



REGIONAL AIR POLLUTION CONTROL AGENCY

Serving Clark, Darke, Greene, Miami, Montgomery & Preble Counties

117 South Main Street, Dayton, Ohio 45422-3280

(937) 225-4435 – Fax: (937) 225-3486

www.rapca.org

May 3, 2012

Certified Mail

Mr. Brian D. Evans
3055 Dogwood Dr.
Troy, OH 45373

WARNING LETTER

Dear Mr. Evans:

On May 1, 2012, the Regional Air Pollution Control Agency (RAPCA) was contacted by a local citizen regarding the frequent open burning of wood and trash at 3055 Dogwood Dr., Troy, OH. As a follow up to this complaint, RAPCA performed a site inspection on May 2, 2012. RAPCA was able to visually verify and document that the open burning of household trash had occurred at the rear of the property in a burn ring. The burn ring still had the remnants of burnt trash in it. The open burning of trash in Ohio is strictly prohibited, and is a violation of the following rules:

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

This letter serves as an official warning from the Regional Air Pollution Control Agency to cease all open burning in violation of both state and local air pollution control regulations.

In the future, an alternative means of disposal must be employed. Any future illegal burning may result in enforcement action against you which may include civil and/or criminal penalties. If you have any questions regarding this matter, or feel you have been contacted in error, you may contact me at 937-225-5934.

Sincerely,

Jefferis R. Canan
Enforcement Group Supervisor
Abatement Unit

Enclosure: Open Burn Regulation Summary