



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

October 8, 2013

Re: Perry County
Open Burning
Complaint

Certified: 70102780000197078713

Mr. and Mrs. Mike Reed
657 West Main Street
Shawnee, Ohio 43782

Dear Mr. and Mrs. Reed:

I am writing this letter in response to a complaint received by this office September 27, 2013. The complaint alleges that you burn garbage at your home.

On October 1, 2013, I investigated this complaint. Evidence of the open burning of paper, household trash, plastics, garbage and other solid waste materials was observed between your home and garage. I attempted to speak to you, but you were not home at the time of my investigation. I left my business card and a pamphlet that explains Ohio's open burning rules in your door.

Plastics, clothing and garbage cannot be open burned in Ohio. Because your property is located in a restricted area you also cannot open burn residential waste such as paper, leaves, tree trimmings, cardboard, etc., on this property.

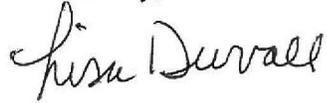
Open burning of improper waste materials at this location is in violation of Ohio Administrative Code (OAC) rule 3745-19-03 and is punishable by a fine. All open burning in violation of the requirements specified in OAC rule 3745-19-03 must stop immediately. If you continue to open burn improper waste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

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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/cs

cc: The Shawnee Fire Dept.
cc: The Mayor of Shawnee
cc: The Shawnee Police Dept.