



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 1, 2009

Certified Mail

Karen McGraw
2315 Merrimont Drive
Troy, OH 45373

Dear Ms. McGraw,

WARNING LETTER

On April 28, 2009, the Regional Air Pollution Control Agency (RAPCA) received a complaint from the Troy Fire Department regarding the open burning of grass and brush on your property located at 2315 Merrimont Drive in Concord Township, Miami County, Ohio. Previously, on April 25, 2009, the Troy Fire Department was dispatched to the above address after receiving report of a fire and observed a burn pile approximately 6' in diameter with flames approximately 10-12' high containing grass and brush. The burn site was located in an unrestricted area, within 1,000 feet of several neighboring residences. This open burning is in violation of the following state and local air pollution control regulations:

- * Ohio Administrative Code (OAC) rule: 3745-19-04,
Open Burning in Unrestricted Areas.
- * Miami County Board of Health Local Air Pollution Control Regulations (MCBHLAPCR) rule: 3745-19-04, **Open Burning in Unrestricted Areas**.

Pursuant to the above regulations, open burning of residential waste (i.e. dry, untreated wood products) in unrestricted areas for disposal purposes is not permissible within 1,000 feet of neighboring residences.

This letter serves as official notification to cease all open burning in violation of the aforementioned regulations. RAPCA strongly recommends that you find an alternate means of waste disposal in the future. Any further violations of the regulations will result in enforcement actions against you which could include criminal and/or civil penalties.

RAPCA appreciates your cooperation in this matter. If you have any questions regarding this information, please call me at (937) 225-4453.

Sincerely,

Lesley A. Jenkins
Air Pollution Control Specialist

cc: Troy Fire Department