



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

November 26, 2012

Re: Coshocton County
Open Burning
Complaint 30002581

Certified: 70102780000197062163

Mr. and Mrs. Al McCormick
22881 Township Road 1077
West Lafayette, Ohio 43845-1076

Dear Mr. and Mrs. McCormick:

I am writing this letter in response to a complaint received by this office October 15, 2012. The complaint alleges that you burn wastes in a barrel on your property at 22881 Township Road 1077, West Lafayette.

On August 19, 2010, Ohio EPA received a similar complaint concerning burning at this address. I contacted you by letter and spoke to you, Mrs. McCormick at that time to explain that you were too close to your neighbors to burn residential wastes on this property.

On November 6, 2012, I investigated the most recent complaint. You constructed a double burn barrel and attached a stack to the top barrel. Evidence of the burning of paper and garbage was observed inside the barrels. I left my business card in your door.

On November 7, 2012, I again spoke to you, Mrs. McCormick. As I explained at that time, adding a stack to a burn barrel without any type of control equipment does not change emissions (particulates) in the smoke. By trying to circumvent the open burning rules by putting a stack on the burn barrel you may have created an unpermitted incinerator. An incinerator may require a permit-to-install and operate and must meet emission requirements to be operated. Without control equipment such as an after burner, scrubber, or other emission control device the incinerator would not meet emission limits.

To open burn residential waste such as paper, leaves, tree trimmings, cardboard, etc., the property must be located in an unrestricted area (as your property is) and the burn site must be at least 1,000 feet from any inhabited building not on your property. Because there is not a burn site location on your property that is at least 1,000 feet from any inhabited building not on your property, you cannot open burn residential waste at this location.

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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 3745-19-04 and is punishable by a fine. I am enclosing a copy of this rule for you. If you continue to open burn to dispose of waste materials at this location or any other location in Ohio, legal action may be taken against you.

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/cs

Enclosure

cc: Village of West Lafayette