



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

September 11, 2008

CERTIFIED MAIL

Mr. Tony Jessup
329 North Miami Street
West Milton, OH 45383

Dear Mr. Jessup:

WARNING LETTER

On July 15, 2008, the Regional Air Pollution Control Agency (RAPCA) received a complaint regarding open burning on the property at 329 North Miami Street in West Milton, Ohio. The incident occurred on July 15, 2008.

In response to the above complaint, I performed an on-site inspection of the premises on July 16, 2008, and documented evidence of open burning. A burn pile approximately five feet in diameter, containing the remains of burned wood and scrap lumber, was observed. The burn site was located in the city limits of West Milton, a restricted area, and less than 1,000 feet from several neighboring homes. This open burning is in violation of the following state and local air pollution control regulations:

- * Ohio Administrative Code (OAC) rule: 3745-19-03
Open Burning in Restricted Areas.
- * Miami County Board of Health Local Air Pollution Control Regulations (MCBHLAPCR) rule 3745-19-03, Open Burning in Restricted Areas.

Pursuant to the above regulations, the open burning of scrap lumber or residential waste for disposal purposes is not permitted in a restricted area or within 1,000 feet of neighboring residences. The regulations do not allow the material to be hauled off site for waste disposal open burning elsewhere.

This letter serves as official notification to cease all open burning in violation of the aforementioned regulations. Any further violations may result in enforcement actions. During my inspection on July 16, 2008, I spoke with property owner Deborah Jessup and explained the applicable open burning regulations. Ms. Jessup explained that you were responsible for the fire.

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RAPCA appreciates your cooperation in this matter. If you have any questions regarding Ohio's open burning regulations, you can reach me at (937) 496-7541.

Sincerely,



Christine A. Swetz
Air Pollution Control Specialist
Abatement Unit

cc: West Milton Fire Department

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MR TONY JESSUP 329 N MIAMI ST WEST MILTON, OH 45383		D. Is delivery address different from item 1? If YES, enter delivery address below:	
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