

August 23, 2007

Mr. Rick Kuhlman, Vice President
HEPA Environmental Services, Inc.
4116 August Drive Suite D
Rootstown, Ohio 44272

CERTIFIED MAIL NO: 7006 2760 0002 3190 0645

Dear Mr. Kuhlman:

This letter is regarding the waste relocation activities that are being conducted at the Central Waste Disposal facility, 12003 Oyster Road, Alliance 44601 in Mahoning County under the ownership, operation, control and supervision of Central Waste and HEPA Environmental.

On August 15, 2007 between 1040 and 1045, I observed on at least three occasions, visible emissions from these activities. Ohio Administrative Code 3745-20-06(B)(1), "Standard for Active Asbestos Waste Disposal Sites" provides that "there shall be no visible emissions to the outside air from asbestos containing waste materials during the onsite transportation, transfer, deposition or compacting operations". The "no visible emission" requirement is also cited in Part III, Section A 12.c of the Terms and Conditions in Central Waste's Permit to Install (No. 02-18642). Therefore, please be advised that the visible emissions I observed on August 15, 2007 constituted apparent violations of both Ohio Administrative Code 3745-20-06(B)(1) and 3745-31-05(A)(3).

In view of the above facts, you are hereby being notified that the waste relocation activity conducted at the facility located at 12003 Oyster Road, Alliance, Ohio, on August 15, 2007 in violation of the following State Asbestos Standards:

1. OAC Rule 3745-20-06 (B)(1) "Standard for Active Asbestos Waste Disposal Sites."
2. OAC Rule 3745-31-05(A)(3), "Permit to Install New Sources of Pollution."

Within ten (10) days after receiving this letter, please submit to my attention, any clarifications, responses, or evidence in your possession that explains or mitigates these apparent violations.

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The submission of this information does not constitute a waiver of MTAPCA's ability to pursue action through Ohio EPA concerning this or other violations or to seek civil penalties as provided in Ohio Revised Code 3704.06.

A similar Notice of Violation is also being sent to Central Waste, Inc.

If you have any questions regarding this matter, please contact the undersigned at (330) 743-3333 ext. 278

Yours very truly,

William Slanina
Inspector

cc: Tom Kalman, Ohio EPA, Central Office, DAPV
Lisa Holscher, U.S. EPA, Region V
Jim Veres, Ohio EPA, NEDO, DAPC
Joe Loucek, Ohio EPA, NEDO, DAPC
Carmine Pirolozzi, Central Waste, Landfill Manager