

**EAR ADDENDUM**

**RE: JR's Truck Parts**  
16606 S. Waterloo Rd.  
Cleveland, OH 44110

3/7/08

The second Notice of Violation (NOV) for Open Burning that was sent to JR's Truck Parts by certified mail on 1/18/08 was returned to the Cleveland Division of Air Quality (CDAQ) as "Unclaimed", "Unable to forward".

On 3/6/08, CDAQ (dd) succeeded in hand delivering the NOV to Patty Howell, Office Manager at JR's Truck Parts. She was surprised that the certified mail had not been delivered. Ms. Howell acknowledged that the correct address had been used and that Mr. James D. Hill was still the owner of the operation.

Ms. Howell signed a copy of the NOV as confirmation of receipt and indicated that she would bring it to Mr. Hill's attention immediately.

CDAQ (dd) emphasized the importance of Mr. Hill's timely response and indicated that potential monetary penalties were already being considered.

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

**CERTIFIED MAIL 7006 2760 0000 3705 2517  
RETURN RECEIPT REQUESTED**

9/20/07

James D. Hill  
JR's Truck Parts  
16606 S. Waterloo Rd.  
Cleveland, OH 44110

**NOTICE OF VIOLATION: OPEN BURNING**

Dear Mr. Hill:

On 9/19/07, the Cleveland Division of Air Quality (CDAQ) inspected JR's Truck Parts located at 16606 S. Waterloo Rd. in Cleveland OH 44110. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions:

Ohio Administrative Code (OAC) 3745-19-01(H). Open burning of wire and truck parts. On 9/19/07 at 18:00 hours, a CDAQ inspector witnessed the open burning of wire and truck parts being conducted in an effort to remove insulation to salvage copper. The fire was being tended and upon CDAQ directive, extinguished immediately.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that JR's Truck Parts submit a corrective action plan that includes a statement to the effect that "JR's Truck Parts will no longer engage in this type of activity", to the following enforcement representative:

Dave DeChant  
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.

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.



Free assistance with state and/or federal regulations, rules, laws or permit conditions can be provided at no charge through Ohio EPA Office of Compliance Assistance and Pollution Prevention (OCAPP). OCAPP can be contacted at <http://www.epa.state.oh.us/ocapp> or (614) 644-3469 or (800) 329-7518. CDAQ makes no guarantee that the facility will meet the qualifying guidelines established by the OCAPP.

Facilities that want to investigate methods of pollution prevention to reduce raw material usage and waste production can contact the Ohio EPA Office of Compliance Assistance and Pollution Prevention (OCAPP). OCAPP can be contacted at <http://www.epa.state.oh.us/ocapp> or (614) 644-3469 or (800) 329-7518 and there is no charge for their services.

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 Dave DeChant at 216-664-3213.

Sincerely,

George Baker  
Chief of Enforcement, CDAQ

GB/dd

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\Complaints\JR's Truck Parts\2007-09-19 NOV

encl: Ohio EPA's "Before You Light It..." brochure

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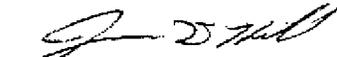
Jrs Trucks &amp; Parts

216 481 2729

p.2

**JR'S TRUCKS & PARTS****P.O.BOX 93823 CLEVELAND, OHIO 44101-5823****PHONE:216-481-2293 FAX: 216-481-2729****March 18, 2008****CDAQ****1925 St Clair ave. NE****CLEVELAND, OH 44114-2080****To Whom It May Concern:**

**THE VIOLATIONS HAVE BEEN CORRECTED, I CAN ASSURE THIS BECAUSE  
IT WAS MYSELF PERSONALLY (JR) WHO WAS DOING THE BURNING OF THE  
COPPER WIRE & PARTS, I OFFER MY SINCERE APOLOGY.  
THANK YOU FOR YOUR TIME & PATIENCE.**

**SINCERELY**  
**JAMES D HILL**



City of Cleveland  
Frank G. Jackson, Mayor

Department of Public Health  
Division of Air Quality  
1925 St. Clair Avenue  
Cleveland, Ohio 44114-2080  
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 3133  
RETURN RECEIPT REQUESTED

3/24/08

James D. Hill  
JR's Trucks & Parts  
P.O. Box 93823  
Cleveland, OH 44101-5823

FACILITY ID: N/A  
RECEIPT OF CORRECTIVE ACTION PLAN: OPEN BURNING

Dear Mr. Hill:

On 1/18/08, the Cleveland Division of Air Quality (CDAQ) issued a Second Notice of Violation requesting that JR's Trucks & Parts cease open burning of salvage and debris and submit a statement that you would no longer engage in this type of activity. CDAQ is in receipt of a facsimile dated 3/18/08, indicating that this situation has been corrected.

You are expected to comply with the open burning restrictions stipulated in the Ohio Administrative Code (OAC) 3745-19-03 and the City of Cleveland Codified Ordinance 277.09(a) effective immediately. Failure to do so may result in further enforcement action. Fulfillment of your commitments included in the corrective action plan and/or any modifications contained within this letter does not constitute a waiver of CDAQ's ability to refer this matter to Ohio EPA or U.S. EPA for further enforcement action.

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 Dave DeChant at 216-664-3213.

Sincerely,

George Baker  
Chief of Enforcement, CDAQ  
GB/dd

cc: John Paulian, Ohio EPA Central Office  
Brian Zima, Ohio EPA Central Office  
Lisa Holscher, U.S. EPA Region V  
Facility File and L: Data\Complaints\JR's Truck Parts\2007-09-19 RCAP