



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erievue Plaza, Suite 200
Cleveland, Ohio 44114-1839
216/664-2297 • Fax: 216/420-8047
www.clevelandhealth.org

**SERVING OHIO EPA AS AGENCY 18
FOR CUYAHOGA COUNTY**

**CERTIFIED MAIL 7009 3410 0002 1933 9209
RETURN RECEIPT REQUESTED**

September 9, 2010

Jane Wolf
A & D Contracting, Inc.
3620 Pearl Road
Cleveland, Ohio 44109

NON-HPV

**CL 10 500
NOTICE OF VIOLATION: ASBESTOS NESHAP VIOLATION**

Dear Ms. Wolf:

On September 7, 2010, the Cleveland Division of Air Quality (CDAQ) inspected 6735 Fleet Ave. in Cleveland. This letter serves as notification that you are operating in violation of the following applicable air statutes and/or air regulations.

A & D Contracting, Inc. 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 starting date for asbestos removal work. [Observed on September 7, 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 A & D Contracting, Inc. submit a revised Notification to the following enforcement representative:

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

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 6735 Fleet Ave.: CL 10 500.

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
Facility File and L:\Data\Facilities\+ Programs\Asbestos\Sites\6735 Fleet Ave\2010-09-10
NOV.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 10 500*
Jane Wolf
A+D Contracting, Inc.
3620 Pearl Rd.
Cleveland, OH 44109

COMPLETE THIS SECTION ON DELIVERY

A. Signature *Mary Rose* Agent
 Addressee

B. Received by (Printed Name) *M. Orisk* C. Date of Delivery *9-14-10*

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

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

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number
(Transfer from service label)

7009 3410 0002 1933 9209

A & D CONTRACTING, INC.

COMPLETE ASBESTOS AND DEMOLITION SERVICES

3620 Pearl Road
Cleveland, Ohio 44109
Phone (216) 749-8600
Fax (216) 749-8610

September 14, 2010

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

Re: 6735 Fleet Avenue

Dear Mr. Samec:

Please see attached revision and fax confirmation for 6735 Fleet Avenue. This revision puts project on hold as of September 1, 2010 keeping A & D Contracting, Inc. in compliance with 40 Code of Federal Regulations Part 61.145(b)(4)(viii) and Ohio Administrative Code Rule 3745-20-03(A)(4)(i).

If you have any questions or require any additional information, please feel free to call me at (216)749-8600.

Respectfully,


Jane Wolf
President

JW/mc

Enclosures:

**COMMERCIAL - RESIDENTIAL - INDUSTRIAL
INTERIOR SPECIALISTS**



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

**CERTIFIED MAIL 7009 3410 0002 1933 9292
RETURN RECEIPT REQUESTED**

October 1, 2010

Jane Wolf
A & D Contracting, Inc.
3620 Pearl Road
Cleveland, Ohio 44109

CL 10 500
NOTICE OF VIOLATION FOLLOW-UP LETTER

Dear Mrs. Wolf:

On September 9, 2010, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requiring Lightning Demolition to submit a revised Notification of Demolition and Renovation. CDAQ is in receipt of a faxed corrective action plan that includes a revised Notification of Demolition and Renovation on October 1, 2010.

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 CL 10 500.

Sincerely,

Linda Kimmy for G.B.

George Baker
Chief of Enforcement, CDAQ

GB/ms

cc: John Paulian, Ohio EPA Central Office
Lisa Holscher, U.S. EPA Region V
Facility File and L:\Data\Facilities\+ Programs\Asbestos\Sites\6735 Fleet
Ave\2010-09-10 NEAR.doc

SENDER: COMPLETE THIS SECTION

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- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Jane Wolf
A+D Contracting, Inc.
3620 Pearl Rd
Cleveland, OH 44109
CL 500

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X *Jane Wolf* Agent
 Addressee

B. Received by (*Printed Name*) *Jane Wolf* C. Date of Delivery *10-6-10*

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

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

4. Restricted Delivery? (*Extra Fee*) Yes

2. Article Number *7009 3410 0002 1933 9292*
(*Transfer from service label*)