



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

April 16, 2009

Mr. Frederick May  
1582 Randolph Road  
Mogadore, OH 44260

Dear Mr. May:

You are hereby cited for violations of the Ohio Administrative Code section 3745-19 (Open Burning Standards). These violations have occurred on your property located at 1582 Randolph Road in Suffield Township (Portage County).

On September 17, 2007 our office received a complaint regarding open burning (in a barrel) and smoke occurring on your property at 1582 Randolph Road on September 13, 2007 at 4:45 p.m. An open burning letter and a copy of the regulations were mailed to you on October 3, 2007.

On April 10, 2009 at 11:40 a.m., an inspector from our agency observed open burning and smoke occurring on your property in a barrel next to your home. Ohio Administrative Code section 3745-19-04 (B)(3)(c) prohibits the open burning (disposal) of residential or agricultural waste within 1000' of any inhabited building not located on said property.

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 97.16, 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

BKG:LMM  
Certified Mail  
Enclosure

CITICENTER - SUITE 904  
146 SOUTH HIGH STREET • AKRON, OHIO 44308  
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