



AKRON REGIONAL  
AIR QUALITY MANAGEMENT DISTRICT

Agent of the Ohio Environmental Protection Agency • Division of the Akron Health Department  
Serving Medina, Portage and Summit Counties

TELEPHONE: (330) 375-2480  
FAX: (330) 375-2402

L. M. Malcolm, P.E.  
Administrator

September 6, 2007

Mr. & Mrs. Dane Horvath  
11565 Bloom Road  
Garrettsville, OH 44231

Dear Mr. & Mrs. Horvath:

You are hereby cited for violations of the Ohio Administrative Code section 3745-19 (Open Burning Standards) and Portage County Air Pollution Control Regulation 97.16 (Open Burning), as adopted in Resolution 91.01 of the Portage County Board of Health. These violations have occurred on your property at 11565 Bloom Road in Nelson Township (Portage County).

On August 22, 2006, an investigator from our office observed open burning on your property. Contact was attempted at this time, no one responded, and a letter was sent to you on September 1, 2006 referencing the open burning incident. A copy of the Ohio Administrative Code section 3745-19 (Open Burning Standards) was included with the letter.

Our office received a complaint regarding open burning at this location on September 4, 2007. Subsequent investigation revealed the complaint to be justified. The fire was larger than 3' in diameter and 2' high, within 1000' of an inhabited dwelling, and it was being used for waste disposal purposes. Again, contact was attempted but no one responded.

In light of this most recent violation, you are urged to take appropriate steps to be sure that no further illegal open burning occurs on this property. **Within fifteen (15) days of receipt of this letter, please submit a written commitment to cease all further illegal open burning.**

Acceptance by this Agency of your commitment does not constitute a waiver of this Agency's authority to seek civil penalties as provided in Portage County Air Pollution Control Regulation 97.29, or to refer the matter to the Ohio EPA for their enforcement action (including imposition of civil penalties). The determination to pursue or to decline such penalties will be made at a later date.

If you have any questions regarding this matter, please contact me at 330/375-2480 ext 6051.

Yours truly,

L. M. Malcolm, PE  
Administrator

BKG:LMM  
Certified Mail  
Enclosure

CITICENTER - SUITE 904

146 SOUTH HIGH STREET • AKRON, OHIO 44308

*An equal opportunity employer and provider of services - CRA 1964*



Printed on Recycled Paper