



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

November 26, 2012

Re: Ross County  
Open Burning  
Complaint 30002604

Ms. Misty Nelson and Mr. Scott Ackers  
11080 Charleston Pike  
Chillicothe, Ohio 45601

Dear Ms. Nelson and Mr. Ackers:

I am writing this letter in response to a complaint received by this office November 9, 2012. The complaint alleges that you burn garbage and plastics at your home.

On November 20, 2012, I investigated this complaint and spoke to you, Mr. Ackers. You told me that you had torn down a barn and hauled the wood to this property and burned it. As I explained at that time, demolition wastes (including wood), plastics, garbage, etc. cannot be burned in Ohio. You told me that you and a neighbor share trash pickup service and do not burn trash.

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. If 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.

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 gave you a pamphlet that explains this rule. 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 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