



## 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

October 6, 2008

Certified Mail

Howard Kepler  
692 S. Alpha Bellbrook Rd.  
Bellbrook, OH 45305

Dear Mr. Kepler:

### WARNING LETTER

On October 1, 2008, the Regional Air Pollution Control Agency (RAPCA) received a complaint regarding open burning of storm debris at 692 S. Alpha Bellbrook Road in Sugarcreek Township, Greene County, Ohio. On October 2, 2008, RAPCA performed an inspection of this property and observed a burn site, approximately four feet in diameter and approximately 25 feet from S. Alpha Bellbrook Road. This burn site was located in a restricted area and within 1,000 feet of neighboring residences.

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 residential waste disposal purposes is prohibited in any area within the boundary of any municipal corporation, such as Beavercreek City, plus a zone extending one mile beyond any such municipality with a population of ten thousand persons or more (according to research conducted by RAPCA, this address is located within one mile of Beavercreek City limits). In addition, open burning for waste disposal purposes is prohibited within 1,000 feet of neighboring residences, anywhere in the state of Ohio, and cannot create a visibility hazard on the roadways, railroad tracks, or air fields.

The open burning that has occurred, due to the fact that this burn site was located in a restricted area and within 1,000 feet of neighboring residences, 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 state and local air regulations. Any further violations of these regulations may result in enforcement actions against you, which include criminal and/or civil penalties.

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

Sincerely,

Brandie K. Lehman  
Air Pollution Control Specialist



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Howard Kepler  
692 S. Alpha Bellbrook Road  
Bellbrook, OH 45305

2. Article Number  
(Transfer from service label)

7007 1490 0004 7509 9323

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
X *Howard Kepler*  Agent  Addressee

B. Received by (Printed Name) C. Date of Delivery  
10/9/08

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

