



**Environmental
Protection Agency**

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Korfoski, Director

September 9, 2010

Mr. Ron Davis
Davis Excavation
579 Fayetteville Road
Blanchester, Ohio 45107

CERTIFIED MAIL

NOTICE OF VIOLATION

Re: Failure to submit a Notice of Demolition for the demolition of the structure located at 100 School Street, Martinsville, Ohio

Dear Mr. Davis:

You are hereby notified that the Ohio Environmental Protection Agency (Ohio EPA) finds CDC of Ohio to be in violation of state and federal regulations as they relate to the proper filing of the Ohio EPA Notification of Demolition and Renovation form. Specifically, no prior notification was filed for demolition of the structure located at 100 School Street, in Martinsville.

Subsequent to a complaint received on August 27, 2010, an inspection was conducted on August 30, 2010. It was determined that the former school building at 100 School Street, Martinsville had been demolished. No notification was filed for demolition of the structure prior to commencing demolition activities.

The Ohio and U.S. Environmental Protection Agency require prior notification of planned activities at regulated structures. The notification is conducted through the submission of a completed Ohio EPA Notification of Demolition and Renovation form to the appropriate agency or office at least ten working days prior to any regulated demolition/renovation activity.

This inspection was conducted for the purpose of determining compliance with the Ohio Asbestos Emission Control Rules specified in Ohio Administrative Code (OAC) 3745-20 and the National Emission Standards for Hazardous Air Pollutants specified in 40 CFR Part 61, Subpart M.

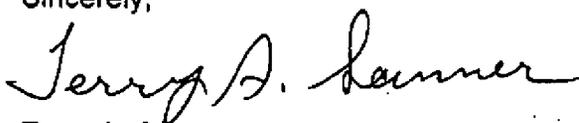
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The conditions found during this inspection constitute corresponding notification violations of OAC 3745-20-03 (A) and 40 CFR Section 61.145 (b).

At this time, Ohio EPA will consider these violations resolved through this Notice of Violation and trusts that you will take action that you deem appropriate to prevent any future violations. However, future violations of the asbestos regulations may be dealt with through the issuance of Findings and Orders which could include a monetary penalty.

If you have any questions or comments, or wish to discuss this matter further, please feel free to contact me at (937) 285-6032.

Sincerely,



Terry A. Sanner
Division of Air Pollution Control

TAS/kl

cc: Lisa Holscher, U.S. EPA, Region V
John Paulian, CO/DAPC