



State of Ohio Environmental Protection Agency

Northwest District Office

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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

May 21, 2007

CERTIFIED MAIL

7006 0100 0003 7708 5497

Mr. Rob Bettinger, Manager
Nazareth Hall
21211 W. River Road
Grand Rapids, Ohio 43522

RE: Notice of Violation
Renovation at 21211 W. River Road
Ohio Asbestos Emission Control Rules

Dear Mr. Bettinger:

The Ohio Environmental Protection Agency, Northwest District Office (NWDO), Division of Air Pollution Control (DAPC) received an anonymous complaint May 17, 2007 alleging removal of asbestos was taking place at Nazareth Hall. This letter is being written as a follow-up to the site inspection conducted May 18, 2007.

During the inspection you confirmed that you had recently removed a small amount of asbestos pipe insulation from several old heating system pipes on the lower level of the Nazareth Hall building. It is our understanding Midwest Environmental Control Inc., had removed asbestos pipe insulation from the area several years ago, but this small amount was not removed at that time. Based on my inspection the amount of asbestos removed was less than 160 linear feet or 35 cubic feet.

Ohio EPA's rules regarding asbestos and building renovation are contained in Ohio Administrative Code (OAC) rule 3745-20. As you are now aware, pursuant to OAC 3745-20-02, all facilities shall be inspected for the presence of asbestos prior to commencement of renovation or demolition. Facility demolition and renovation is further addressed in OAC rule 3745-20-03 which contains the "Standard for notification prior to demolition or renovation," OAC rule 3745-20-04 which contains the "Demolition and renovation procedures for asbestos emission control," and OAC rule 3745-20-05 which contains the "Standard for asbestos waste handling."

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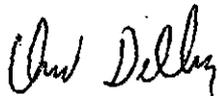
This notice of violation is being issued for failure to comply with OAC 3745-20-02 requiring the part of the facility being renovated be inspected by a certified asbestos hazard evaluation specialist prior to commencement of the renovation.

NWDO is requesting the company to submit a written response to this letter by June 22, 2007. Please provide confirmation of your understanding of the regulations regarding the required inspection prior to commencement of renovation.

Please be aware the Ohio Department of Health also has regulations for asbestos which may be applicable.

Please be advised that the submission of the requested information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek civil penalties pursuant to ORC section 3704.06. The Ohio EPA will make a decision on whether to pursue or decline to pursue such penalties regarding this matter at a later date. If you have any questions, please feel free to contact me at (419) 373-3130.

Sincerely,



Chad Delbecq
Division of Air Pollution Control

CMD/csl

pc: Tom Sattler, Supervisor, DAPC, NWDO
Don Waltermeyer, Supervisor, DAPC, NWDO
Lisa Holscher, USEPA
Tom Kalman, DAPC, CO
Mark Needham, ODH
Chad Delbecq, DAPC, NWDO