



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

March 10, 2009

Certified Mail

Earnest Jarrell

General Manager

Heart of Ohio Antique Center

4785 E National Road

Springfield, OH 45505

Dear Mr. Jarrell,

WARNING LETTER

The letter serves as follow up to our telephone conversation on March 10, 2009. On March 9, 2009, the Regional Air Pollution Control Agency (RAPCA) received a complaint regarding open burning being conducted at the Heart of Ohio Antique Center located at 4785 E National Road in Harmony Township, Clark County, Ohio. RAPCA then performed an inspection of the premises later that same day and observed a large burn pile, approximately 8' X 10' in size, containing the charred remains of wood, plastic products, treated particle board, rusty metal cans and aerosol bottles. The burn site was located in an unrestricted area, within 1,000 feet of several neighboring residences. This open burning is in violation of the following state and local air pollution control regulations:

- * Ohio Administrative Code (OAC) rule: 3745-19-04,
Open Burning in Unrestricted Areas.
- * Clark County Combined Health District Air Pollution Control Regulations (CCCHDAPCR) rule: 3745-19-04, **Open Burning in Unrestricted Areas**

Pursuant to the above regulations, open burning for disposal purposes is limited to waste classified as residential (any waste material, including landscape wastes, generated on a one-, two-, or three family residence as a result of residential activities, but not including garbage) and agricultural (waste material generated by crop, horticulture, or livestock production practices). Additionally, open burning of residential or agricultural waste (i.e. dry, untreated wood products) for disposal purposes is not permissible within 1,000 feet of neighboring residences. Furthermore, items containing rubber, grease, asphalt or petroleum (such as plastics) are strictly prohibited from being burned anywhere in the state of Ohio.

This letter serves as official notification to cease all open burning in violation of the aforementioned regulations. RAPCA strongly recommends that you find an alternate means of waste disposal in the future. Any further violations of the regulations will result in enforcement actions against you which could include criminal and/or civil penalties.

RAPCA appreciates your cooperation in this matter. Enclosed is a pamphlet summarizing Ohio's open burning regulations. If you have any questions regarding this information, please call me at (937) 225-4453.

Sincerely,

Lesley A. Jenkins

Air Pollution Control Specialist

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1. Article Addressed to: Earnest Jarrell, General Manager Heart of Ohio Antique Center 4785 E National Road Springfield, OH 45505	B. Received by (Printed Name) <u>Karen Holt</u>	C. Date of Delivery <u>Mar 12 09</u>
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