



**Environmental  
Protection Agency**

John R. Kasich, **Governor**  
Mary Taylor, **Lt. Governor**  
Scott J. Nally, **Director**

Re: **Allen County**  
**Notice of Violation**  
Failure to Notify the Ohio EPA of  
an emergency demolition

October 2, 2012

**CERTIFIED MAIL**

Mr. Loren Collins  
C & C Property Management, LLC  
121 West High Street #805  
Lima, Ohio 45801

Dear Mr. Collins:

This letter is being written in regards to the city ordered emergency demolition of the warehouse property located at 131 South Central Avenue in Lima, Ohio that took place on September 18, 2012. The Ohio Environmental Protection Agency (Ohio EPA), Northwest District Office (NWDO), Division of Air Pollution Control would like to inform you of the requirements of U.S. EPA's National Emission Standard for Hazardous Air Pollutants (NESHAP) standards for asbestos and Ohio EPA's rules mirroring these requirements. Ohio EPA's rules regarding demolition and asbestos are contained in Ohio Administrative Code (OAC) 3745-20. Specifically, OAC rule 3745-20-03 requires written notice to the Ohio EPA field office having jurisdiction in the county where the demolition will occur as early as possible before, but no later than, the following work day in the case of an emergency demolition.

This notice of violation is being issued for the following:

1. Violation of OAC rule 3745-20-03(A)(3)(c) "Standard for notification prior to demolition or renovation," for failure to notify the Ohio EPA field office of the emergency demolition as early as possible before, but no later than, the following work day.

OAC rule 3745-20-02 requires that in addition to notifying the field office of the ordered demolition, the owner or operator shall have the affected facility thoroughly inspected by a certified asbestos hazard evaluation specialist, in accordance with paragraph (C) of rule 3701-34-02 of the Administrative Code before any activities of disturbance can continue at the property.

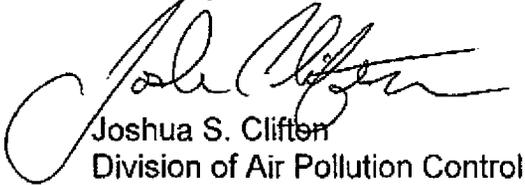
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NWDO is requesting that C & C Property Management, LLC respond to this letter as soon as possible with confirmation that the company understands the asbestos inspection and emergency demolition notification requirements.

Please be advised that this letter does not constitute a waiver of the Ohio EPA's authority to seek civil penalties pursuant to Ohio Revised Code section 3704.06. The Ohio EPA will make a decision on whether to pursue or decline to pursue such penalties regarding this matter at a later date.

If you have any questions, please feel free to contact me at (419) 373-3058.

Sincerely,



Joshua S. Clifton  
Division of Air Pollution Control

/llr

Certified Mail Receipt Number 7009 1410 0001 1834 5024

ec: Tom Sattler, DAPC, NWDO  
Mark Budge, DAPC, NWDO  
William MacDowell, USEPA  
Bruce Weinberg, DAPC, CO