





## 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

May 8, 2007

Certified Mail

Brett Lehman  
2145 Villa Rd.  
Springfield, OH 45503

Re: May 1, 2007 Open Burning Complaint

WARNING LETTER

Dear Mr. Lehman:

On May 1, 2007, the Regional Air Pollution Control Agency (RAPCA), received a complaint regarding open burning at 2145 Villa Road, Springfield, Ohio. RAPCA contacted the Moorefield Township Fire Department who confirmed that 2 runs were made to 2145 Villa Road on April 28, 2007. The incident reports provided to RAPCA by the fire department indicate that brush was burned in a 5' x 5' site. During both fire runs, you were instructed to contact RAPCA prior to performing any additional open burning.

Pursuant to Ohio Administrative Code (OAC) and the Clark County Combined Health District Air Pollution Control Regulations (CCCHDAPCR) 3745-19-03, **Open Burning in Restricted Areas**, open burning of residential waste, including all forms of yard waste, for waste disposal purposes is prohibited. The open burning documented in the fire incident reports provided by the Moorefield Township Fire Department was in violation of OAC and CCCHDAPCR rule 3745-19-03.

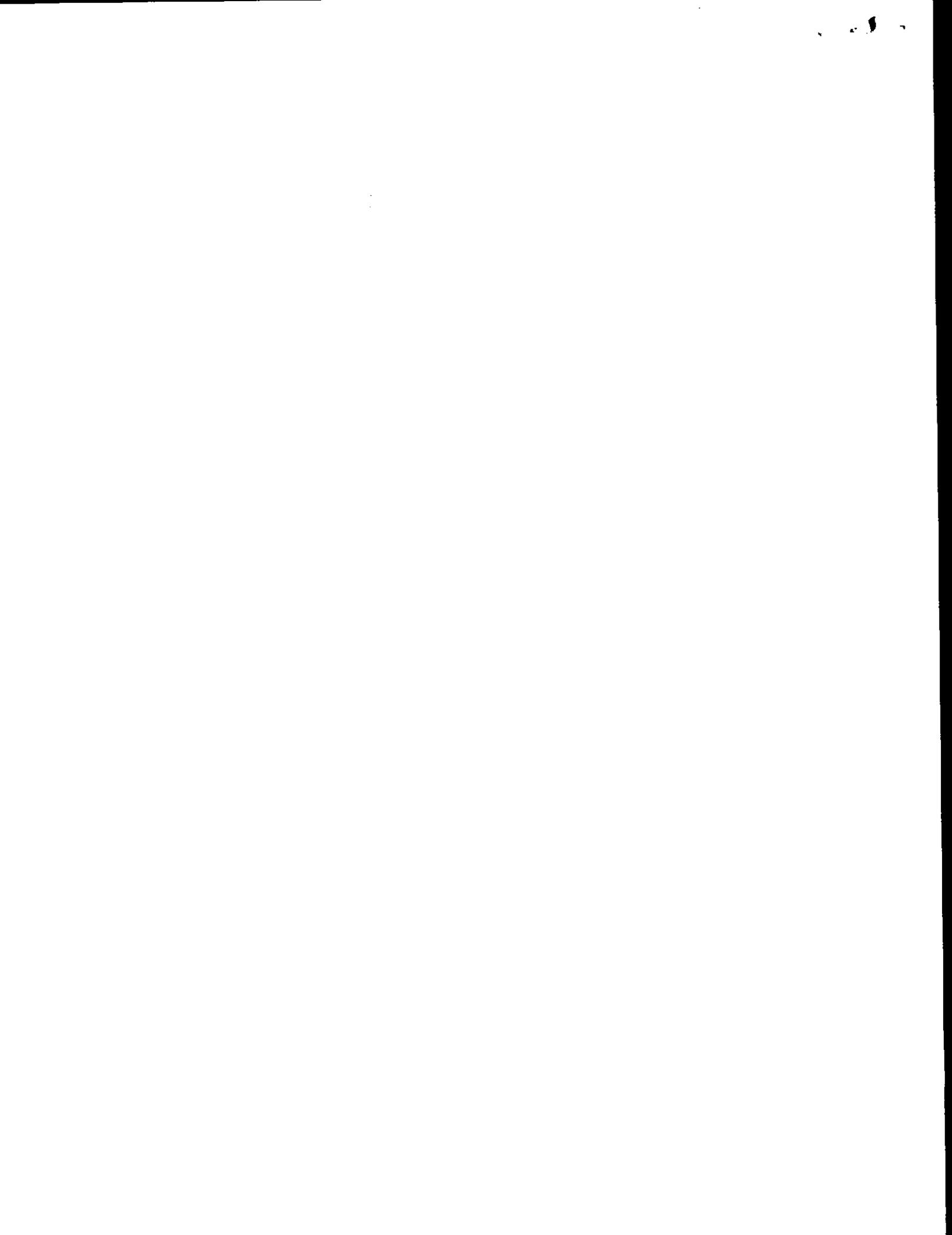
The open burning rules for restricted areas do, however, permit cooking and recreational fires. Such fires are required to be fueled with clean seasoned firewood, may not be used for waste disposal purposes, and must have a total fuel area of three feet or less in diameter and two feet or less in height. A recreational fire fueled with material other than clean seasoned firewood is a violation of the open burning regulations.

This letter serves as notification to you of the above mentioned open burning violations. You are ordered to cease all unauthorized open burning activities immediately. **Any further actions in violation of the above mentioned rules may result in an enforcement action with civil and/or criminal penalties.**

If you have any questions, please contact me at 937-225-4004.

Sincerely,

Eileen C. Moran  
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:

BRETT LEHMAN  
2145 VILLA RD  
SPRINGFIELD, OH 45503

2. Article Number

*(Transfer from service label)*

7004 1160 0000 6165 8991

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X *Brett Lehman* Agent Addressee

B. Received by (Printed Name)

BRETT LEHMAN

C. Date of Delivery

5/17/01

D. Is delivery address different from item 1?  YesIf 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

