



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

May 31, 2007

Mr. Anthony Ferrante, President
Ferrante & Son Masonry
2341 Mary Lou Street NW
Massillon, OH 44646

Dear Mr. Ferrante:

You are hereby cited for violations of the Ohio Administrative Code section 3745-17-08 (B)(1) (Fugitive Dust) and Summit County Health Code Part 20. These violations have occurred on your jobsite at Arlington Ridge Marketplace, 3200 S. Arlington Road in the city of Green (Summit County).

On May 22, 2007, an inspector from the Akron Regional Air Quality Management District investigated a complaint regarding excessive fugitive dust being generated at Arlington Ridge Marketplace on Arlington Road, in the city of Green. The inspector observed excessive dust, as the result of saw cutting cement block and brick without water to suppress the dust. At this time, contact was made, the fugitive dust regulations were explained, and a written order to "cease and desist" all illegal sawing/cutting activities was issued.

Again, on May 29, 2007, an inspector observed fugitive dust at the Arlington Ridge Marketplace as a result of saw cutting cement block without water and written orders were issued.

In light of this most recent violation, 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 fifteen days of receipt of this letter, please submit a written 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 Part 20 of the Summit County Health Code, 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 ext 6051.

Yours truly,

L. M. Malcolm, PE
Administrator

LMM
Certified Mail
Enclosure

CITICENTER - SUITE 904

146 SOUTH HIGH STREET • AKRON, OHIO 44308

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