of the open burning of leaves was observed behind your garage. I attempted to speak to you but you were not home at the time of my investigation. I left my business card and a pamphlet in your door 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.

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. If you continue to open burn improper waste materials, legal action will be taken against you.

Please contact me at 740-380-5217 or 1-800-686-7330 so that we can discuss this matter.

Sincerely,

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/mlm