

**CERTIFIED MAIL #: 7007 3020 0000 5478 4694**

## **ORDER OF THE BOARD OF HEALTH AND REFERRAL FOR PROSECUTION**

October 12, 2021

James L. Simons and Winnie W. Simons  
3599 Plainview Drive  
Columbus, Ohio 43204

RE: 3599 Plainview Drive; Columbus, Ohio 43204  
Franklin Township  
Tax District #140, Parcel #002062

Dear James L. Simons and Winnie W. Simons:

The tax and property records on file with the Franklin County Auditor's and/or Recorder's Office identify you as the owner of said property. It was brought to the attention of this office that a sanitary sewerage system is available and accessible to the above-referenced property.

Pursuant to Regulation #106 adopted by the Board of Health of the Franklin County General Health District and Ohio Administrative Code Section 3701-29-06 (I) which states: *"A sewage treatment system (STS) shall not be sited, permitted, or installed where a sanitary sewerage system is accessible, unless otherwise accepted by law. Whenever a sanitary sewerage system becomes accessible to a dwelling or structure served by an STS, the dwelling and/or structures shall be connected to the sanitary sewerage system and the STS abandoned in accordance with rule 3701-29-21 of the Ohio Administrative Code."* On October 12, 2021, the Board of Health adopted Resolution 21-149, attached hereto and incorporated herein, ORDERING you to:

1. Contact Ryan Stowe of the Franklin County Sanitary Engineering Office at (614) 525-4524 to discuss necessary steps and requirements to connect to sanitary sewer; and
2. Connect the dwelling, house or structure(s) at the above referenced address to the available and accessible sanitary sewerage system; and
3. Once attached to the sanitary sewer, the existing septic system is to be properly abandoned.

4. Submit the attached Septic Treatment System Abandonment Form, along with payment to Franklin County Public Health.

**You shall comply with this Order by November 12, 2021.** A re-inspection will be performed to verify compliance on or thereafter. IF THESE VIOLATIONS ARE NOT CORRECTED, and this Order of the Board is neglected or disregarded, the Board has authorized me to issue a citation pursuant to Ohio Revised Code section 3707.02 and afford you an opportunity to appear before the Board and show cause why the Board should not abate the nuisance conditions (assessing the costs of any abatement as liens against the property). In addition, IF THESE VIOLATIONS ARE NOT CORRECTED, the Board has authorized me to refer this matter to the Franklin County Prosecuting Attorney which may result in the filing of criminal charges or a request for injunctive relief in a civil lawsuit being filed in the Franklin County Municipal Court, Environmental Division. This Order may be appealed to the Board of Health by requesting a hearing within seven (7) days of receipt of the Order. The request for a hearing shall be delivered to the Board of Health in writing and addressed to the attention of the Health Commissioner.

Sincerely,

Joe Mazzola, MPA  
Health Commissioner  
Franklin County General Health District

JM:nar

Enclosure

c: Stephen A. Renner, Director, Franklin County Sanitary Engineer  
Franklin Township Trustees  
Nathan A. Ralph, RS