



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

February 28, 2008

Mr. James Bettis, Tenant
755 Porter Road
Atwater, OH 44201

Ms. Rose Bettis, Owner
c/o Sue Ann Phillips
1424 Cortland Road E.
Charlotte, NC 28209-3524

Dear Mr. Smith & Ms. Smith:

You are hereby cited for violations of 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 755 Porter Road in Atwater Township (Portage County).

On October 30, 2006 an inspector from the Akron Regional Air Quality Management District (ARAQMD) witnessed open burning and smoke on your property. On November 7, 2006 a letter regarding open burning was mailed to Ms. Rose Bettis, Owner along with the open burning regulations and a request to cease and desist all illegal burning activities.

On February 25, 2008 while investigating an open burning complaint from the Atwater Township Fire Department, an inspector observed evidence of ongoing open burning of trash and other waste on your property. Contact was attempted at this time, but none was made.

In light of these violations, 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 97.16, 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

LMM
Certified Mail
Enclosure

CITICENTER - SUITE 904
146 SOUTH HIGH STREET • AKRON, OHIO 44308
An equal opportunity employer and provider of services - CRA 1964