





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 3, 2009

Certified Mail

Linda Walters
2318 Swailes Road
Troy, OH 45373

Dear Ms. Walters,

WARNING LETTER

On August 26, 2009, the Regional Air Pollution Control Agency (RAPCA) received a complaint regarding the open burning of trash at your residence located at 2318 Swailes Road in Concord Township, Miami County, Ohio. RAPCA visited your residence later that same day, but was unable to gain access to the burn site. RAPCA then conducted an inspection of the premises on August 28, 2009, and observed a burn pile approximately 4'X3' in size containing the charred remains of trash and garbage, including food and beverage cans, as well as plastic bags and containers. The burn site was located in a **restricted 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: 3745-19-03, **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, open burning for the purpose of waste disposal (i.e. clean, dry wood products) is not permissible in **restricted areas**. Furthermore, items containing rubber, grease, asphalt or liquid petroleum products (such as plastics) and garbage (any matter resulting from food preparation and/or consumption) are strictly prohibited from being burned anywhere in the state of Ohio.

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

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

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:

Linda Walters
2318 Swailes Road
Troy, OH 45373

2. Article Number
(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

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

7008 1830 0003 0181 0705

Rec'd 10/1/09

