



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

August 14, 2013

Certified Mail

Mr. Augustus Ross
1700 W. Alex Bell Rd.
Dayton, OH 45459

WARNING LETTER

Dear Mr. Ross

On August 12, 2013, the Regional Air Pollution Control Agency (RAPCA) received an incident report from the Greenville Fire Department regarding the open burning of various material including paneling, limbs, and lumber at 1725 Wagner Ave., Greenville, OH. The Fire Department report noted that on the property a fire approximately 10' x 15' in size, containing the material noted above. The burn site was located within 500 feet of numerous neighboring homes. The Greenville Fire Department had responded to the scene and extinguished the fire.

This open burning for waste disposal 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.
- * Darke County Board of Health Air Pollution Control Regulations (DCBHAPCR) rule: 3745-19-03, Open Burning in Restricted Areas.
- * Ohio Revised Code 3704.05

Pursuant to the above regulations, the open burning of these materials in a restricted area is strictly prohibited in Ohio. This letter serves as official notification of the aforementioned violations. RAPCA strongly suggests that you find an alternate means of disposal which complies with all air and solid waste regulations. Any future open burning violations may result in enforcement actions against you that may include civil penalties.

August 14, 2013
Mr. Ross
Page 2

If you have any questions regarding this information or Ohio's open burning regulations, please feel free to contact me at (937) 496-6751.

Sincerely,

A handwritten signature in black ink that reads "Jason C. Simon". The signature is written in a cursive style with a large initial 'J' and a distinct 'S'.

Jason C. Simon
Air Pollution Control Specialist

cc: Greenville Fire Department (via email)
Darke County General Health District (via email)

Attachment: Open Burning Rules Summary