



**Environmental  
Protection Agency**

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

March 9, 2012

Re: Ross County  
Open Burning  
Complaint 30002222

Certified: 70102780000197044008

Ms. Katrina Rossiter  
949 Orange Street  
Chillicothe, Ohio 45601

Dear Ms. Rossiter:

I am writing this letter in response to a report from the Ross County Sheriff's Office received by this office on February 16, 2012. The report states that you set a mobile home on fire on your property on Walnut Creek Road, Kingston. You told officials at the fire scene that you set this fire and also burned a house on the same property last year.

On February 17, 2012, I investigated this complaint. Evidence of the burning of the house and mobile home was observed. There was no one on the property at the time of my inspection. I later contacted you by phone in reference to these fires. You told me that you had someone set the house on fire for you last year and that you set the mobile home on fire.

A standing home, building, barn, shed, demolition or construction waste materials, tires, furniture, plastic materials, garbage, etc., cannot be open burned for waste disposal purposes in Ohio. Open burning of improper waste materials at the Walnut Creek Road location is in violation of Ohio Administrative Code (OAC) rule 3745-19-04 and is punishable by a maximum fine of up to \$25,000 per day per violation. I am enclosing a copy of his rule for you.

Because of the egregious nature of the open burning, this case is being referred to the Ohio EPA, Office of Legal Services for consideration of further enforcement action. The Ohio EPA has the authority to seek civil penalties as provided in section 3704.06 of the Ohio Revised Code. The determination to pursue or to decline to pursue such penalties in this case will be made by Ohio EPA at a later date.

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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 that reads "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: Tom Kalman, DAPC-CO  
Bruce Weinberg, DAPC-SEDO