



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

March 27, 2008

Mr. Terry Moser
Moser Construction Company
PO Box 328
Rootstown, OH 44272

To Mr. Moser:

You are hereby cited for a violation of the Ohio Administrative Code section 3745-17-08 (B)(1) (Fugitive Dust). The violation occurred at your Walgreens jobsite on State Route 59 in the city of Ravenna (Portage County).

On March 7, 2008 an inspector from ARAQMD observed workers from Moser Construction sawing masonry without dust control at the Walgreens jobsite on State Route 59 in the city of Ravenna. Written orders to comply were issued to Bill, a foreman for Moser Construction.

In light of the most recent violation of the Ohio Administrative Code section 3745-17-08 (B)(1) (Fugitive Dust), 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 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 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

CITICENTER - SUITE 904

146 SOUTH HIGH STREET • AKRON, OHIO 44308

An equal opportunity employer and provider of services - CRA 1964