



AKRON REGIONAL
AIR QUALITY MANAGEMENT DISTRICT

*Agent of the Ohio Environmental Protection Agency • Division of the Akron Health Department
Serving Medina, Portage and Summit Counties*

TELEPHONE: (330) 375-2480
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Frank J. Markunas
~~E.M. Malcom, P.E.~~
Administrator

October 1, 2010

Mr. Steven C. Coon
Coon Restoration & Sealants, Inc.
PO Box 259
Louisville, OH 44641-0259

Dear Mr. Coon:

You are hereby cited for violations of the Ohio Administrative Code section 3745-17-08 (B)(1) (Fugitive Dust) and Title 9, Section 97.01 of the Akron Code of Ordinances. These violations have occurred on your jobsites in the city of Akron (Summit County) and the city of Ravenna (Portage County).

On September 22, 2010, an inspector from the Akron Regional Air Quality Management District (ARAQMD) observed mortar joints, on brick work, that had been sawed and/or grinded without the benefit of dust control. This violation occurred on the First Energy building at the corner of Main and Mill streets in the city of Akron. The inspector also observed an employee "cleaning up" the dust with a leaf blower. On the following day, September 23, 2010, the inspector observed an employee of Coon Restoration & Sealants using a "quickie" saw to remove mortar from the joints on the same building without the benefit of dust control. Written orders were given to the employee.

On September 9, 2010, our office received a complaint alleging grinding without dust control on Route 59, Etna House, in Ravenna. During investigation on September 9, 2010, the complaint was found to be justified and written orders were given to an employee of your company.

On April 21, 2010, our office received a complaint alleging grinders being operated and creating a lot of dust at the corner of Mill and High Streets in the city of Akron. During an investigation, on April 21, 2010, an inspector from the ARAQMD observed dust on the site; the result of grinding mortar from joints on a retaining wall. Contact was made with Lee, an employee of Coon Restoration & Sealants, who admitted grinding without the benefit of dust control. The employee further stated he was aware of the fugitive dust regulation. The inspector issued a verbal order to the employee to cease and desist all illegal grinding/sawing activities and to utilize a dust control method during all grinding/sawing activities.

CITICENTER - SUITE 904

146 SOUTH HIGH STREET • AKRON, OHIO 44308

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Previously, on August 17, 2007, an inspector observed an employee of Coon Restoration & Sealants using a die grinder to remove mortar from joints and saw cutting brick steps at 168 E. Market Street in the city of Akron without any form of dust control. At this time, contact was made with Jeff, the foreman, and written orders to "cease and desist" all illegal sawing/cutting activities were issued.

In light of the most recent violations, you are urged to take appropriate steps to be sure that no further illegal generation of fugitive dust occurs on this jobsite or any others. **Within seven (7) days of receipt of this letter, please submit a written plan and commitment to cease all further illegal generation of fugitive dust.**

Acceptance by this Agency of your commitment does not constitute a waiver of this Agency's authority to seek civil penalties as provided in Title 9, Section 97.01 of the Akron Code of Ordinances or to refer the matter to the Ohio EPA for their enforcement action (including imposition of civil penalties). The determination to pursue or to decline to pursue such penalties will be made at a later date.

If you have any questions, please contact me at 330/375-2480 extension 6054.

Sincerely,

A handwritten signature in black ink, appearing to read "Frank Markunas", with a stylized flourish at the end.

Frank Markunas
Administrator

Enclosure
Certified Mail