



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

Re: Ottawa County
Notice of Violation
Failure to provide notification of
demolition and removal of asbestos
material without following proper waste
disposal procedures

November 16, 2012

CERTIFIED MAIL

Mr. Nelson Reau
13880 West Duff Washa Road
Oak Harbor, Ohio 43449

Dear Mr. Reau:

This letter is being written in regards to the demolition and removal of asbestos material which occurred at the 13456 W State Route 2, Oak Harbor OH site. After an initial inspection by the Ohio Environmental Protection Agency (Ohio EPA), Northwest District Office (NWDO), Division of Air Pollution Control (DAPC), a Notice of Violation (NOV) was sent on August 3, 2012, to Mr. Nelson Reau for failure to perform an asbestos survey and submit a demolition notification. Another NOV was subsequently issued on October 24, 2012, for failure to remove friable asbestos from the property and for failure to submit a demolition notification.

On November 14, 2012, Ohio EPA conducted a site visit and noticed that the three (3) structures on the property had been demolished and all C&DD and asbestos containing material had been transported off site.

This notice of violation is being issued for the following:

1. Violation of OAC rule 3745-20-03 "Standard for notification prior to demolition or renovation," for failure to submit notification at least 10 working days before beginning asbestos stripping or removal work.
2. Violation of OAC rule 3745-20-04(B) "Demolition and renovation procedures for asbestos emission control," for handling RACM without at least one authorized representative, trained in the provision of OAC 3745-20 being present at the location of operations.

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3. Violation of OAC rule 3745-20-05, Standard for asbestos waste handling, for failure to deposit the waste at an active waste disposal site operated in accordance with the provisions of OAC rule 3745-20-06, Standard for active waste disposal site.

Ohio EPA is requesting that Mr. Nelson Reau submit a notification of demolition for the remaining structure on site by November 29, 2012.

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 Chad Winebrenner at 419-373-3121.

Sincerely,



Chad Winebrenner
Division of Air Pollution Control

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Certified Mail Receipt Number 7011 3500 0000 8204 1558

ec: Chad Winebrenner, DAPC, NWDO
Tom Sattler, DAPC, NWDO
Josh Clifton, DAPC, NWDO
Mark Budge, DAPC, NWDO
Tom Buchan, DAPC, CO
Bruce Weinberg, DAPC, CO
Brian Dickens, USEPA