



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

May 7, 2008

N. E. Walsh Estate
1405 Newton Street
Tallmadge, OH 44278

Dear Walsh Estate Trustees:

You are hereby cited for violations of the Portage County Air Pollution Control Regulation 97.16 (Open Burning) as adopted in Resolution 91.01 of the Portage County Board of Health and Ohio Administrative Code section 3745-19 (Open Burning Standards). These violations have occurred on your property at 344 Old Forge Road in Brimfield Township (Portage County).

An inspector from our office observed illegal open burning and smoke occurring on your property on April 28, 2008. At this time contact was made, open burning regulations were explained, and a written order to "cease and desist" all illegal burning activities was issued.

During a follow-up visit on May 5, 2008 the inspector again observed illegal burning and smoke on your property. Contact was made.

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 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 L. M. Malcolm at 330/375-2480 extension 6051.

Sincerely,

Frank Markunas
Chief Engineer

BKG
Certified Mail
Enclosure

CITICENTER - SUITE 904

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