



State of Ohio Environmental Protection Agency

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NOTICE OF VIOLATION

June 12, 2008

James Wells  
1909 State Route 257 N.  
Ostrander, OH 43061

Dear Mr. Wells:

This letter confirms our telephone conversation of June 11, 2008, along with my visit to your property at 1909 State Route 257 N., Ostrander wherein I advised you that you have been open burning in violation of Ohio Administrative Code (OAC) 3745-19. These actions are subject to fines and penalties.

You claimed that you had a pleasure fire. However, there was evidence of burned furniture and plastic materials being burned in your fire pit. Additionally, there was a staged fire for a future fire that was approximately 4 ft. high by 4 ft. wide by 8 ft. long and contained numerous plastic materials. Our rules for a pleasure fire allow a fire with a maximum total fuel area of 3 ft. in diameter and 2 ft. high and must be fueled with clean seasoned firewood or cleaner burning material. The burning of this staged fire would be an additional violation of our rules.

This letter is not a final action of the Director of Ohio EPA and is intended only as a notification of a violation of the Ohio environmental laws and regulations. It does not preclude Ohio EPA or any other governmental entity from further enforcement action.

Should you have any questions, please do not hesitate to call me at (614) 728-3808.

Sincerely,

David Burroughs  
Environmental Specialist  
Division of Air Pollution Control  
Central District Office

c: Chief Marvin McIntire, Scioto Township Fire Department  
Walter L. Davis III, Sheriff of Delaware County  
Adam Ward, DAPC/CDO

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Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director