



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

Re: Allen County
Return to Compliance (RTC)
4141 North West Street
Lima, Ohio

December 24, 2012

CERTIFIED MAIL

Mr. Brian Depalma
Buckeye Environmental
608 North Main Street
Lima, Ohio 45807

Dear Mr. Depalma:

Buckeye Environmental was issued a Notice of Violation (NOV), on November 13, 2012 for failure to notify the Ohio EPA of a new start date for asbestos stripping or removal at the above referenced address. The NOV explained OAC rule 3745-20-03(A)(3)(d) requires when there is an asbestos stripping or removal operation or demolition operation covered by this paragraph that will begin earlier than the date contained in the notice, provide the Ohio EPA field office written notice of the new start date at least ten working days before asbestos stripping or removal work begins.

Through submittal of the revised notifications, Buckeye Environmental has returned to compliance.

Please be advised that this letter does not constitute a waiver of the Ohio EPA's authority to seek civil penalties pursuant to ORC 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,

A handwritten signature in black ink, appearing to read "Joshua S. Clifton".

Joshua S. Clifton
Division of Air Pollution Control

/cg

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