



Environmental
Protection Agency

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

CERTIFIED MAIL # 91 7108 2133 3932 1838 4639

October 5, 2011

Mr. Kevin Fulk
Geotechnical Consultants, Inc.
720 Greencrest Drive
Westerville, OH 43081

Re: Warning, Incomplete Asbestos Survey, 43 Skidmore Street, Columbus, Ohio

Dear Mr. Fulk:

On August 12, 2011, an inspector from Ohio EPA, Central District Office (CDO), Division of Air Pollution Control inspected a residential structure that was to be burned by the Columbus Fire Department for fire training. The inspector found suspect asbestos furnace tape on a register box in the basement and asbestos containing insulation on an upstairs register box.

1. **Finding**

On August 12, 2011 an inspector from the CDO inspected 43 Skidmore Street in Columbus, Ohio. An asbestos survey, supplied by the Columbus Fire Department, indicated that the structure contained no asbestos. No regulated asbestos may be present in any structure that fire departments plan to burn for fire training.

The CDO inspector located suspect asbestos furnace tape in the basement in a furnace room along a West side wall. The inspector also located asbestos containing insulation on a second story register box. The survey prepared by Geotechnical Consultants Incorporated, indicated that no asbestos was present.

Violation

Ohio Administrative Code (OAC) rule 3745-20-02 (A) requires each regulated structure to be demolished and thoroughly inspected for the presence of asbestos.

"Notwithstanding any other exclusion of this rule, and to determine which requirements of this rule and of rules 3745-20-03 and 3745-20-04 of the Administrative Code apply, each owner or operator of any demolition or renovation operation shall have the affected facility or part of the facility where a demolition or renovation operation will occur thoroughly

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inspected by a certified asbestos hazard evaluation specialist, in accordance with paragraph (C) of rule 3701-34-02 of the Administrative Code prior to the commencement of the demolition or renovation for the presence of asbestos, including category I and category II nonfriable asbestos-containing material."

Failing to perform a thorough survey is considered a violation of OAC rule 3745-20-02(A). Violation of OAC rule 3745-20-02(A) is also considered a violation of Ohio Revised Code (ORC) 3704.05(G) which states:

"No person shall violate any order, rule, or determination of the director issued, adopted, or made under this chapter."

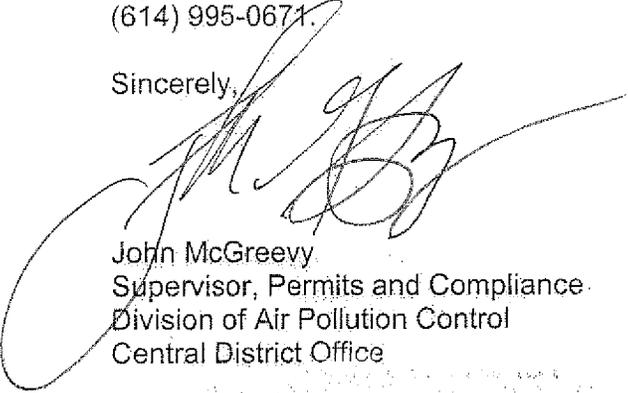
Requested Action

Ohio EPA requests that Geotechnical Consultants Incorporated correctly survey all residences and quantify the amount of asbestos present so that the appropriate abatement activities can occur prior to use of the structure for fire training.

Please be aware that Ohio Environmental Protection Agency has the authority to seek civil penalties as provided in section 3704.06 of the ORC. Violation of Ohio's Asbestos Control Regulations may subject the owner, operator, and removal or renovation, or demolition contractor to civil penalties of up to \$25,000 dollars per day of violation. This letter or information submitted pursuant to this letter does not constitute a waiver of Ohio EPA's authority to seek civil penalties as provided in the ORC. The decision on whether or not to seek such penalties will be made by Ohio Environmental Protection Agency at a later date.

If you have any questions regarding this matter, please contact Richard Fowler of my staff at (614) 995-0671.

Sincerely,



John McGreevy
Supervisor, Permits and Compliance
Division of Air Pollution Control
Central District Office

c: Adam Ward, Manager, DAPC/CDO
Richard Fowler, DAPC/CDO
Mark Needham Asbestos Program Administrator ODH/Asbestos Program

ec: John McGreevy