



REGIONAL AIR POLLUTION CONTROL AGENCY

Serving Clark, Darke, Greene, Miami, Montgomery & Preble Counties

117 South Main Street, Dayton, Ohio 45422-3280

937-225-4435 — Fax: 937-225-3486

www.rapca.org

June 23, 2011

Certified Mail

Loretta Lakes
299 Cherokee Dr.
Dayton, OH 45427

WARNING LETTER

Dear Mrs. Lakes:

On June 22, 2011, the Regional Air Pollution Control Agency (RAPCA) received a complaint regarding smoke and odor from 299 Cherokee Ave., Dayton OH., from open burning occurring at the rear of the property. The complainant stated that black and white smoke was coming from open burning. A site visit by RAPCA on June 23, 2011, further verified the open burning that was occurring on this property and you stated that you were burning twigs and brush.

The open burning for waste disposal in a restricted area is a violation of Ohio Administrative Code (OAC) and Montgomery County Combined General Health District Air Pollution Control Regulations (MCCGHDAPCR) 3745-19-03. A restricted area is an area within the boundary of any municipal corporation, plus a zone extending one mile beyond any such municipal corporation. An open burning rule summary was provided to you during the June 23, 2011 site visit.

This letter serves as a warning from the Regional Air Pollution Control Agency to cease all open burning in violation of both state and local air pollution control regulations. In the future, alternative means of disposal must be employed.

Failure to comply with the above reference regulations could result in civil and/or criminal penalties as provided for in the Ohio Revised Code Sections 3704.05 and 3707.48.

If you have any questions regarding this matter, you may contact me at (937) 225-4435.

Sincerely,

Jason C. Simon

Air Pollution Control Specialist

Abatement Unit

cc: Larry L. McDaniel, property owner

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"/> Agent <input type="checkbox"/> Addressee <i>Loretta Lakes</i></p> <p>B. Received by (Printed Name) _____</p> <p>C. Date of Delivery <i>6-24-11</i></p>
<p>1. Article Addressed to:</p> <p>Loretta Lakes 299 Cherokee Drive Dayton, OH 45427 <i>45417</i></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><i>7010 3090 0002 4574 6909</i></p>
<p>PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540</p>	

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Sent To: Loretta Lakes
299 Cherokee Drive
Dayton, OH 45427

Street, A or PO B:
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PS Form 3800, August 2006 See Reverse for Instructions

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