



State of Ohio Environmental Protection Agency

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**NOTICE OF VIOLATION**

July 18, 2007

James Julian  
11272 Jug Road  
Johnstown, OH 43031

Dear Mr. Julian:

This letter confirms our conversation of July 12, 2007, wherein I advised you that you were open burning in violation of Ohio Administrative Code (OAC) 3745-19. These actions are subject to fines and penalties.

Specifically, you were open burning landscape waste within 1,000 feet from the nearest inhabited building off said premises. Additionally, there was residue in the burned area of tires, animal carcasses, fiberglass, plastics and copper wire. During our conversation, you claimed that lightning started the fire. However, the rule states that "No person or property owner shall cause or allow open burning.....". Therefore, even if you did not cause the fire, you still can not allow it to continue burning.

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 Dudley Wright, Monroe Township Fire District  
Randy Thorp, Sheriff of Licking County  
Isaac Robinson, DAPC/CDO

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