



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erievue 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 7010 1870 0000 6591 4896
RETURN RECEIPT REQUESTED**

June 27, 2012

Bill Baumann
President
Baumann Enterprises
4801 Chaincraft Road
Cleveland, Ohio 44122

NON-HPV

**PROJECT ID: CL 12 – 668: 8116 Dorver Avenue
NOTICE OF VIOLATION: Failure to Control Visible Emissions**

Dear Mr. Baumann:

On June 6, 2012, Cleveland Division of Air Quality (CDAQ) received an air complaint stating a home demolition was creating dust, and that water was not being used for dust suppression. On June 6, 2012, CDAQ inspected a Cuyahoga County Land Bank demolition located at 8116 Dorver Avenue in Cleveland. During the inspection, CDAQ witnessed Baumann Enterprise's performing demolition activities without using water to suppress dust. This letter serves as notification that you are operating sources in violation of the following applicable air statutes, air regulations, or air permit conditions.

Baumann Enterprise's demolition at 8116 Dorver Avenue violated Ohio Administrative Code (OAC) Rule 3745-17-08(B)(1), Ohio Revised Code (ORC) Section 3704.05(G), and City of Cleveland's Codified Ordinance Chapter 277.07(a)(1) for failing to utilize reasonable precautions to prevent particulate matter from becoming airborne.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Baumann Enterprise submit a corrective action plan outlining what steps will be taken in the future to prevent similar violations and how you will eliminate the accumulation of fugitive dust on adjacent properties during future demolition activities.



This information must be submitted to the following enforcement representative:

Bryan Sokolowski
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) 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 Bryan Sokolowski at (216) 420-7663. All correspondence with CDAQ must include the Ohio EPA project identification number: CL 12 - 668.

Sincerely,

Valencia White
Chief of Enforcement, CDAQ

VW/BS

cc: Cheryl Stevens, Cuyahoga County Land Reutilization Corp.
James Maher, Cuyahoga County Land Reutilization Corp.
Gus Frangos, Cuyahoga County Land Reutilization Corp.
George P. Baker, CDAQ
Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
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BAUMANN ENTERPRISES, INC.

4801 CHAINCRAFT ROAD
GARFIELD HTS, OH 44125
(216) 823-2244
(216) 823-2248 Fax

July 10, 2012

Bryan Sokolowski
CLEVELAND DIVISION OF AIR QUALITY
75 Erieview Plaza, 2nd Floor
Cleveland, OH 44114-1839

Dear Mr. Sokolowski:

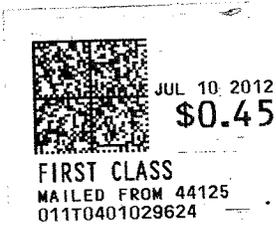
In response to the letter I received dated June 27, 2012 from Valencia White, I wish to reiterate the scenario that took place at 8116 Dorver Avenue. As you know, I was the operator that demolished the home using proper procedures, including the use of water. The next day (the home was already demolished) I sent another operator to do the load out the debris. He did not use water on the debris that was being removed and a neighbor complained. After you stopped by the site to advise of the dust complaint, you and called me and you gave orders to immediately stop the job until a hose was obtained. A hose was brought to the site, the debris was sprayed down, and the operator proceeded with the load out.

I am puzzled as to why I received this letter, as corrective measures were taken at the time we were advised of the complaint. It is our company policy that each demolition job is to be monitored for dust on adjacent properties, and debris is to be watered down during load out as well as during the actual demolition. Each operator has a hose in his truck and he is to use it as needed. If the operator does not follow this policy, they will be written up and reprimanded for this infraction.

Sincerely,

William B. Baumann

nann Enterprises, Inc.
101 Chaincraft Road
Old Heights, OH 44125
(216) 823-2244



Bryan Sokolowski
Cleveland Division of Air
Quality
75 Erieview Plaza
2nd floor
Cleveland, Oh 44114-1839

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City of Cleveland
Frank G. Jackson, Mayor

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

**CERTIFIED MAIL 7011 3500 0000 1759 9864
RETURN RECEIPT REQUESTED**

July 20, 2012

Bill Baumann
President
Baumann Enterprises, Inc.
4801 Chaincraft Road
Garfield Heights, OH 44125

PROJECT ID: CL 12-668: 8116 Dorver Avenue

**RESOLUTION OF VIOLATIONS
NOTICE OF VIOLATION FOLLOW-UP LETTER**

Dear Mr. Baumann:

On June 6, 2012, Cleveland Division of Air Quality (CDAQ) received an air complaint stating a home demolition was creating dust, and that water was not being used for dust suppression at 8116 Dorver Avenue, in Cleveland. On June 6, 2012, the Cleveland Division of Air Quality (CDAQ) inspected a Cuyahoga County Land Bank demolition project located at 8116 Dorver Avenue in Cleveland. During the inspection, CDAQ witnessed Baumann Enterprises, Inc. performing demolition activities without using water to suppress dust.

On June 27, 2012, CDAQ issued a Notice of Violation requiring Baumann Enterprises, Inc. to submit a corrective action plan outlining what steps will be taken in the future to prevent similar violations and how you will eliminate the accumulation of fugitive dust on adjacent properties during future demolition activities.

On July 12, 2012, CDAQ received a response letter. The letter states that it is Baumann Enterprises, Inc.'s policy to monitor for dust on adjacent properties during a demolition, and debris is to be watered down during load out as well as during actual demolition, and if the operator does not follow the policy, they will be written up and reprimanded.

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 Bryan Sokolowski at (216) 420-7663. All correspondence with CDAQ must include the Ohio EPA project identification number: CL 12-668.

Sincerely,

Valencia White
Chief of Enforcement, CDAQ

VW/BS LK

cc: Cheryl Stephens, Cuyahoga County Land Reutilization Corp.
James Maher, Cuyahoga County Land Reutilization Corp.
Gus Frangos, Cuyahoga County Land Reutilization Corp.
John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
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