



REGIONAL AIR POLLUTION CONTROL AGENCY

Serving Clark, Darke, Greene, Miami, Montgomery & Preble Counties

117 South Main Street, Dayton, Ohio 45422-1280

937-225-4435 — Fax: 937-225-3486

www.rapca.org

August 3, 2007

Certified Mail

Edward E. Wood
EE Wood Homes Inc.
3899 Creekway Trail
Dayton, OH 45440

WARNING LETTER

Dear Mr. Wood:

On August 1, 2007, the Regional Air Pollution Control Agency (RAPCA) received a complaint from the Beavercreek Fire Department regarding three instances of open burning which occurred at the Kingswood Forest Condominiums on Darbyshire Drive in Beavercreek, Ohio. Fire reports provided by Beavercreek Fire Department state that open burning of construction debris occurred on April 24, 2007, May 21, 2007 and August 1, 2007, at this location. RAPCA performed an inspection of the premises on August 2, 2007 and observed a burn site, located adjacent to 3344 Darbyshire Drive, which contained miscellaneous construction debris including scrap framing materials, plywood, cardboard, and miscellaneous metal debris. This burn site was approximately 10 ft in diameter, was located in a restricted area and within 1,000 feet of neighboring residences. Beavercreek Fire Department indicated that EE Wood Homes Inc. is the contractor at this site and the responsible party for the open burning.

Pursuant to Ohio Administrative Code (OAC) rule and Greene County Board of Health Air Pollution Control Regulations (GCBHAPCR) section 3745-19-03, **Open Burning in Restricted Areas**, open burning for waste disposal purposes is prohibited within the boundary of any municipal corporation. In addition, open burning is only permissible for residential and/or agricultural waste disposal purposes and not for the disposal of construction debris. A contractor, such as EE Wood Homes Inc., does not fall under the definition of those permitted to burn anywhere in the state of Ohio.

The open burning that occurred, given the above conditions, is a violation of OAC rule and GCBHAPCR section 3745-19-03. This letter serves as official notification from RAPCA to cease all open burning activities in violation of the state and local air regulations and employ an alternative means of disposal to remove the remaining waste material located at this site. Any further violations of these regulations may result in enforcement actions against you, which include possible criminal and/or civil penalties.

If you have any questions regarding the open burning regulations, please feel free to contact me at (937) 225-5923.

Sincerely,

Brandie K. Lehman
Air Pollution Control Specialist

cc: Jim Hendley Beavercreek Fire Dept.

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REGIONAL AIR POLLUTION CONTROL AGENCY
117 South Main Street
Dayton, Ohio 45422-1280

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Brandie

EDWARD E. WOOD
EE WOOD HOMES INC.
3899 CREEKWAY TRAIL
DAYTON, OH 45440

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REGIONAL AIR POLLUTION CONTROL

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October 10, 2007

Edward E. Wood
EE Wood Homes Inc.
3899 Creekway Trail
Dayton, OH 45440

RE: Warning Letter Dated August 3, 2007

Dear Mr. Wood:

On August 3, 2007, the Regional Air Pollution Control Agency (RAPCA) issued a Warning Letter (WL) to your attention, via certified mail, regarding open burning violations that occurred at the Kingswood Forest Condominiums on Darbyshire Drive in Beavercreek, Ohio. This WL was returned to RAPCA, unclaimed, on October 9, 2007.

The above referenced WL is attached. RAPCA believes the open burning violations discussed in the August 3, 2007 WL to be a serious matter and requests that upon receipt of this letter, you cease all open burning in violation of state and local air regulations. If you have any questions regarding this letter, or the attached WL, feel free to contact me at (937) 225-5923.

Sincerely,

Brandie K. Lehman

Air Pollution Control Specialist

Enclosure

