



**Environmental  
Protection Agency**

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

March 6, 2012

Re: Vinton County  
Open Burning  
Complaint 30002216

Mr. Kayle Teeters and Ms. Karen Ellison  
30116 Goosecreek Road  
McArthur, Ohio 45651

Dear Mr. Teeters and Ms. Ellison:

I am writing this letter in response to complaints received by this office on January 6, January 13, and February 7, 2012. The complaints allege that plastics, household trash, and garbage are being burned on your property at 52999 Eagle Mills Road, Londonderry.

On January 12, 2012, I investigated the first complaint and spoke to Mrs. Mast, who lives on the property. I informed her that garbage and plastic materials cannot be open burned in Ohio and, because the burn site is less than 1,000 feet from her neighbor's home, residential waste also cannot be burned in that location. 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. I sent Mr. and Mrs. Mast a follow up letter on January 19, 2012 that again explained the open burning rules.

On February 17, 2012, I investigated the most recent complaints. Mr. and Mrs. Mast were not at home at the time of my investigation. More trash and plastic materials had been added to the burn pile. A search of the Vinton County Municipal Court records lists you as the owners of this property. I spoke to you by phone, Mr. Teeters, to inform you of the situation.

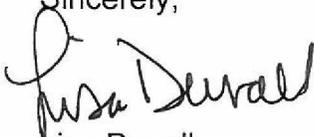
Plastic materials and garbage, or any type of waste material that is hauled to a property from another location, cannot be open burned in Ohio. Open burning of improper waste materials at this location is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is punishable by a fine. I am enclosing a pamphlet that explains this rule for you. All open burning in violation of the requirements specified in OAC rule 3745-19-04 must stop immediately. If your tenants continue to open burn improper waste materials at the Eagle Mills Road location, legal action will be taken against Mr. and Mrs. Mast and may be taken against you as the owners of the property.

I am also sending another letter to Mr. and Mrs. Mast, but any assistance you could provide to ensure that your tenants do not illegally open burn on your property would be greatly appreciated.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Lisa Duvall". The signature is written in a cursive style with a large initial "L".

Lisa Duvall  
Environmental Specialist  
Division of Air Pollution Control

LD/cs

Enclosure

Cc: Bruce Weinberg-DAPC