

CITY OF TOLEDO



DEPARTMENT OF PUBLIC UTILITIES

July 26, 2007

4 Howard's LTD
Attn: Michael Howard
5625 W. Alexis Road
Sylvania, Ohio 43560

RE: Notice of Violation

Dear Mr. Howard:

Enclosed is a Notice of Violation for non-compliance with the Toledo Municipal Code (TMC) Chapter 1787 and the Ohio Administrative Code (OAC) Chapter 3745 regarding Asbestos/ Demolition Standards at the property located at 433-451 N. 13th Street. in Toledo, Ohio.

Please review this document carefully, as some action is required on your part. Please contact me if you have any questions or need any additional information at (419) 936-3954 or at matt.epperson@toledo.oh.gov.

Yours from Toledo – a City of the Future!*

Matt Epperson
Senior Environmental Specialist

* fDi Magazine – April 2007

MAE/mae

cc: Tom Buchan, Ohio Environmental Protection Agency
Shamus Estep, Ohio Department of Health
T. Casey Stephens, Commissioner, Environmental Services
Karen P. Granata, Chief, Air Resources



STORM WATER PROGRAM

T. Casey Stephens, Commissioner
DIVISION OF ENVIRONMENTAL SERVICES
Quilter Environmental Center
348 South Erie Street, Toledo, Ohio 43604-1633 USA
Telephone: 419-936-3015 Fax: 419-936-3959 E-mail: casey.stephens@toledo.oh.gov



STORM WATER PROGRAM

Notice of Violation

July 27, 2007

The City of Toledo, Division of Environmental Services hereby serves notice that:

Four Howard's LTD
5625 W. Alexis Road
Sylvania, Ohio 43560

Has violated the following environmental laws, orders, rules, or regulations on the indicated dates at the above address.

Date of violation:

June 25, 2006

Description of violation:

City of Toledo, Environmental Services officials observed that demolition (including asbestos) occurred without proper notification or procedures at the property located at 433-451 N. 13th Street in Toledo, Ohio.

Regulation(s) violated:

TMC 1787.05 (a) & (b)

Standard for Demolition and Renovation.

OAC 3745-20-03

Standards for demolition and renovation, facility inspection, and determination of applicability.

Required Actions

Upon receipt of this notice, you are required to:

1. Abate the violation(s) or provide acceptable remedies.
2. Reply in writing to this Notice of Violation within fourteen (14) calendar days. The reply shall include:
 - a. Description(s) and date(s) of action(s) taken to abate the violation.
 - b. Description(s) and expeditious time schedules of action(s) yet to be taken to abate the violation(s).
 - c. Description(s) of action(s) taken or to be taken to prevent recurrence of the violation(s).

Your written response, and any questions regarding this Notice of Violation, should be directed to Matt Epperson, Division of Environmental Services, 348 S. Erie St., Toledo, Ohio 43604, phone: (419) 936-3954.

This Notice of Violation is not a final action of the Director of Public Utilities. The City of Toledo reserves the right, pursuant to Chapter 1787 of the Toledo Municipal Code and any other applicable local, state, and federal laws or regulations to require further site investigation and abatement to address releases of hazardous wastes, hazardous substances, industrial wastes, or other wastes, pollutants, or contaminants into the environment at the above designated site and to seek civil penalties, reimbursement of oversight costs, response costs, and any other appropriate legal or equitable relief for any violation of law.