

Ohio's Open Burning Regulations

OAC 3745-19

PROHIBITED OPEN BURNING
<p>Materials which may <u>not</u> be burned anywhere in Ohio at any time:</p> <ul style="list-style-type: none"> * Items containing rubber, grease, asphalt or made from petroleum, such as tires, cars & auto parts, plastics, or plastic-coated wire; * Garbage - any wastes created in the process of handling, preparing, cooking, or consumption of food; * Dead animals; animal waste * Buildings/standing structures (except by fire depts. for training - state permit required) <p><i>Open burning is prohibited when air pollution warnings, alerts, or emergencies are in effect.</i></p>

PERMISSIBLE OPEN BURNING	
Restricted Areas ¹	Unrestricted Areas ²
<p><u>Without a permit or notification:</u></p> <ul style="list-style-type: none"> * Bonfires, campfires, outdoor fireplace equip. (fires for cooking, ceremonial, warmth or recreational purposes) <u>Must be fueled w/ clean seasoned firewood and may not exceed 3ft x 2ft;</u> * Heating tar, welding, acetylene torches, highway safety flares, heating for warmth of outdoor workers & strikers, smudge pots & similar occupational needs. <p>(The above fires must not be used for waste disposal & shall be of minimum size for their intended purpose.)</p> <p><u>With prior notification to Ohio EPA or local air agency:</u></p> <ul style="list-style-type: none"> * Agricultural waste (from farming/agricultural operations only) - <u>the fire must be located at a point on the property which is at least 1,000 feet from the nearest inhabited neighboring residence & the waste must be generated on the premises (waste may not be hauled in from off-site);</u> * Ceremonial fires - not exceeding 5ft x 5ft; may not burn for longer than 3 hours & may not be used for waste disposal purposes; * Prevention or control of disease or pests, with written or verbal verification from appropriate agency. <p><u>With written permission from Ohio EPA or local air agency:</u></p> <ul style="list-style-type: none"> * Fire training; * Range, horticultural or wildlife management; * Limited circumstances w/ OEPA approval. 	<p><u>Without a permit or notification:</u></p> <ul style="list-style-type: none"> * Bonfires, campfires, outdoor fireplace equip. (fires for cooking, ceremonial, warmth or recreational purposes) <u>Must be fueled w/ clean seasoned firewood and may not exceed 3ft x 2ft;</u> * Heating tar, welding, acetylene torches, highway safety flares, heating for warmth of outdoor workers & strikers, smudge pots & similar occupational needs; * Ceremonial fires - not exceeding 5ft x 5ft; may not burn for longer than 3 hours; <p>(The above fires must not be used for waste disposal & shall be of minimum size for their intended purpose.)</p> <ul style="list-style-type: none"> * Agricultural & residential waste - <u>the fire must be located at a point on the premises which is at least 1,000 feet from the nearest inhabited neighboring residence & the waste must be generated on the premises (waste may not be hauled in from off-site).</u> <p><u>With prior notification to Ohio EPA or local air agency:</u></p> <ul style="list-style-type: none"> * Prevention or control of disease or pests, with written or verbal verification from appropriate agency. <p><u>With written permission from Ohio EPA or local air agency:</u></p> <ul style="list-style-type: none"> * Fire training; * Range, horticultural or wildlife management; * Land clearing waste (w/ use of air curtain destructor; 1,000 ft) * Limited circumstances w/ OEPA approval.

1-Restricted Area: Any municipal corporation (with a population of ten thousand persons or more) plus a zone extending one mile beyond any such municipality; Any municipal corporation (with a population of one thousand to ten thousand persons) plus a zone extending 1,000 ft beyond the boundaries of any such municipality.

2-Unrestricted Area: All areas outside the boundaries of a restricted area.

Can a Community enact local ordinances to allow open burning?

Local ordinances cannot be less strict than state law. They can be more strict, however.

What will happen to me if I'm caught illegally open burning?

Ohio EPA, Local Air Agencies, and local Health Departments have legal authority to enforce the open burning laws. Violations can result in substantial penalties. If you have any questions, or would like to report a suspected open burning incident, contact your Ohio EPA district office or your local air pollution control agency.

The **Regional Air Pollution Control Agency (RAPCA)** is the designated Ohio EPA representative for Clark, Darke, Greene, Miami, Montgomery and Preble counties.

** RAPCA issues open burning permits to residents of the above counties at no charge. RAPCA recommends that anyone open burning for waste disposal obtain a permit.**

Contact Info.:

RAPCA:

Address: 117 S. Main St., Dayton, OH 45422

Phone: (937) 225-4435

Fax: (937) 225-3486

Website: www.rapca.org

Ohio EPA Central Office:

Address: Lazarus Government Center, P.O. Box 1049, 122 South Front St.,
Columbus, OH 43216-1049

Phone: (614) 644-2270

Fax: (614) 644-3681

Open Burning contact: Lee Burkleca (614) 728-1344

Website: www.epa.state.oh.us

Ohio's Open Burning Regulations: Ohio Administrative Code (OAC) 3745-19

Available at: www.epa.state.oh.us/dapc/regs/3745-19/3745_19