



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

July 28, 2008

Mr. & Mrs. Gordon Shaffer
2661 Chelsea Drive
Akron, OH 44312

Dear Mr. & Mrs. Shaffer:

You are hereby cited for violations of the Summit County Health Code Part 20 Paragraph 97.01 and Ohio Administrative Code section 3745-19 (Open Burning Standards). These violations have occurred on your property at 1432 Fifth Street in the Village of Lakemore (Summit County).

On August 18, 2006 our office received a complaint regarding open burning and smoke occurring on your property. The complaint alleged the burning of leaves, wood, and trash every day. Investigations revealed evidence of illegal fires on August 18, 25, and 31, 2006. On August 18, 2006 contact was made with Jerry Mobley and Patricia Daniels (tenants). The open burning regulations were explained and a copy was provided. Written orders to cease and desist all illegal burning were issued to Patricia Daniels on August 31, 2006.

On September 22, 2006 our office received a complaint regarding the alleged burning of plastic bags and beer cans on the evening of September 21, 2006. Investigation on September 22, 2006 did not reveal evidence of illegal burning.

On July 12, 2008 our office received another complaint from July 11, 2008 at 8:30 p.m. stating "they're open burning boxes and brush... They burned a batch Thursday (7/10/08) night." During an investigation on July 22, 2008 the inspector found evidence of partially burned trash, finished wood, plastic trash bags and other waste products; evidence of illegal burning. Contact was made on July 23, 2008 with the current tenant.

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 Summit County Health Code Part 20 Paragraph 97.01, 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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