



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

January 30, 2008

CERTIFIED MAIL

Marianne Prince
2375 Monroe Concord Rd
Troy, OH 45373

WARNING LETTER

Dear Ms. Prince:

On January 25, 2008, the Regional Air Pollution Control Agency (RAPCA), received a complaint regarding illegal open burning at 2375 Monroe Concord Rd, Troy, Ohio. The complainant alleges that residential waste is being burned for waste disposal purposes. On January 28, 2008, a complaint investigation was performed and a large burn site and a burn barrel were observed at 2375 Monroe Concord Rd. The large burn site, approximately 15 x 15 feet in size, was located at the rear of the property and contained whole trees, brush, and other residential waste. The burn barrel was located next to the garage behind the house. Both the burn site and the burn barrel were within 1000 feet of the nearest neighboring inhabited residence.

On January 29, 2008, RAPCA received two incident reports from the Troy Fire Department. On November 14, 2007, the Troy Fire Department responded to the address and found a fire of substantial size that included a fallen tree and paper. On January 23, 2008, the Troy Fire Department responded and found wood being burned in a 55 gallon drum for heat.

Pursuant to Ohio Administrative Code (OAC) rule and Miami County Board of Health Local Pollution Control Regulations (MCBHLAPCR) 3745-19-03, Open burning in restricted areas, open burning for the purpose of waste disposal purposes is prohibited. This includes the open burning of all yard waste and residential waste, including but not limited to paper, plastics, building materials, grass, leaves, and brush. Additionally, heating for warmth for outdoor workers is not permitted at locations other than commercial, industrial, or strike settings where outdoor workers do not have access to heated structures. The burn barrel being used at the complaint location was within 25 feet of a heated structure. The open burning documented on January 28, 2008 by RAPCA and in the November 14, 2007 and January 23, 2008 Troy Fire Department incident reports is a violation of OAC rule and MCBHLAPCR rule 3745-19-03.

This letter serves as notification to you of the above mentioned violations. You are hereby ordered to cease all illegal open burning activities. Any further actions in violation of the above mentioned rules may result in an enforcement action with civil and/or criminal penalties. If you have any questions, please contact me at 937-225-4004.

Sincerely,



Eileen C. Moran
Air Pollution Control Specialist

cc: Troy 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.		A. Signature <i>Eileen C. Moran</i>	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee
1. Article Addressed to: MARIANNE PRINCE 2375 MONROE CONCORD RD TROY, OH 45373		B. Received by (Printed Name) <i>X. Moran</i>	C. Date of Delivery
		D. Is delivery address different from item 1? If YES, enter delivery address below:	<input type="checkbox"/> Yes <input type="checkbox"/> No
		3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Registered <input type="checkbox"/> Insured Mail	<input type="checkbox"/> Express Mail <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> C.O.D.
		4. Restricted Delivery? (Extra Fee)	<input type="checkbox"/> Yes

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