



## Ohio Revised Code

### Section 1503.18 Kindled fires.

Effective: September 14, 2016

Legislation: Senate Bill 293 - 131st General Assembly

(A) No person shall kindle a fire upon public land without the written permission of the forest-fire warden having jurisdiction or on land of another without the written permission of the owner or the owner's agent.

(B) No person shall kindle or authorize another to kindle a fire in or near any woodland, brushland, or land containing tree growth or in any place from which the fire is likely to escape unless all leaves, grass, wood, and inflammable material surrounding the place where the fire is kindled have first been removed to a safe distance and all other reasonable precautions have been taken to prevent its escape from control. No fire shall be left until extinguished or safely covered.

(C) Excepting fires kindled in a plowed field, garden, or public highway at a distance of not less than two hundred feet from any woodland, brushland, or field containing dry grass or other inflammable material, no person shall kindle or authorize another to kindle a fire in the open air, outside the limits of any municipal corporation or land controlled by any railroad company, for the purpose of burning wood, brush, weeds, grass, or rubbish of any kind between the hours of six a.m. and six p.m. during the months of March, April, May, October, and November in any year. The chief of the division of forestry may adopt rules in accordance with Chapter 119. of the Revised Code to expand the times and places for kindling fires for any affected persons.

(D) The times and places for kindling fires established under division (C) of this section may be restricted or eliminated by executive order of the governor if environmental conditions so warrant.

(E) Fires kindled by improperly disposing of a lighted match, cigar, or other burning or glowing substance are kindled fires within the meaning of this section.

# OPEN BURNING REGULATIONS

Individuals that choose to conduct open burning in Ohio should be aware of rules and regulations that may affect them. Following are several regulatory items to consider:

- [Ohio Revised Code 1503.18](#) prohibits most open burning in unincorporated areas in March, April, May, October, and November between 6am and 6pm. Open burning during these times may be permissible if conditions outlined in the exclusionary text are met. This code is under authority of the Ohio Division of Forestry.
- The Ohio EPA has authority regarding open burning under Ohio Administrative Code. Check [OhioEPA website](#) for details.
- Local governments or fire departments may have local burn rules established. It is good practice to check with these local entities prior to conducting open burns.
- Individuals may be held liable for damages caused as a result of a fire that they kindle.
- Consider disposing of yard waste through alternative methods, such as composting.



## Before You Light It... Know Ohio's Open Burning Regulations

### Why is open burning a problem?

Open burning can release many kinds of toxic fumes. Leaves and plant materials send aloft millions of spores when they catch fire, causing many people with allergies to have difficulty breathing.

The pollutants released by open burning also make it more difficult to meet health-based air quality standards, especially in or near large cities. The gases released by open burning can also corrode metal siding and damage paint on buildings.

### What open burning is never allowed?

Under Ohio law, these materials may not be burned anywhere in the state at any time:

- garbage—any wastes created in the process of handling, preparing, cooking or consuming food;
- materials containing rubber, grease and asphalt or made from petroleum, such as tires, cars and auto parts, plastics or plastic-coated wire; and
- dead animals—unless approved for control of disease by a governing agency.

### Other restrictions:

- Open burning is not allowed when air pollution warnings, alerts or emergencies are in effect.
- Fires cannot obscure visibility for roadways, railroad tracks or air fields.
- No wastes generated off the premises may be burned. For example, a tree trimming contractor may not haul branches and limbs to another site to burn.

### Does Ohio EPA ever allow exceptions to the rules?

Under certain circumstances, yes. However, to burn a prohibited material or set a fire in a restricted area, you must receive written permission from Ohio EPA *before* you begin burning. This may take two weeks.

### Can a community regulate open burning?

Yes. However, local ordinances cannot be less strict than the state law.

### What happens if I'm caught illegally open burning?

Ohio EPA has the authority to enforce the state's 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. See the map in this brochure for the agency to contact in your area.

### Health Concerns

Burning household waste produces many toxic chemicals and is one of the largest known sources of dioxin in the nation. Other air pollutants from open burning include particulate matter, sulfur dioxide, lead and mercury.

These pollutants have been linked to several health problems, including asthma, respiratory illnesses, nervous system damage, kidney and liver damage, and reproductive or developmental disorders.

### What You Can Do Instead of Open Burning

- Reduce the amount of waste you generate.
- Reuse items in another way.
- Recycle - Contact your waste disposal provider about curb-side pickup or drop-off locations for bulky or hazardous items.
- Compost yard trimmings and food scraps, while creating a natural, free fertilizer.



## Environmental Protection Agency

For a complete copy of Ohio's open burning regulations, contact:

Ohio EPA  
Division of Air Pollution Control  
P.O. Box 1049  
Columbus, OH 43216-1049  
614-644-2270

[epa.ohio.gov/openburning](http://epa.ohio.gov/openburning)

# Before You Light It... Know Ohio's Open Burning Regulations

Open burning is any time you light an outdoor fire without a chimney or stack.


When burning refuse in burn barrels or open piles, the potential cost to your health, your home, your neighbors and your environment far exceeds the price of adequate collection services.


Protect yourself, your neighbors and your wallet by knowing the rules—what you can burn and where.


## What can I burn?

The following open fires are **allowed** in Ohio


### Local Air Pollution Control Agencies

 Alkrn Regional Air Quality Management District  
330-375-2480  
[www.scph.org/air-quality](http://www.scph.org/air-quality)


 Canton Division of Air Pollution Control  
330-489-3385  
[cantonhealth.org/apc/](http://cantonhealth.org/apc/)


 Southwest Ohio Air Quality Agency  
513-946-7727  
[southwestohioair.org/269/Open-Burning](http://southwestohioair.org/269/Open-Burning)

 Regional Air Pollution Control Agency  
937-225-4004  
[rapca.org](http://rapca.org)

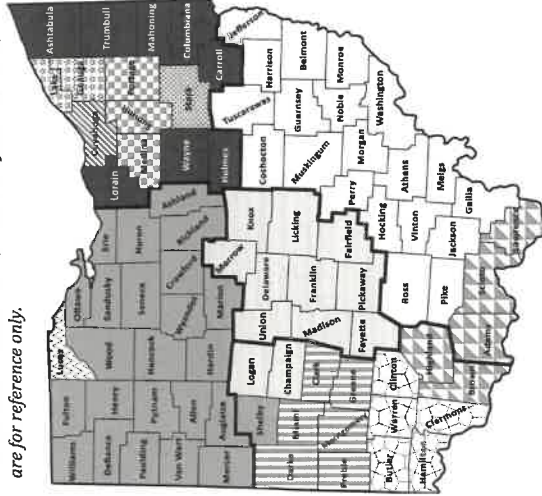
 Lake County Air Pollution Control  
440-350-2543  
<https://www.lcghd.org/air-pollution-control/>

 Portsmouth Air Pollution Control  
740-353-5156  
[portsmouthcityhealth.org/pch-dept/air-division](http://portsmouthcityhealth.org/pch-dept/air-division)





 Toledo Division of Environmental Services  
419-936-3015  
[toledo.oh.gov/business/environment/air-quality](http://toledo.oh.gov/business/environment/air-quality)

 Cleveland Division of Air Quality  
216-664-2297  
[clevelandhealth.org/programs/air/permitting/](http://clevelandhealth.org/programs/air/permitting/)

The Division of Air Pollution Control's jurisdictional boundaries for district offices and local air agencies are not the same as Ohio EPA's standard district boundaries. Standard district boundaries, indicated by the dark lines, are for reference only.



### Ohio EPA District Offices

	Central Office	800-686-2330*	614-644-3020
	Northeast District Office	800-686-6330*	330-963-1200
	Northwest District Office	800-686-6930*	419-352-8461
	Southeast District Office	800-686-7330*	740-385-8501

\*Toll-free numbers are for calls within Ohio.

### TYPE OF FIRE

### INSIDE A VILLAGE OR CITY\* if generated on property

### OUTSIDE A VILLAGE OR CITY\* if generated on property

TYPE OF FIRE	INSIDE A VILLAGE OR CITY* if generated on property	OUTSIDE A VILLAGE OR CITY* if generated on property
Barbecues, campfires, cookouts	Wood stack no larger than 2 ft. high x 3 ft. wide. Use clean, seasoned firewood or equivalent.	Wood stack no larger than 2 ft. high x 3 ft. wide. Use clean, seasoned firewood or equivalent.
Agricultural waste	Agricultural wastes and plant matter such as tree trimmings, stumps, brush, weeds, leaves, grass, shrubbery and material from crop or livestock production. This includes fence posts and scrap lumber, but does not include buildings, land clearing waste, dead animals or animal waste. Fire must be more than 1,000 feet from neighbor's inhabited building. Must notify Ohio EPA in advance.	Agricultural wastes and plant matter such as tree trimmings, stumps, brush, weeds, leaves, grass, shrubbery and material from crop or livestock production. This includes fence posts and scrap lumber, but does not include buildings, land clearing waste, dead animals or animal waste. Fire must be more than 1,000 feet from neighbor's inhabited building. Provide notification to Ohio EPA if pile greater than 20 ft. wide x 10 ft. high (4,000 cubic feet).
Land-clearing waste	Not permitted in city limits.	Plant matter such as tree trimmings, stumps, brush, weeds, leaves, grass, shrubbery and crop residues. With prior written permission from Ohio EPA. This may take two weeks.
Residential waste	Not permitted in city limits.	Plant matter such as tree trimmings, stumps, brush, weeds, leaves, grass, shrubbery and crop residues. Also wastes such as wood or paper products that are generated by one-, two-, or three-family residences. Fire must be more than 1,000 feet from neighbor's inhabited building. Provide notification to Ohio EPA if pile greater than 10 ft. x 10 ft.
Ceremonial fires	Wood stack no larger than 5 ft. high x 5 ft. wide. Duration no longer than three hours. Use clean, seasoned firewood or equivalent. Must notify Ohio EPA in advance.	Wood stack no larger than 5 ft. high x 5 ft. wide. Duration no longer than three hours. No notification required.
Occupational fires: welding torches, heating tar, heating for warmth or outdoor workers and strikers	Use clean seasoned firewood. For example, a heating fire contained in a 55-gallon drum.	Use clean seasoned firewood. For example, a heating fire contained in a 55-gallon drum.
Firefighter training, Explosive material disposal	With prior written permission from Ohio EPA. This may take two weeks.	With prior written permission from Ohio EPA. This may take two weeks.
Horticultural, silvicultural, prairie management, range or wildlife management practices	With prior notification to Ohio EPA. Notification required at least ten days prior to fire.	With prior notification to Ohio EPA. Notification required at least ten days prior to fire.
Disease or pest control	Local health department, Ohio Department of Agriculture or U.S. Department of Agriculture verifies to Ohio EPA that open burning is the only appropriate control method and must notify Ohio EPA in advance.	Local health department, Ohio Department of Agriculture or U.S. Department of Agriculture verifies to Ohio EPA that open burning is the only appropriate control method. Must notify Ohio EPA in advance.

- \* villages and cities are considered "restricted areas", which include:
- within the boundaries of any municipal corporation;
  - within corporation limits and a 1,000-foot zone outside any municipal corporation having a population of 1,000 to 10,000; and
  - within corporation limits and a one-mile zone outside any municipal corporation with a population of more than 10,000.
- Call your local municipality for corporation boundaries.