



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

October 30, 2008

Certified Mail

Mr. Patrick S. Boyd
629 Little Meadow Dr.
Dayton, OH 45404-1447

WARNING LETTER

Dear Mr. Boyd:

On October 30, 2008, the Regional Air Pollution Control Agency (RAPCA) received an incident report from the Riverside Fire Department regarding the large scale open burning of leaves, brush and wood originating from 629 Little Meadow Dr., Dayton, OH. According to the Riverside Fire Department, they have responded to several other open burning incidences at this location involving the burning of this material for waste disposal. Open burning 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.

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 or additional complaints may result in enforcement action that could result in civil or criminal penalties as provided by Ohio Revised Code sections 3704.03, 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

attachment: Official Order

CC: Riverside Fire Department

STATE of OHIO ENVIRONMENTAL PROTECTION AGENCY

By: Regional Air Pollution Control Agency

Montgomery County

OFFICIAL ORDER

Name: Patrick S. Boyd

Address: 629 Little Meadow Dr. Dayton, OH 45404

Location of Inspection: same as above

An inspection of your premises has been made and you are Hearby Notified of the following violation(s):
The open burning of leaves, brush, and wood on a large scale for the purpose of waste disposal was documented.

This is in violation of the Ohio Administrative Code (OAC) rule section(s) 3745-19-03,
and the Montgomery County Combined General Health District Air Pollution Control
Regulations (MCCGH APCR) section(s) 3745-19-03.

You Are Hereby Ordered To:

cease open burning of leaves,
brush, wood, and other yard
debris.

Time Limitation:

Immediate

Authority for Correction: OAC rule and MCCGH APCR
section(s) 3745-19-03,
Ohio Revised Code sections 3704.03, 3704.05, and 3707.48.

Service: Personal Posting Ordinary Mail Certified Mail
Person Issued To: Patrick S. Boyd Position or Title: Property Owner

Date: 10/30/08

Enforcing Agent Signature: Jason C. Simon

Print Name: Jason C. Simon

Time: 11:00

Telephone Number: 937-225-4435

Section 3707.48, O.R.C. "No person shall violate sections 3707.01 to 3707.53, inclusive, of the Revised Code, or any order or regulation of the board of health of a city or general health district made in pursuance thereof, obstruct or interfere with the execution of such order, or willfully or illegally omit to obey such order."

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MR PATRICK S BOYD
629 LITTLE MEADOW DRIVE
DAYTON, OH 45404-1447

PS Form 3800, August 2006

See Reverse for Instructions