



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  
FAX: (330) 375-2402

L. M. Malcolm, P.E.  
Administrator

August 15, 2008

Mr. Lawrence Griebel, President  
Duer Construction Company  
1016 Morse Street  
Akron, OH 44320

Dear Mr. Griebel:

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.

On August 7, 8, & 11, 2008 an inspector from the Akron Regional Air Quality Management District observed excessive dust being generated by the sawing of block without adequate dust control. At times minimal water was used and it was ineffective at controlling the volume of dust being generated by the sawing activity. At other times no water or any form of dust control was being utilized. These violations occurred on the job site at 22 E. Exchange Street in the City of Akron.

On August 11, 2008 written orders to comply were given to Andy Vesa who is a representative of Vista Construction, owner of the project.

In light of the continued violations and non-compliance with the Ohio Administrative Code section 3745-17-08 (B)(1) (Fugitive Dust) and Title 9, Section 97.01 of the Akron Code of Ordinances, you are urged to take appropriate steps to be sure that no further illegal generation of fugitive dust occurs at this job site or on any others wherein you are employed. **Within seven (7) days of receipt of this letter, please submit a written commitment to cease all further illegal generation of fugitive dust and a detailed description of the dust control measures you will be utilizing.**

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 such penalties will be made at a later date.

If you have any questions regarding this matter, please contact me at 330/375-2480 extension 6051.

Yours truly,

L. M. Malcolm, PE  
Administrator

BKG:LMM

Certified Mail

Enclosure

cc Stephen Feldmann, Ohio EPA  
Mike Mereb, Ohio EPA  
Vista Construction

CITICENTER - SUITE 904

146 SOUTH HIGH STREET • AKRON, OHIO 44308

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