



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

April 1, 2009

Certified Mail

Harry Phillips

4917 Eaton Lewisburg Road

Lewisburg, OH 45338

Dear Mr. Phillips,

WARNING LETTER

This letter serves as follow up to our conversation on March 23, 2009. The Regional Air Pollution Control Agency (RAPCA) received a complaint on March 23, 2009, regarding open burning on your property at 4927 Eaton Lewisburg Road in Twin Township, Preble County, Ohio. RAPCA then performed an inspection of the premises later that same day and observed a large burn pile, approximately 25' X 10' in size, containing structural material, including painted wood beams and wood scraps, brush and other miscellaneous debris. 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.

Pursuant to the above regulations, open burning of residential 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 liquid petroleum products (such as plastics), treated and/or painted wood and garbage (any matter resulting from food preparation and/or consumption) 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. The open burning pamphlet I left you with further explains Ohio's open burning regulations. If you have any questions regarding this information, please call me at (937) 225-4533.

Sincerely,

Lesley A. Jenkins

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:

HARRY PHILLIPS
 4917 EATON LEWISBURG RD
 LEWISBURG, OH 45338

2. Article Number

7002 0510 0000 7312 1069

(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Harry Phillips*

Agent

Addressee

B. Received by (Printed Name)

C. Date of Delivery

4-3-09

D. Is delivery address different from item 1? Yes
If 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

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

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Kesley

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Certified Fee

Return Receipt Fee
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Street
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City

HARRY PHILLIPS
 4917 EATON LEWISBURG RD
 LEWISBURG, OH 45338

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PS Form 3811, February 2004 Instructions