



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

June 9, 2008

CERTIFIED MAIL

Mr. Fred Messaros
2936 Rebert Pike
Springfield, OH 45502

WARNING LETTER

Dear Mr. Messaros:

On May 28, 2008, the Regional Air Pollution Control Agency (RAPCA), received a complaint from the Enon-Mad River Township Fire Department regarding illegal open burning of waste at 3637 Rebert Pike, Springfield, Ohio. On May 28, 2008, RAPCA investigated the complaint and found a smoldering burn site that wood and brush located within 1,000 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) 3745-19-04, Open burning in unrestricted areas, open burning of residential waste for the purpose of waste disposal within 1000 feet of the nearest neighboring inhabited residence is prohibited. Residential waste includes, but is not limited to, paper, plastics, metals, building materials, wood, leaves, grass, and brush. Additionally, on June 6, 2008, RAPCA received three fire incident reports from the Enon-Mad River Township Fire Department indicating that on: (1) May 23, 2008, the fire department responded at 11:13 AM and found 4 5 ft x 5 ft piles of wood burning, (2) May 28, 2008, the fire department responded at 11:20 AM and found 2 large 10 ft x 10 ft piles of green brush smoldering, and (3) May 28, 2008, the fire department responded at 12:47 PM and found 1 10 ft x 10 ft pile of debris burning. The open burning documented on May 23, 2008 and on May 28, 2008 by the Enon-Mad River Township Fire Department and RAPCA are violations of OAC rule and CCCHDAPCR rule 3745-19-04.

On May 28, 2008, I issued Order to you to cease the illegal open burning. 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: Enon-Mad River Township Fire Department

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2936 Rebert Pike
Springfield, OH 45502

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PS Form 3800, August 2006 See Reverse for Instructions

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Fred Messaros

B. Received by (Printed Name) C. Date of Delivery
Fred Messaros 6/14/08

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