



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

May 14, 2008

Certified Mail

Mr. John Gibson
4410 Dinsmore Drive
Tipp City, OH 45371

WARNING LETTER

Dear Mr. Gibson:

On May 12, 2008, the Regional Air Pollution Control Agency (RAPCA) received a complaint regarding open burning of logs at 4410 Dinsmore Drive in Bethel Township, Miami County, Ohio. On May 13, 2008, an inspection of the property was performed and RAPCA observed a burn site, approximately four to five feet in diameter, containing the burned remains of cut tree trunks/branches, as well as, miscellaneous metal and concrete items.

Pursuant to Ohio Administrative Code (OAC) rule and Miami County Board of Health Local Air Pollution Control Regulations (MCBHLAPCR) section 3745-19-03, **Open burning in restricted areas**, open burning for waste disposal purposes is prohibited. The open burning documented on May 13, 2008 was in violation of OAC rule and MCBHLAPCR section 3745-19-03.

The open burning rules cited above do allow open burning for recreational purposes. All such fires are required to be fueled with clean seasoned firewood, may not be used for waste disposal purposes, and must have a total fuel area of three feet or less in diameter and two feet or less in height. A recreational fire containing materials other than clean seasoned firewood or that is larger than three feet by two feet in size, is a violation of the open burning rules.

A warning letter was previously issued to your attention on August 31, 2007, regarding violations of the open burning regulations. You are hereby ordered to immediately cease all illegal open burning. Any further actions in violation of the above mentioned rules could result in enforcement actions against you with civil and/or criminal penalties. If you have any questions regarding this matter, feel free to contact me at (937) 225-5923.

Sincerely,

Brandie K. Lehman

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:

MR JOHN GIBSON
4410 DINSMORE DRIVE
TIPP CITY, OH 45371

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
 Addressee
- B. Received by (Printed Name) C. Date of Delivery
GIBSON May 15 08
- 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

2. Article Number
(Transfer from service label)

7004 1160 0000 6165 4955

