



## 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

June 9, 2008

### CERTIFIED MAIL

Mark Risner  
3892 School Rd  
New Carlisle, OH 45344

### WARNING LETTER

Dear Mr. Risner:

On June 9, 2008, the Regional Air Pollution Control Agency (RAPCA), received a complaint regarding illegal open burning of wood waste at 3892 School Rd, New Carlisle. On June 9, 2008, RAPCA investigated the complaint and found a 10 x 10 ft pile of smoldering wood chips.

This is the second complaint RAPCA has received in the past year for open burning at this address. On October 5, 2007, I met with you and informed you that you could not burn waste generated from your tree service at that location. Pursuant to Ohio Administrative Code (OAC) rule and the Miami County Board of Health Local Air Pollution Control Regulations (MCBHLAPCR) 3745-19-04, Open burning in unrestricted areas, open burning of residential and commercial waste for the purpose of waste disposal within 1000 feet of the nearest neighboring inhabited residence is prohibited. Residential and commercial waste includes, but is not limited to, paper, plastics, metals, building materials, wood, leaves, grass, and brush. Additionally, the burning of any waste *not* generated on the premises is prohibited. The open burning documented on June 9, 2008 by RAPCA is a violation of OAC rule and MCBHLAPCR rule 3745-19-04.

This letter serves as notification to you of the above mentioned violations. This is the second such warning you have received. The first warning was the Board of Health Orders issued to you on October 5, 2007. 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



**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:

MARK RISNER  
3892 SCHOOL ROAD  
NEW CARLISLE, OH 45344

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
 Addressee

B. Received by (Printed Name) C. Date of Delivery  
RISNER KM 2/11

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) 7007 1490 0004 7509 7916

