



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

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:

Karen McGraw
2315 Merrimont Drive
Troy, OH 45373

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Karen McGraw* Agent Addressee

B. Received by (Printed Name)

Karen McGraw

C. Date of Delivery

5-6-09

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)

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PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540