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Madison County Business Owner Fined for Open Burning Illegal Materials

Ohio EPA has ordered Delbert Troyer to stop open burning illegal materials like construction and demolition debris. Troyer also must pay a \$750 penalty for an open burning violation at 9697 Amish Pike in Plain City, where Troyer owns a dumpster waste collection business, A&J Container Service.

In April 2010, Pleasant Valley Joint Fire District extinguished a large fire contained in a roll-off dumpster on Troyer's property. Troyer explained he was burning a small shed and a few shingles in the dumpster. Firefighters also observed debris in the fire including springs, paint cans and wire.

Ohio EPA confirmed the remains of open burning of construction debris, fiberglass, asphalt shingles and other plastic materials. Certain wastes are required to be disposed of in a licensed landfill; disposal costs vary. The Ohio EPA inspector explained to Troyer that construction debris cannot be burned. The inspector also explained that open burning is not allowed within 1,000 feet of an inhabited building on an adjacent property in this area. Troyer had not met this proper clearance requirement. Ohio EPA sent Troyer a notice of violation letter on May 6, 2010, advising him to cease all illegal open burning.

To protect human health and the environment, Ohio law places strict limits on outdoor burning, including the locations where burning is permissible and the types of wastes that may be burned. In addition, some local communities have approved more restrictive burning ordinances. Ohio EPA offers guidance for open burning [online](#) (including information on limited exceptions requiring written permission).

Questions and/or complaints about open burning in Central Ohio can be directed to Ohio EPA's Central District Office at (800) 686-2330.

More information about Troyer's orders is [online](#).

Issuance of the orders can be appealed to the [Ohio Environmental Review Appeals Commission \(ERAC\)](#). Appeals generally must be filed within 30 days of issuing the final action; therefore, Ohio EPA recommends that anyone wishing to file an appeal contact ERAC online or at (614) 466-8950 for more information.

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