



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erieview Plaza, Suite 200
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 7003 1010 0004 2923 4079
RETURN RECEIPT REQUESTED**

September 9, 2010

Jim Bower
Precision Environmental Company
5500 Old Brecksville Road
Independence, Ohio 44131

NON-HPV

**CL 10 420
NOTICE OF VIOLATION: ASBESTOS NESHAP VIOLATION**

Dear Mr. Bower:

On August 27, 2010, the Cleveland Division of Air Quality (CDAQ) inspected Lubrizol located at 9911 Brecksville Road in Brecksville. This letter serves as notification that you are operating in violation of the following applicable air statutes and/or air regulations.

Precision Environmental Company violated 40 Code of Federal Regulations Part 61.145(b)(4)(iv) and Ohio Administrative Code Rule 3745-20-03(A)(4)(f) by failing to list all affected parts of facility for asbestos removal. [Observed on August 27, 2010]

Precision Environmental Company violated 40 Code of Federal Regulations Part 61.145(b)(4)(viii) and Ohio Administrative Code Rule 3745-20-03(A)(4)(i) by failing to provide a correct scheduled completion date for asbestos removal work. [Observed on August 27, 2010]

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Precision Environmental Company submit a revised Notification to the following enforcement representative:

Mike Samec
Cleveland Division of Air Quality
75 Erieview Plaza 2nd Floor
Cleveland, Ohio 44114-1839

Your written response to this letter must be received by CDAQ within fourteen (14)



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.

Violations of Ohio air pollution laws and /or permit terms and conditions are subject to the penalties stipulated in Ohio Revised Code Section 3704.99(A), which allows fines of not more than twenty-five thousand dollars or imprisonment for not more than one year, or both, for each violation.

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 Mike Samec at 216-420-7682. All correspondence with CDAQ must include the Ohio EPA facility identification number for Lubrizol: CL 10 420.

Sincerely,

Linda Kimmy for G.B.
George Baker
Chief of Enforcement

GB/ms

cc: Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
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NOV.doc



5500 Old Brecksville Road • Independence, Ohio 44131
(216) 642-6040 • fax (216) 642-6041

October 08, 2010

OCT 13 2010

Mr. Mike Samec
Cleveland Division of Air Quality
75 Erieview Plaza, 2nd Floor
Cleveland, Ohio 44114-1839

Re: Your letter dated September 09, 2010 (CL-10-420) regarding Lubrizol located at 9911 Brecksville Road, Brecksville, Ohio.

Dear Mr. Samec:

As a follow up to your above referenced letter and our phone conversation of October 4, 2010, Precision would like to respond as follows:

- In regards to Precision not being on site at the time(s) of your inspection on August 27, 2010, Precision revised the hours of operation under Revision No. 2 of the Notification of Demolition and Renovation dated August 2, 2010.
- In regards to Precision not providing a correct completion date, Precision had originally planned for a project completion date of August 31, 2010 as indicated on the original notification. However, under Revision No. 4 of the Notification of Demolition and Renovation dated August 17, 2010, Precision had placed the project on hold while other contractors performed remodeling activities. The potential to uncover or require additional asbestos abatement was a probability hence the reason for the hold. Precision did eventually return to the site but for non-asbestos related services.
- In regards to Precision not listing all affected parts of the facility, we did perform an emergency cleanup and repair of some asbestos containing ductwork insulation and pipe insulation (< 10 LF) while we were on site for the notified project in a different area, but this was not related to the notified project. Precision does maintain an Annual Notification for Non-Scheduled Renovation Operations at this facility. Our understanding is that the owner showed you this area during your inspection.

We hope the above information offers you clarification to the CDAQ's inspection performed on August 27, 2010.

A positive working relationship with your office is very important to the Precision Environmental Company. We wish to continue well into the future.

Again, thank you for your time and diligence. If you have any questions please feel free to call me anytime at (216) 642-6040.

Sincerely,

A handwritten signature in cursive script that reads "James Bower".

James Bower
Project Manager

JB:lw



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

**CERTIFIED MAIL 7009 3410 0002 1933 9308
RETURN RECEIPT REQUESTED**

November 1, 2010

Jim Bower
Precision Environmental Company
5500 Old Brecksville Road
Independence, Ohio 44131

**CL 10 420
NOTICE OF VIOLATION FOLLOW-UP LETTER**

Dear Mr. Bower:

On September 9, 2010, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requiring Precision Environmental Company (Precision) to submit a revised Notification. CDAQ is in receipt of an emailed corrective action plan that demonstrates when prior revised Notifications were sent to CDAQ.

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 Mike Samec at 216-420-7682. All correspondence with CDAQ must include the Ohio EPA facility identification number for Lubrizol: CL 10 420.

Sincerely,

Linda Kimmy for G.B.

George Baker
Chief of Enforcement, CDAQ

GB/ms

cc: John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
Facility File and L:\Data\Facilities\+ Programs\Asbestos\Sites\9911 Brecksville
Road\2010-08-27 NEAR.doc

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to: *CL 10 85*

Jim Bower
Precision Environmental
5500 old Brecksville Rd
Independence, OH 44131

2. Article Number
(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature *[Handwritten Signature]* Agent Addressee

B. Received by (Printed Name) C. Date of Delivery *1/14*

D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes