

**RESOLUTION  
OF THE  
MAHONING COUNTY GENERAL HEALTH DISTRICT  
BOARD OF HEALTH  
DECLARING THAT UNSANITARY CONDITIONS EXIST  
WITHIN THE JURISDICTION OF THE DISTRICT**

WHEREAS; the District Board of Health has monitored and documented a continuous water pollution problem and a human health risk in the East Alliance area of Smith Township; and

WHEREAS; a public health nuisance shall be deemed to exist when water samples exceed five thousand fecal coliform counts per one hundred milliliters in more than twenty percent of samples; when more than five samples are taken; when flow is representative of steady state dry weather conditions; when the samples are collected at least two hours apart; and when the samples are collected over a time period not to exceed thirty days. (Ohio Administrative Code Section 3745-1-04); and

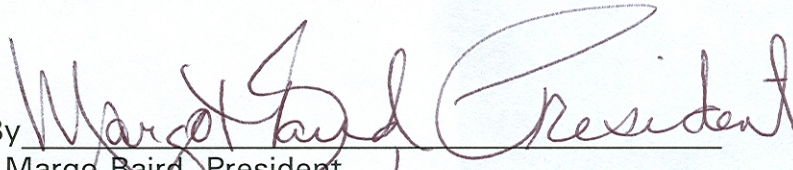
WHEREAS; fecal coliform bacteria counts ranged from 1,400 to > 20,000 per one hundred milliliters in twenty one samples and exceeded 5,000 in sixteen of the twenty one samples (76.2%) collected at 8 locations from road ditches, storm sewers and streams on Railroad Street, Tank Avenue, Shady Street, Oyster Road, Alden Avenue, Norman Avenue, Price Avenue, Todd Avenue and Violet Boulevard in East Alliance on July 5, July 17, July 21, July 29 and August 5, 2008; and

WHEREAS; pursuant to Ohio Revised Code Section 6117.34, upon complaint from a board of health to the Environmental Protection Agency that unsanitary conditions exist in a county, the Director of Environmental Protection shall forthwith inquire into and investigate the conditions which are the basis for such complaint.

NOW, THEREFORE, BE IT RESOLVED that pursuant to Section 6117.34 of the Ohio Revised Code, the District Board of Health hereby makes complaint to the Ohio Environmental Protection Agency of the above-described unsanitary condition.

ADOPTED by the Board of Health of the Mahoning County General Health District this 13th day of August, 2008.

**DISTRICT BOARD OF HEALTH**

By   
Margo Baird, President

By   
Matthew Stefanak, M.P.H., Health Commissioner