



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erieview Plaza, Second Floor
Cleveland, Ohio 44114-1839
216/664-2297 • Fax: 216/420-8047
www.clevelandhealth.org

**SERVING OHIO EPA AS AGENCY 13
FOR CUYAHOGA COUNTY**

**CERTIFIED MAIL 7001 2510 0006 1130 7424
RETURN RECEIPT REQUESTED**

June 18, 2007

Natan Shilman
Divna Enterprises LLC.
26250 Euclid Avenue
Suite 531 B
Euclid, OH 44321

**FACILITY: 19114 Bella Avenue
NOTICE OF VIOLATION: FAILURE TO NOTIFY OR THOROUGHLY INSPECT A
FACILITY PRIOR TO A RENOVATION OR DEMOLITION PROJECT**

Dear Mr. Shilman:

On 5/25/2007, the Cleveland Division of Air Quality (CDAQ) became aware of an unauthorized renovation project located at 19114 Bella Avenue in Cleveland. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Failure to submit a notification to the Director of the Ohio EPA of a renovation or demolition project. This is a violation of Ohio Administrative Code (OAC) 3745-20-03(A), Ohio Revised Code (ORC) 3704.05(G), and Title 40 Code of Federal Regulations (CFR) Part 61.145(b).

No thorough inspection of the facility prior to commencement of a renovation or demolition project. This is a violation of OAC 3745-20-02(A), ORC 3704.05(G), and 40 CFR 61.145(a).

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Divna Enterprises LLC. submit written assurance that future renovation or demolition projects will comply with all applicable rules and regulations to the following enforcement representative:

Kristoffer Gontkovsky
Cleveland Division of Air Quality
1925 St. Clair Avenue NE
Cleveland, Ohio 44114-2080

Your written response to this letter must be received by CDAQ within fourteen (14) days of your receipt of this letter. If there is insufficient time to correct the alleged violations within this timeframe, your response must include a timeline for correcting the alleged violations.

The appropriate permit application(s) and supplemental form(s) are included with this letter. Please note that all permit application(s) submitted to CDAQ must include original signatures. Photocopied signatures are not valid; the application will not be accepted by CDAQ and will be returned to you if original signatures are not provided.

CDAQ issues this letter with Ohio EPA's concurrence. The failure to mention any specific violation does not excuse any violations of local, state and federal laws or regulations regarding air pollution control. Violations of air pollution control laws may be pursued in local court or referred to Ohio EPA or U.S. EPA for further enforcement action. Should you have any questions, please call Kristoffer Gontkovsky at (216)420-8049.

Sincerely,

George Baker
Chief of Enforcement, CDAQ

GB/kg

cc: Richard Nemeth and Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
Facility File and L:\Data\Enforcement\Asbestos\19114 Bella Ave\2006-06-11 NOV
(Contractor).doc

encl: Ohio EPA Notification form.

Waste Shipment records.

U.S. EPA Region 5 guidance that should answer most questions about the notification process and form.

U.S. EPA Asbestos NESHAP.



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**SERVING OHIO EPA AS AGENCY 13
FOR CUYAHOGA COUNTY**

**CERTIFIED MAIL 7001 2510 0006 1130 7455
RETURN RECEIPT REQUESTED**

July 11, 2007

Natan Shilman
Divna Enterprises, L.C.C.
26250 Euclid Avenue
Suite 531-E
Euclid, OH 44132

**FACILITY: 19114 Bella Avenue
NOTICE OF VIOLATION FOLLOW-UP LETTER FOR FAILURE TO NOTIFY OR
THOROUGHLY INSPECT A FACILITY PRIOR TO A RENOVATION OR DEMOLITION
PROJECT**

Dear Mr. Shilman:

On June 11, 2007, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requiring Divna Enterprise, L.C.C. to submit written assurance that future renovation or demolition projects will comply with all applicable rules and regulations. CDAQ is in receipt of a corrective action plan dated June 27, 2007, stating that all future renovation projects will comply with all applicable regulations.

The corrective action plan was received in a timely manner and appropriate steps were taken to bring the source into compliance. CDAQ has determined that no further enforcement action is warranted at this time, but reserves its right to take such action in the future if necessary.

CDAQ issues this letter with Ohio EPA's concurrence and does not excuse any violations of local, state and federal laws or regulations regarding air pollution control. Violations of air pollution control laws may be pursued in local court or referred to Ohio EPA or U.S. EPA for further enforcement action. Should you have any questions, please call Kristoffer Gontkovsky at (216)420-8049.

Sincerely,

George Baker
Chief of Enforcement, CDAQ
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cc: Richard Nemeth and Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
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(contractor).doc