

COUNTY OF



ALLEGHENY

May 1, 2019

VIA INTER-OFFICE MAIL AND EMAIL

Max Slater, Esq.  
Administrative Hearing Officer  
Allegheny Co. Health Dept.  
542 Fourth Avenue  
Pittsburgh, PA 15219

**RE: 119 Pine Ridge Road Appeal (Complaint # 1-19).  
Docket No. ACHD-19-008**

Dear Hearing Officer Slater:

On March 8, 2019, the Allegheny County Health Department (“ACHD”) ordered Rebecca and Sean Myers to abandon their septic system and connect to the public sewer. On March 27, 2019, Mr. and Mrs. Myers filed an appeal and alleged, among other claims, that the Ohio Township Sanitary Authority did not order the previous owners to connect to the public sewer and the septic tank is not malfunctioning.

On April 30, 2019, the ACHD withdrew the March 8<sup>th</sup> order. Pursuant to ACHD Rules and Regulations Article XI, “Hearings and Appeals”, § 1103, “Any person aggrieved by an action of the Department and who has a direct interest in such action may file a Notice of Appeal.” In this case, because the ACHD withdrew the order that gave rise to the appeal filed by Mr. and Mrs. Myers, the appeal is now moot and the ACHD requests that the appeal be dismissed. If you have any questions, I can be reached at 412-578-2653.

Sincerely,

Vijyalakshmi Patel  
ACHD Assistant Solicitor

Enclosures

cc: Michael A. Parker, Esq., ACHD Solicitor (via email)  
Ivo Miller, ACHD Plumbing Program Manager (via email)  
Sommers Law Office, Counsel for Appellants (via first-class mail)



KAREN HACKER, MD, MPH, DIRECTOR  
**ALLEGHENY COUNTY HEALTH DEPARTMENT**  
542 FOURTH AVENUE • PITTSBURGH, PA 15219  
PHONE (412) 687-ACHD (2243) • FAX (412) 578-8325 • WWW.ACHD.NET



# Notice of Appeal

RECEIVED

MAR 27 2019

LEGAL SECTION  
Allegheny County  
Health Department

This form is used to file an appeal of an order, notice, decision, determination, or ruling by the Allegheny County Health Department. Please complete this form (use additional pages as necessary). If more than one person or entity is filing this appeal, please attach a separate form for each additional appellant. **A copy of the order, notice, decision, determination, or ruling must be attached to the Notice of Appeal.**

Name Rebecca J. Seaw Myers

Mailing Address 119 Pine Ridge Rd

City Pittsburgh State PA Zip 15237 Email MYERS13SEAW@gmail.com

Phone 412-670-7480 Fax (optional) \_\_\_\_\_

If you are represented by an attorney, please provide contact information for your attorney:

Name Sommers Law Office

Mailing Address 1804 Roosevelt Rd

City Sewickley State PA Zip 15143 Email \_\_\_\_\_

Phone 412-364-3818 Fax (optional) \_\_\_\_\_

Describe your objections to the Department's actions and a statement describing the relief you want the Hearing Officer to grant. (The objections may be factual or legal and must be specific. If you fail to state an objection here, you may be barred from raising it later in your appeal. Use additional pages if necessary.)

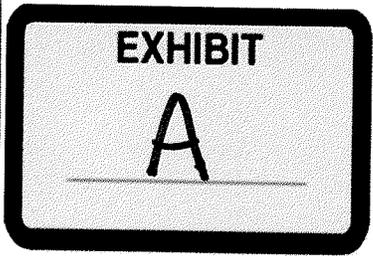
1. Previous Owners were not made to tie in because the line was installed too high due to the presence of rock.
2. I would have to install a pump & grinder
3. My current septic is working properly, I inspected & passed a dye test.
4. The line that feeds my street was installed 10 years ago; Why now is OT coming after us to tie in?
5. I was told by the previous owner that OT Sewerage Auth did not make them tie in & would not due to line being installed too high.

**By filing this Notice of Appeal with the Allegheny County Health Department, I hereby certify that the information submitted is true and correct to the best of my information and belief.**

Signature [Signature] Date 3/27/19

Appeals should be submitted in person or by mail to:

Allegheny County Health Department  
 Attention: Hearing Officer  
 542 4th Avenue  
 Pittsburgh, PA 15219





# Allegheny County Health Department

RECEIVED

## Plumbing Program

2121 Noblestown Road, Suite 207 Pittsburgh, PA 15205  
Phone: 412-922-6270 Fax: 412-922-5632

MAR 27 2019

Rich Fitzgerald - County Executive  
Karen A. Hacker, M.D., M.P.H. - Director

ALLEGHENY COUNTY

March 8, 2019

### NINETY (90) DAY VIOLATION NOTICE

Rebecca & Sean Myers  
119 Pine Ridge Rd.  
Pittsburgh, PA 15237

Re: Plumbing Reference #C1-2019  
119 Pine Ridge – Kilbuck Township  
Connection to Public Sewer System

Dear Sir or Madam:

Ohio Township Sanitary Authority has notified the Allegheny County Health Department that your property at 119 Pine Ridge Rd. never tied into a completed public sewer extension. I searched the Allegheny County Health Department records to see if any plumbing plans were files for 119 Pine Ridge Rd. in Kilbuck Township. No records for any permit to tie into the public sewer were found. Please be advised that once a public sewer is extended to service your premises you must abandon your septic system and tie into the public sewer. The existing condition is in violation of the Allegheny County Health Department, Rules and Regulations of Article XV Plumbing of the following Sections:

**SECTIONS: 701.2.2 Public Sewer System Available (see attached sheet)**

To Correct Violations: A plumbing permit needs to be filed by a Registered Master Plumber or bonified homeowner, and the installation needs inspected by the Allegheny County Health Department, Plumbing Inspectors Office. You are hereby given **ninety (90) days** to correct the above noted violations. Failure to do so may result in further action taken against you. Any further information or questions on this order may be referred to Tim Mahoney, Plumbing Inspector Supervisor between 7:00 am and 9:00 am at (412) 922-6173.

If you are aggrieved by this notice, pursuant to Article XI entitled "Hearing and Appeals," you are hereby notified that you have **thirty (30) days** in which to file an appeal from the date of this Order. The notice of appeal shall be filed in the Office of the Director, 3333 Forbes Avenue, Pittsburgh, PA 15213. If an appeal is not filed within **thirty (30) days** from the date of this Order, the within action shall become final. 

Sincerely,

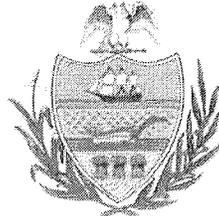
Timothy M. Mahoney  
Plumbing Inspector Supervisor

542 4th Ave  
- 7 15219

Enclosure: Violation Section(s)

CC: Ivo Miller, Chief Plumbing Inspector  
Mike Moskorisin, Program Manager PDWWM  
John Sullivan, Ohio Township Manager

COUNTY OF



ALLEGHENY

RICH FITZGERALD  
COUNTY CLERK  
April 30, 2019

Rebecca & Sean Myers  
119 Pine Ridge Road  
Pittsburgh, PA 15237

Complaint: 1-19

Dear Mr. & Mrs. Myers:

We are writing this letter to inform you that the Plumbing Division of the Allegheny County Health Department is hereby withdrawing the above referenced complaint that was originally sent to you on March 8, 2019.

If you have any further questions, please feel free to contact to me at 412-578-8393.

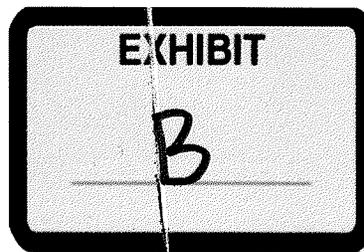
Sincerely,

A handwritten signature in cursive script that reads "Ivo Miller".

Ivo Miller  
Plumbing Program Manager

IM/am

Cc: Vijya Patel, ACHD Legal Dept.



KAREN HACKER, MD, MPH, DIRECTOR  
ALLEGHENY COUNTY HEALTH DEPARTMENT  
PLUMBING PROGRAM

3901 PENN AVENUE • BUILDING 5 • PITTSBURGH, PA 15224-1318  
PHONE: 412.578.8036 • FAX: 412.578.8053 • WWW.ACHD.NET

