

August 13, 2007

Matt Sherwood  
3029 Barclay Messerly Rd.  
Southington, Ohio 44470

**CERTIFIED MAIL NO: 7006 2760 0002 3190 0591**

Dear Mr. Sherwood:

On August 7, 2007 at 1430 hrs, in response to an open burning complaint, I observed a large pile of construction debris and the remnants of charred construction debris from a previous burn. As I informed you open burning for waste disposal purposes is not permitted at any time. Therefore, all open burning on your property conducted in violation of the regulations cited below must cease immediately.

In an unrestricted area, only those activities specified in OAC 3745-19-04 (B), (C) and (D) are permitted. In Ohio, open burning waste materials in an unrestricted constitutes a violation of Ohio Administrative Code 3745-19 and Ohio Revised Code 3704.05 (G).

Ohio Administrative Code 3745-19-06 (A) provides that the Director of Ohio EPA may assess and collect, through unilateral orders, civil penalties of not more than two hundred fifty dollars per day for each separate violation of the open burning rules that occur on residential property.

Be advised that this Warning letter does not constitute a waiver of MTAPCA's ability to pursue further enforcement action through Ohio EPA concerning this or other violations or to seek civil penalties as provided in Ohio Revised Code 3704.

Enclosed is a copy of Ohio's Open Burning Standards for your review. If you have any questions, please contact our Agency at (330) 743-3333 ext. 278.

Yours very truly,

William Slanina  
Inspector

cc: Southington Fire Dept.

Enclosure: Open Burning Standards