



**Environmental
Protection Agency**

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

January 19, 2012

**Re: Pike County
Open Burning
Complaint 30002177**

Mr. Charles DeMint
1551 Keiser Road
Waverly, Ohio 45690

Dear Mr. DeMint:

I am writing this letter in response to a complaint received by this office on December 24, 2011. The complaint alleges that you burned tires at your home on Keiser Road.

On January 6, 2012, Mr. Taylor Carpenter and I investigated this complaint and spoke to you. You told us that one of your friends had burned some brush and tires near the creek. As I explained at that time, tires cannot be open burned in Ohio. You assured us that there would be no more illegal open burning at the Keiser Road location.

Mr. Dan Bergert of the Ohio EPA's Southeast District Office, Division of Materials Waste Management had also spoken with you on January 5, 2012 in regard to this complaint.

The open burning of tires at this location is in violation of Ohio Administrative Code rule 3745-19-04 and is punishable by fine. I gave you a pamphlet that explains this rule during my visit. 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 may be taken against you. The burn site needs to be cleaned up and any remaining ash and waste materials must be disposed of in a licensed landfill.

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/dh

cc: Dan Bergert, DMWM
Bruce Weinberg, DAPC