



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

Frank J. Markunas
~~E. W. Malcom, P.E.~~
Administrator

June 16, 2010

Mr. Thomas E. Mason, Owner
T & D Builders Inc.
Dba Mason Builders & Remodeling
6507 Snow Road
Parma, OH 44129

Dear Mr. Mason:

You are hereby cited for violations of the Ohio Administrative Code (OAC) section 3745-19 (Open Burning Standards) and Medina County Air Pollution Control Regulation 1.11 as adopted in Resolution 3-95 of the Medina County Board of Health. These violations have occurred on your jobsite at 1716 Windmill Trail (sublot 69) in Liverpool Township (Medina County).

On June 13, 2010, the Akron Regional Air Quality Management District (ARAQMD) received a complaint stating that open burning and smoke were occurring on your construction site at 1716 Windmill Trail in Liverpool Township (Medina County). On June 14, 2010, during an investigation, the inspector observed a Bobcat being used to cover the burn site. The inspector observed evidence of an illegal fire, as described in the complaint.

On May 25, 2010, the ARAQMD received a complaint stating that open burning was occurring on your construction site at 1716 Windmill Trail in Liverpool Township (Medina County). During the complaint investigation on May 25, 2010, the inspector observed an illegal fire containing building materials.

On May 27, 2010, an open burning letter and a copy of the Ohio Administrative Code (Open Burning Standards) were mailed to you.

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 any of your construction sites or properties. **Within seven days (7) 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 Medina County Air Pollution Control Regulation 1.11, 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, please contact Bonetta Guyette at 330/375-2480 extension 6055.

Sincerely,

Frank Markunas
Administrator

BG:FM
Enclosure
Certified Mail

CITICENTER - SUITE 904

146 SOUTH HIGH STREET • AKRON, OHIO 44308

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