



## 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 1, 2008

### CERTIFIED MAIL

George Schum  
62 Fay Dr  
Enon, OH 45323

### WARNING LETTER

Dear Mr. Schum:

On April 28, 2008, the Regional Air Pollution Control Agency (RAPCA), received a complaint from the Mad River Township Fire Department regarding illegal open burning of wood and yard debris in a burn barrel at 62 Fay Dr, Enon, Ohio. On April 30, 2008, RAPCA investigated the complaint and documented a burn barrel at the rear of the residence within 1000 feet of the nearest neighboring inhabited residence.

Pursuant to Ohio Administrative Code (OAC) rule 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 for the purpose of waste disposal is prohibited. Residential waste includes, but is not limited to, paper, building materials, wood, leaves, grass, and brush. The open burning documented on April 30, 2008 by RAPCA is a violation of OAC rule and CCCHDAPCR rule 3745-19-03.

The open burning rules for restricted areas do, however, permit recreational fires. Such fires are required to be fueled with clean seasoned firewood, may not be used for waste disposal, 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 violations. Orders were also posted at your residence on April 30, 2008. You are hereby ordered to cease all illegal open burning activities. 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

cc: Chief Leis, Mad River Township Fire Department

