

## Bureau of Environmental Health

8930 Stanford Blvd, Columbia, MD 21045,  
Main: 410-313-2640 | Fax: 410-313-2640  
TDD 410-313-2323 | Toll Free 1-866-313-6300  
[www.hchealth.org](http://www.hchealth.org)

Facebook: [www.facebook.com/hocohealth](https://www.facebook.com/hocohealth)

Twitter: HowardCoHealthDep

Maura J. Rossman, M.D., Health Officer

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January 5, 2016

**CERTIFIED MAIL # 7004 1160000234094854**

Pamela & Elana D'Aiutolo  
5465 Delphinium Ct.  
Columbia, MD. 21045

***Re: NOTICE OF VIOLATION: Environmental Nuisance Condition  
located at 6130 Lawyers Hill Rd., Elkridge, MD. 21045***

Dear Ms. D'Aiutolo.

On December 30, 2015, my office received an application for percolation testing and site evaluation of your above referenced property, 6130 Lawyers Hill Rd. in Elkridge, MD. On January 4, 2016 a site visit was completed at the property and a 3 foot wide, brick-lined suspected cesspit was located at the Northeastern corner of the property. The suspected cesspit contained liquid sewage and was uncovered and not protected by any kind of barrier.

The current condition of this suspected cesspit is a health risk and impacts neighboring properties, which is a violation of the Howard County Nuisance Code. ***In accordance with Howard County Code 12.110 (a)(1)(i).Nuisances; an environmental nuisance occurs on a property when the person who owns the property maintains the property in condition that poses an actual or potential threat to health. It is the responsibility of the property owner to maintain the property in a condition that poses no actual or potential threat to the health of the immediate or surrounding community.***

Within 24 hours upon receipt of this notice, you must properly cover the suspected cesspit and surround it with a secure protective barrier. Within 30 days corrective action must be taken to abate the current condition of the suspected cesspit. You can have a Howard County Licensed Sewage Hauler pump out all the liquid and properly abandon it by filling the hole in with dirt. Please contact my office at 410-313-1771 to schedule an inspection once the cover and protective barrier is in place. Failure to comply may result in the issuance of a civil citation for each day this violation is allowed to occur.

If you believe that the condition described above is incorrect, or that the Health Department is not acting in compliance with pertinent laws and regulations, you may request a formal hearing before the Board of Health within 15(fifteen) days of receipt of

this letter. All requests are to be made in writing and directed to the Executive Secretary of the Board of Health at the address listed above.

Your cooperation in this matter is appreciated. If you have any questions or concerns regarding this complaint, you may contact me at 410-313-1781 or [rrappaport@howardcountymd.gov](mailto:rrappaport@howardcountymd.gov).

Sincerely,

A handwritten signature in black ink, appearing to read 'RR', with a long horizontal stroke extending to the right.

Ryan Rappaport  
Well & Septic Program

U.S. Postal Service™

# CERTIFIED MAIL™ RECEIPT

*(Domestic Mail Only; No Insurance Coverage Provided)*

For delivery information visit our website at [www.usps.com](http://www.usps.com)®

## OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Postmark  
Here

Sent To:

Pamela's Elana D'Aiuto

Street, Apt. No.,  
or PO Box No.

5465 Delphinium Ct.

City, State, ZIP+4

Columbia, MD. 21045

7004 1160 0002 3409 6046 4854

## Certified Mail Provides:

PS Form 3800, June 2002 (Reverse)

- A mailing receipt
- A unique identifier for your mailpiece
- A record of delivery kept by the Postal Service for two years

### Important Reminders:

- Certified Mail may **ONLY** be combined with First-Class Mail® or Priority Mail®.
- Certified Mail is *not* available for any class of international mail.
- **NO INSURANCE COVERAGE IS PROVIDED** with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS® postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

**IMPORTANT: Save this receipt and present it when making an inquiry. Internet access to delivery information is not available on mail addressed to APOs and FPOs.**

**RJ's Plumbing and Heating, Inc.**  
**Complete Plumbing, Sewer and Septic**  
**P.O. Box 1038**  
**Severna Park, Md. 21146**  
**410-267-8422 410-923-1465**  
**rjsplumbing@yahoo.com**  
**License # 7392**  
**Honesty, Integrity and Reliability**

5-10-13

**Proposal submitted to:** Daniel Roth  
**Job Location:** 6130 Lawyers Hill Road  
**City, State, Zip Code:** Elkridge, Md. 21045  
**Telephone:** 443-834-6070  
**Email:** woodroth@gmail.com

**RJ's Plumbing and Heating, Inc. hereby agrees to do the following work at the job location stated above. We will conduct all work in a professional, courteous and workmanlike manner.**

**Abandon Existing Septic System**

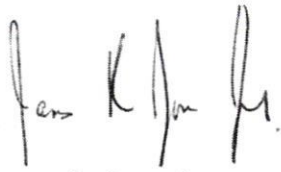
We provided one tractor to locate the existing septic system. Located a cess pool and the also the piping that goes into the tank. We capped off the lines and abandoned them. We exposed the top of the tank and determined that since there was only two inches of rain water in the tank it did not need to be pumped. We provided fill dirt to fill in the tank. After the job was complete we left the area a little above grade for proper settlement purposes.

**Please Note:** Our Corporation will not be responsible for any damage to bushes, shrubbery, trees, grass, driveways, or landscaping while abandoning the existing septic tank.

We will use all professional precautions to prevent any such occurrences.

We are not responsible for ground settlement in yard or for bringing dirt back if settlement occurs. If any problems arise in the ground that was not visible to eye at the time of the estimate, there will be additional charge of \$130.00 per hour for labor plus the cost for any equipment or any additional materials needed. This will be brought to the owner's attention before proceeding with the work.

All material is guaranteed to be as specified. All work listed above will be completed in a workmanlike manner according to standard practices. Any alterations or deviations from the above specifications involving extra costs will be executed without written orders and will become an extra cost over and above the original proposal cost. All agreements are contingent upon strikes, accidents, or deviations delays beyond our control. Our work is fully covered by Worker's Compensation Insurance #WC10920734 as well as being licensed, bonded and insured.



James R. Jones Jr.  
President

**Acceptance of Proposal:** The above prices, specifications and conditions are satisfactory and are hereby accepted. You are hereby authorized to do the work as specified. Payment to be made as outlined above.

**Signature:**

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Bureau of Environmental Health

8930 Stanford Boulevard, Columbia, MD 21045

Main: 410-313-2640 | Fax: 410-313-2648

TDD 410-313-2323 | Toll Free 1-866-313-6300

www.hchealth.org

Facebook: www.facebook.com/hocohealth

Twitter: HowardCoHealthDep

Dr. Maura J. Rossman, M.D., Health Officer

INFORMATION FORM - SEPTIC SYSTEM REPAIR/UPGRADE

Reason for Request:

- Reason for Request:
- [ ] Failing System
- [ ] System relocation for proposed addition
- [ ] System upgrade for proposed addition
- [ ] Inadequate treatment zone
- [ ] Collapsed septic tank
- [ ] Collapsed drywell

Has the septic tank been pumped within the last month?

- Has the septic tank been pumped within the last month?
- [ ] Yes Date pumped:
- [ ] No Properly Abandoned 8/31/2016

Was a visual inspection of the septic tank and/or drain fields conducted?

- Was a visual inspection of the septic tank and/or drain fields conducted?
- [ ] Yes Explain observations:
- [ ] No

Was a visual inspection of the sewage line conducted?

- Was a visual inspection of the sewage line conducted?
- [ ] Yes
 - Blockage leading to the tank
 - [ ] Yes. Explain:
 - [ ] No
 - Blockage leading to the field
 - [ ] Yes. Explain:
 - [ ] No
- [ ] No

Existing system design

- Existing system design
- [ ] Drywell
- [ ] Trench
- [ ] Mound
- [ ] Unknown
- [ ] Other:

Is discharge surfacing on the ground?

- Is discharge surfacing on the ground?
- [ ] Yes
- [ ] No

Additional Comments:

\*For REPAIRS, are the owners proposing, or do they plan to add in the future, any additions or modifications to the property, i.e. pools, living space additions, garages, etc? This information must be disclosed at the time of this application. The Health Department will not be able to accommodate requests in the field for property modifications unrelated to the repair request. Such requests may require an additional fee, testing, and submittal of a Percolation Certification Plan, if the property does not meet current Code and Regulation.

Septic Contractor: PRT'S Plumbing Septic Contractor's Phone: 410-267-8422-40320-2699
Contractor's Address: 877-Generals Hwy miller ville MD 21108
Property Address: 6130 Lawyers Hill Rd County file:
Subdivision: Lawyers Hill Lot: Year Built:
Owner's Name: Daniel Roth Owner's Phone: 443-834-6070
Name of previous owners: Elena & Jacy D'Atolo Existing bedrooms: 3 Proposed bedrooms: 3

Has this request been previously discussed with a Sanitarian? (Name):
Public Sewer available/nearby: No

\*A Sanitarian will be in contact within three business days, depending upon the urgency of the situation, to coordinate the scheduling/review of the repair or upgrade.

\*Prior to scheduling inspections, scaled plans should be submitted to clarify the nature of the addition.\*

Print out a copy of Real Property Data via Dept. of Taxation website Indexed file found

If public sewer may be nearby, verify whether sewer is technically "available" through the Bureau of Engineering.

If sewer is available and the property is within the Metropolitan District, connection to sewer is required: If the owner believes reason for exemption exists, the owner should justify the request in writing.

If soil/site conditions are limited and sewer and/or Metro District status is not conducive to connection, the Sanitarian may recommend pursuit of Emergency Sewer Extension or Emergency Metro District Inclusion. The Owner should contact the Bureau of Utilities for details.

No permit is to be issued nor inspection to be scheduled without prior fee collection at the office unless an emergency situation exists. The contractor is to notify office of the emergency situation as soon as possible.

Fee \$396

Fee & Design Plan - -

- Cesspool needs to be abandoned (Documentation)

Application

tanks sized properly for 3 bedroom house



# RJ's Plumbing & Septic

Over 30 Years of Experience

P.O. Box 1038

Severna Park, MD 21146

410-267-8422

# JOB INVOICE

# 28518

CUSTOMERS ORDER NO. 1177	DATE ORDERED 8-31-16
ORDER TAKEN BY Rick	DATE PROMISED 8-31
	<input type="checkbox"/> A.M. <input type="checkbox"/> P.M.

BILL TO: Kevin Grimes - Aspect Contracting 410-718-54  
 ADDRESS: 7401 Race Rd. 54  
 CITY: Hanover, MD 21076 443-834-6070  
 PHONE: 54

JOB NAME AND LOCATION: Roth, Dennis - 6130 Lawyers Hill Rd

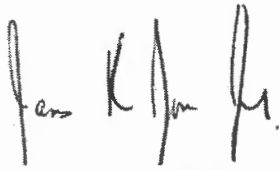
- DAY WORK
- CONTRACT
- EXTRA

DESCRIPTION OF WORK: RJ's abandoned old septic tank in rear of property and filled in with fill dirt & straw area

QUANT.	DESCRIPTION OF MATERIAL USED	PRICE	AMOUNT
1	DUMP TRUCK FOR HAULING DIRT UP TO JOB	\$ 250.	00
1	TRAILER & BACKHOE FOR Digging	\$ 300.	00
1	BAIL OF STRAW		
1	5X4 RUBBER FURCO COUPLING	\$ 15.	00
6	inches of 4" PVC PIPE		
1	4" PVC CAP	\$ 10.	00
(Line # was CAP at house)			
# 3656 PARCEL			
# Deed 3723-293			
6130 LAWYER HILL ROAD			
EL RICK MARYLAND 21075			
PAID IN FULL THANK YOU.			

HOURS	LABOR	AMOUNT	TOTAL MATERIALS
8	MECHANICS Rick @ 140.	1120.	600.
8	HELPERS Seth @	560.	400.
min 1-DAY SERVICE SURCHARGE			

I hereby acknowledge the satisfactory completion of the above described work.		TOTAL LABOR	TAX	TOTAL
SIGNATURE: <i>[Signature]</i>		831/16	\$	1000.00



James R. Jones Jr.  
President

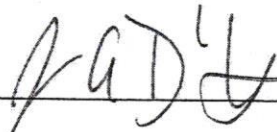
**Acceptance of Proposal:** The above prices, specifications and conditions are satisfactory and are hereby accepted. You are hereby authorized to do the work as specified. Payment to be made as outlined above.

**Signature:**

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To Whom It May Concern:

This letter serves to verify that the house at 6130 Lawyers Hill Road, Elkridge, MD 21075, was vacant from November 15, 2012 until it was sold on April 28, 2016.

  
8/22/16

Jacy D'Aiutolo





ELENA SUE D'AIUTOLO  
NOTARY PUBLIC STATE OF MARYLAND  
My Commission Expires October 2, 2016



Prior to BP approval

8/23/16

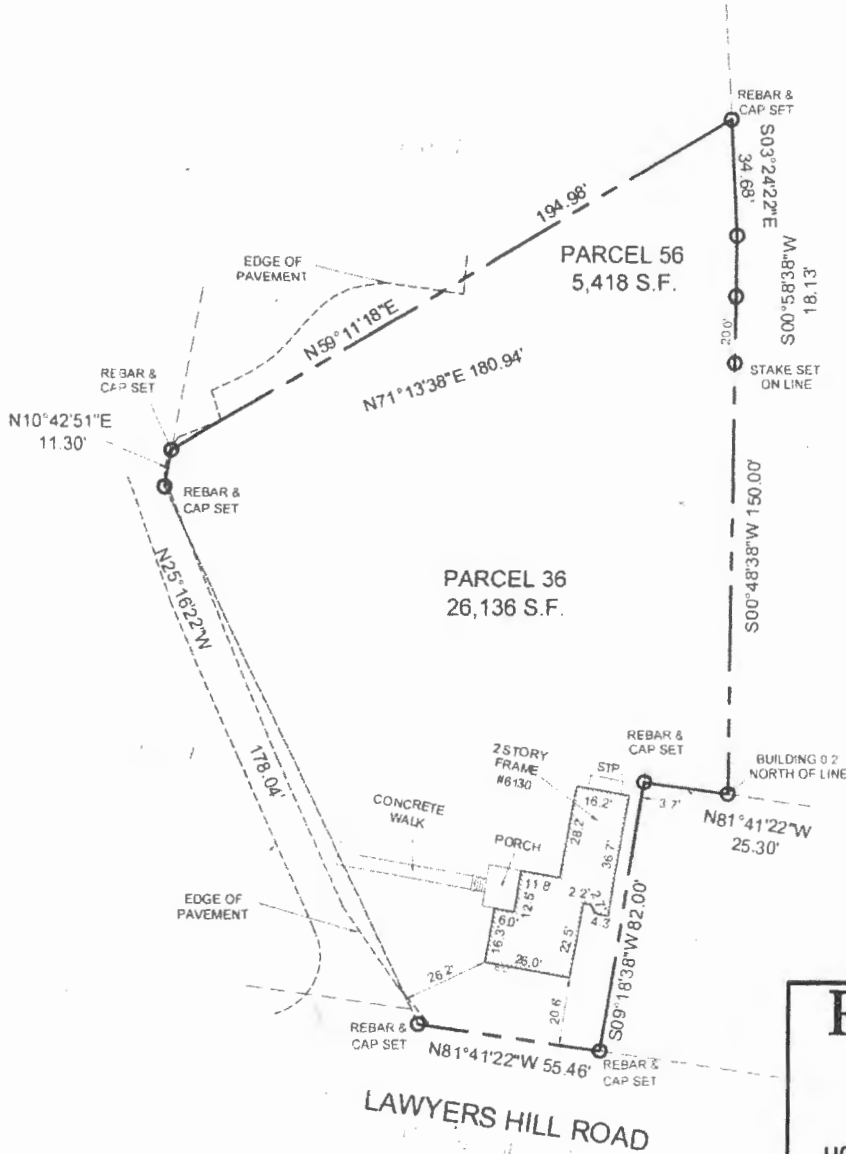
- 1.) Water record to prove date of occupancy
- 2.) Abandon cess pool (empty / fill dirt)
- 3.) M.D.E approval of holding tank
- 4.) Holding tank agreement w/ offc of land records
- 5.) Plan showing <sup>new</sup> holding tank locations  
(7 days worth of storage)  
3,500 gallons or 2-2000 gallons

MARYLAND

WASHINGTON, D.C.

VIRGINIA

ADDRESS: 6130 LAWYERS HILL ROAD  
ELKRIDGE, MD 21075



RECEIVED

AUG 16 2016

HOWARD COUNTY HEALTH DEPT.  
BUREAU OF ENVIRONMENTAL HEALTH

NOTES:

1. THIS PLAT WAS PREPARED WITHOUT BENEFIT OF A TITLE REPORT.
2. SUBJECT TO ALL EASEMENTS ON RECORD.

DRAWN BY DS  
FILE: #6130 LAWYERS HILL ROAD

I HEREBY CERTIFY THAT IMPROVEMENTS ARE LOCATED AS SHOWN HEREON AND TO THE BEST OF MY INFORMATION, PROFESSIONAL KNOWLEDGE AND BELIEF, THERE ARE NO ENCROACHMENTS



FITZROY J. BERLAND  
SURVEYOR

DATE

BOUNDARY SURVEY  
PARCEL 36 & PARCEL 56  
LIBER: 16860 FOLIO: 258  
HOWARD COUNTY  
MARYLAND

SCALE: 1" = 40' DATE: 8/1/16

REAL ESTATE INVESTORS & DEVELOPERS

Residential, Commercial, Industrial and Land

WWW.RESDLLC.COM  
LAUREL LAKES EXECUTIVE PARK  
875 CHERRY LAKE  
LAUREL MARYLAND 20707  
TEL: (301) 604-3100 FAX: (301) 604-3108



- (2) *Handling, transportation or storage of material.* A person shall take reasonable precautions to prevent particulate matter from becoming airborne when handling, transporting or storing materials, or when using, constructing, altering, repairing or demolishing roads, buildings or appurtenances: The Health Officer shall determine which precautions are appropriate to the situation. The reasonable precautions include, but are not limited to:
- (i) Use of water or chemicals for control of dust in the demolition of existing buildings or structures, construction operations, the grading of roads, or the clearing of land.
  - (ii) Application of asphalt, oil, water or suitable chemicals on dirt roads, material stockpiles and other surfaces which can create airborne dusts.
  - (iii) Installation and use of hoods, fans and dust collectors to enclose and vent the handling of dusty materials. Adequate containment methods shall be employed during sandblasting of buildings or other similar operations.
  - (iv) Covering materials likely to create air pollution when carried on moving open-bodied vehicles. Alternate means may be employed to achieve the same results as would covering the materials.
  - (v) The paving of roadways and their maintenance in clean condition.
  - (vi) The prompt removal from paved streets of earth or other material which has been transported there by trucks or earth moving equipment or erosion by water.

(C.B. 6, 1985)

**State law references**—Ambient air quality control, Ann. Code of Md., Environment article, § 2-101 et seq.; power of political subdivisions relative to ambient air quality, Ann. Code of Md., Environment article, § 2-104.

**Sec. 12.109. Reserved.**

**Editor's note**—Section 2 of C.B. 59, 2001 repealed § 12.109, which pertained to miscellaneous requirements, and derived from C.B. 6, 1985, and C.B. 15, 1996.

**Sec. 12.110. Nuisances.**

(a) *Definition:*

- (1) A *nuisance* occurs on property when the person who owns or rents the property:
  - (i) Maintains the property in a condition that poses an actual or potential threat to health;
  - (ii) Allows activities to take place on the property which pose an actual or potential threat to health; or
  - (iii) Allows activities to take place on the property which interfere with another's proper use or enjoyment of property.
- (2) A nuisance includes water pollution, contaminated wells, open and abandoned wells, overflowing sewage, infestation with insects, vermin or rodents, unclean facilities for domestic animals and poultry, air pollution, improper refuse disposal, a hazard caused by the presence of lead paint or lead paint dust, or violations of food establishment regulations adopted pursuant to this subtitle.

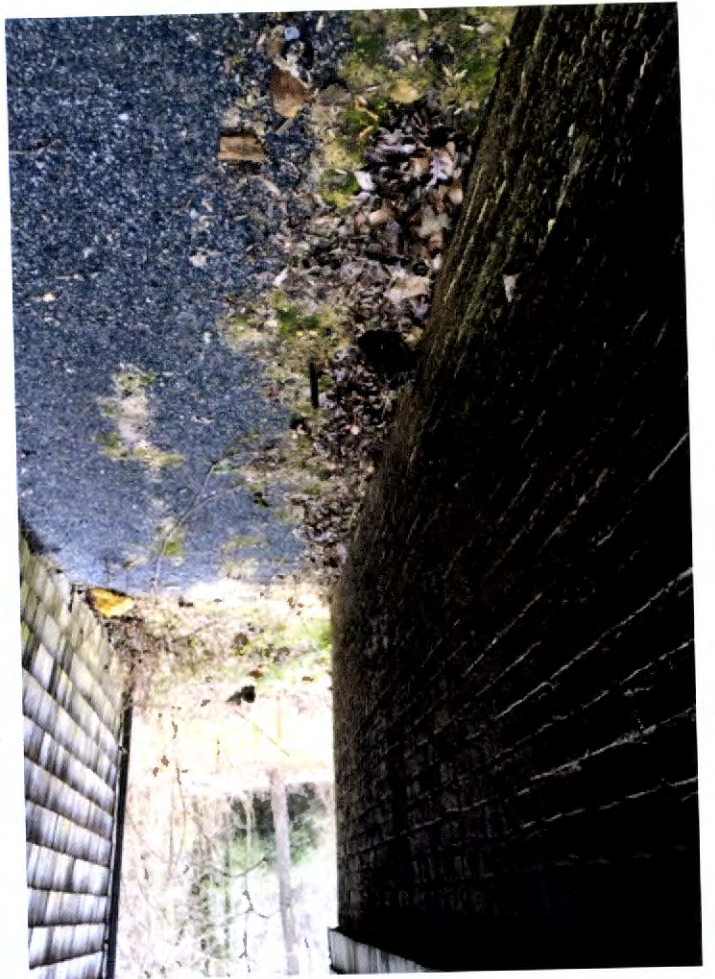
(b) *Complaints:*

- (1) A person who claims to be affected by a nuisance may complain to the Board of Health or the Health Department to declare that a nuisance exists.
- (2) On the written complaint of at least two persons who claim to be affected by a nuisance condition regarding an agricultural operation, the Health Officer shall investigate any complaint that a nuisance condition exists.

(c) *Investigations:*

- (1) Except as provided in subsection (b)(2) of this section, on receipt of a complaint by at least two persons who claim to be affected by a nuisance, the Health Officer shall investigate the complaint.
- (2) The Health Officer shall investigate all complaints of nuisance received except for nuisance complaints against an agricultural operation when a previous nuisance

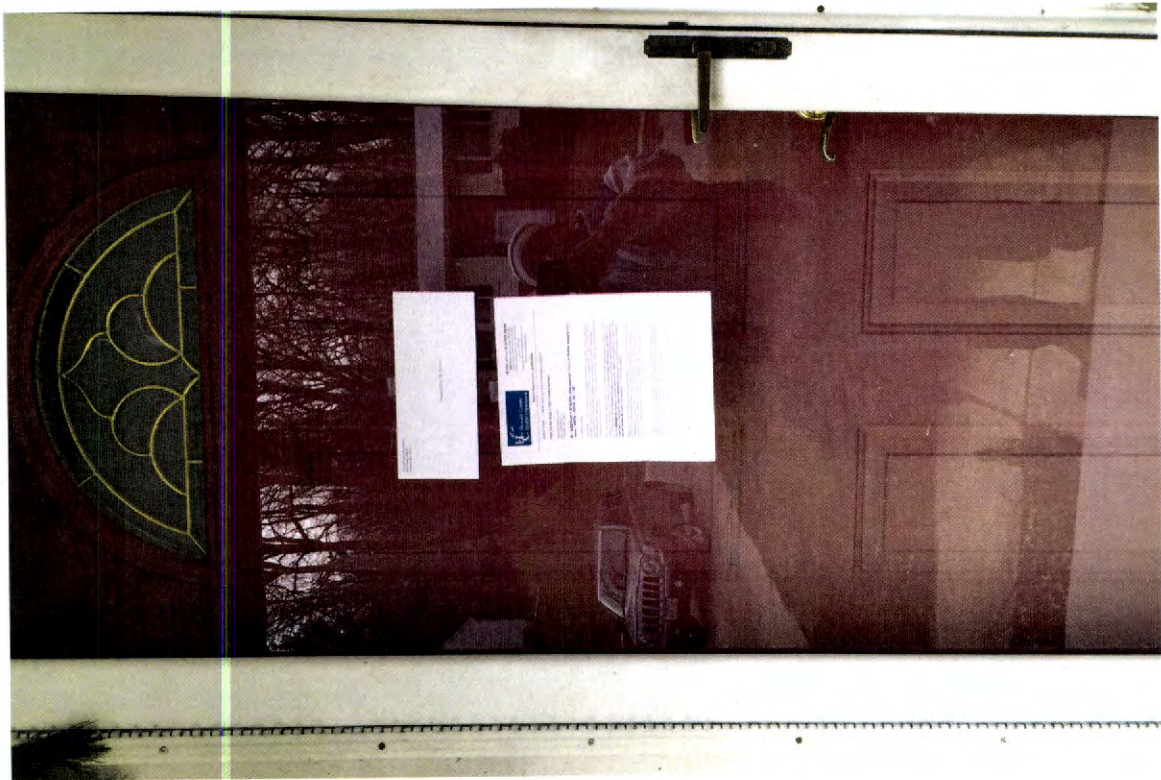
(410) 350-6302



Mr. D'Avitolo (301-908-9815)









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Google Maps Lawyers Hill Rd



Image capture: May 2012 © 2016 Google

Elkridge, Maryland

Street View - May 2012



Google Maps