



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

July 9, 2013

Re: **Guernsey County
Open Burning
Complaint 30002919**

Mr. Steven Carpenter
170 East Street
Lore City, Ohio 43755

Dear Mr. Carpenter:

I am writing this letter in response to a complaint received by this office June 28, 2013. The complaint alleges that you burn trash in the yard behind your home.

On July 2, 2013, I investigated this complaint and spoke to you. Evidence of the open burning of trash, household garbage and other solid waste materials was observed. You told me that you were remodeling your home and had also burned some demolition/construction wastes. As I explained at that time, plastics, garbage, furniture, demolition or construction wastes cannot be open burned anywhere in Ohio. Because your property is located in a restricted area you also cannot burn residential wastes such as paper, leaves, tree trimmings, etc. I gave you a pamphlet that explains Ohio's open burning rules.

You are permitted to have a cookout or campfire using clean, seasoned firewood if the fire is not more than two feet in height and not more than three feet in diameter. The fire must be put out when the cookout/campfire is over and cannot be left unattended.

Open burning of improper waste materials at this location is in violation of Ohio Administrative Code (OAC) rule 3745-19-03 and is punishable by a fine. All open burning in violation of the requirements specified in OAC rule 3745-19-03 must stop immediately. If you continue to open burn improper waste materials at this location or any other location in Ohio, legal action may be taken against you.

I am requesting a written response from you, within 14 days of receipt of this letter, which includes a commitment from you to stop open burning in violation of OAC rule 3745-19-03, a plan and schedule for cleanup of the burn area and any remaining solid waste materials, and a copy of the landfill receipt as proof of proper disposal. Acceptance by Ohio EPA of a schedule for compliance does not constitute a waiver of

Mr. Steven Carpenter
July 9, 2013
Page 2

Ohio EPA's 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.

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 cursive script that reads "Lisa Duvall".

Lisa Duvall
Environmental Specialist
Division of Air Pollution Control

LD/dh