

Air Pollution Control Division

Ohio Environmental
Protection Agency
APC Contractual Representative
Serving All of Stark County

Canton City Health Department

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(330) 489-3385 • Fax: (330) 489-3335

Terri A. Dzlenis
APCD Administrator

James M. Adams, RS, MPH
Health Commissioner

CERTIFIED MAIL

Danny and Mary McCray
2415 Bollinger Ave NE
Canton, OH 44705

November 23, 2011

Re: ILLEGAL OPEN BURNING MCKINLEY TOWNSHIP

The Canton City Health Department, Air Pollution Control Division (APCD) represents the Ohio EPA in air quality matters within Stark County. As such, APCD employees have the authority to investigate and enforce Ohio EPA (OEPA) air pollution regulations.

On Sunday, November 20, 2011 at 1214 hrs, Engine 7 sent to 2415 Bollinger Ave NE for leaves burning. Found fence damaged. 1234 hrs, FPB called, Bureau 6 responded. Cause was hot ashes in plastic barrel which melted and damaged slats in chain link fence.

Please be advised that burning for waste disposal is prohibited by the Ohio Administrative Code 3745-19-03. No further enforcement is planned at this time, but future occurrences could result in monetary fines.

Sincerely,



Gregory A. Clark, CHMM, CAHES
Air Pollution Control Engineer

Enclosure: OAC 3745-19-03

cc: Addressee Via First Class Mail
Canton Fire Department, 110 7th Street S.W. Canton, OH 44702
Correspondence
Complaints File, Open Burning, McKinley Township
GA Clark

Gregory A. Clark, CHMM, CAHES
Air Pollution Control Engineer
November 30, 2011

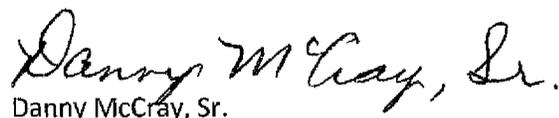
Re: Illegal Open Burning

In response to your certified letter concerning a fire which occurred along my fence line on Sunday, November 20, 2011 at approximately 1214 hrs.

The fire department was called by my neighbor because there was a fire along my rear fence line. The fire did not originate on my property and I have never burned any leaves or anything else as an open fire in my yard. The fire actually started in the yard at 2416 Willowrow Avenue NE 44705, which abuts my property on the rear. They had been burning leaves at that address and put the ashes into a plastic trash can which melted thru the side. That dripped to the ground and spread to leaves at 2414 Willowrow Avenue NE which also abuts my rear fence. The leaves at that address had been piled against my rear fence and that melted the plastic fence weave in my fence.

Please note that the fire department was called because my fence was on fire but the fire started at 2416 Willowrow Avenue NE and they are the ones that were burning leaves. The people at 2414 Willowrow Ave NE did not burn leaves and their only involvement is that they had piled leaves against my fence.

As per our phone conversation on November 29, 2011, I am returning this letter to your office as per your instructions. Please correct your records to reflect that I am the victim in this case and not the offender. Thanks for your time and attention to this matter.


Danny McCray, Sr.
2415 Bollinger Avenue NE
Canton, OH 44705-3515

RECEIVED

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CANTON CITY HEALTH DEPT.
AIR POLLUTION DIVISION