



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 15, 2010

CERTIFIED MAIL

Mr. Harry Phillips
4917 Eaton Lewisburg Road
Lewisburg, Ohio 45338

WARNING LETTER

Dear Mr. Phillips:

On April 6, 2010, a representative from the Regional Air Pollution Control Agency (RAPCA) visited the property located at 4917 (owner residence) and 4927 (rental) Eaton Lewisburg Road, Lewisburg in Preble County, Ohio to perform a complaint inspection regarding open burning in violation of Ohio Administrative Code (OAC) 3745-19-04. It was observed and documented that miscellaneous debris was burned in barrels located on the property at 4927 Eaton Lewisburg Road. RAPCA cautions that the open burning of materials, including wood, for the purpose of waste disposal on the properties is in violation of the following state air pollution control regulations:

- Ohio Administrative Code (OAC) rule: 3745-19-04,
Open Burning in Unrestricted Areas.
- Ohio Revised Code (ORC) 3704.05 (A)

RAPCA has documented two separate open burning violations on the property located at 4927 Eaton Lewisburg Road. Per OAC 3745-19-06, the director may assess and collect administrative penalties from any person who violates any of the rules. Through unilateral orders, the director may assess a violator two hundred-fifty dollars (\$250.00) per day for each separate violation of the rules in this chapter for open burning on residential property.

Mr. Phillips
April 15, 2010
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If you have any questions regarding Ohio's open burning regulations, please feel free to contact me at (937) 496-7467.

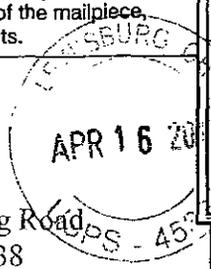
Sincerely,

A handwritten signature in cursive script, reading "Michelle L. Flanagan". The signature is written in black ink and is positioned above the printed name.

Michelle L. Flanagan
Air Pollution Control Specialist
Abatement Unit

cc: Chief Robert Sewert, Lewisburg Fire Department

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> 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. 	<p>A. Signature <input checked="" type="checkbox"/> <i>Harry J Phillips</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery <i>Harry Phillips</i> <i>4-16-10</i></p>
<p>1. Article Addressed to:</p> <p>Mr. Harry Phillips 4917 Eaton Lewisburg Road Lewisburg, Ohio 45338</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No <i>HARRY J PHILLIPS</i></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>7002 2410 0007 8888 6043</p>



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Sent to	Mr. Harry Phillips
Street or PO	4917 Eaton Lewisburg Road
City	Lewisburg, Ohio 45338

PS Form 3811, February 2004 See Reverse for Instructions

