





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

September 3, 2009

Certified Mail

Cynthia G. George
9703 Lower Valley Pike
Medway, OH 45341

Dear Ms. George,

WARNING LETTER

This letter serves as follow up to our conversation on August 31, 2009. On August 27, 2009, the Regional Air Pollution Control Agency (RAPCA) received a complaint regarding the open burning being conducted on your property located at 9703 Lower Valley Pike in Bethel Township, Clark County, Ohio. RAPCA then conducted an inspection of the premises on August 31, 2009, and observed a brush pile approximately 9' X 9' X 6' in size. 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.
- * Miami County Board of Health Local Air Pollution Control Regulations (MCBHLAPCR) rule: 3745-19-04, Open Burning in Unrestricted Areas.

Pursuant to the above regulations, when conducting open burning for waste disposal purposes (i.e. clean, seasoned wood), the burn site must be at least **1,000 feet** from the nearest inhabited building not on the premises. After reviewing the dimensions of your property, RAPCA has determined that you cannot meet the 1,000 feet distance requirement and, therefore, cannot burn for waste disposal purposes on your property.

As we discussed, recreational fires such as barbecues, campfires and cookouts are permitted at a maximum size of 2' high by 3' wide and must contain untreated, clean, seasoned firewood only. Green brush is not appropriate material for burning due to its incomplete combustion and resulting emissions and odors. Please be cognizant of your neighbors and the wind direction/weather conditions if and when conducting a recreational fire to assure that it is maintained in a nuisance-free fashion.

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. 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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<p>1. Article Addressed to:</p> <p>Cynthia G. George 9703 Lower Valley Pike Medway, OH 45341</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7008 1830 0003 0181 0729</p>
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City

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