



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erieview Plaza, Second Floor
Cleveland, Ohio 44114-1839
216/664-2297 • Fax: 216/420-8047
www.clevelandhealth.org

**SERVING OHIO EPA AS AGENCY 13
FOR CUYAHOGA COUNTY**

**CERTIFIED MAIL 7011 3500 0000 1759 9116
RETURN RECEIPT REQUESTED**

May 31, 2013

Elmer Kless
Case Western Reserve University
10900 Euclid Ave
Cleveland, Ohio 44106

**RE: 11421 Bellflower Ave
PROJECT ID: CL 13 1913
NOTICE OF VIOLATION: NESHAP AND STATE OF OHIO EPA VIOLATIONS**

Dear Mr. Kless:

On May 21 and 22, 2013, the Cleveland Division of Air Quality (CDAQ) inspected Alpha Chi Omega House located at 11421 Bellflower Ave. in Cleveland. This letter serves as notification that you are in violation of the following applicable air statutes, air regulations, or air permit conditions.

Asbestos removal projects are subject to compliance with the Asbestos National Emission Standard for Hazardous Air Pollutants (NESHAP), Title 40 Code of Federal Regulations (CFR) Part 61 Subpart M, the Ohio Administrative Code (OAC) Rule 3745-20, and the Ohio Revised Code Chapter 3704.05(G).

Case Western Reserve University violated CFR 61.145(b)(4)(ii) and OAC Rule 3745-20-03(A)(4)(c) for failing to provide the name, address, telephone number, and Ohio asbestos abatement contractor license number for the asbestos renovation project. [Observed on May 22, 2013]

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Case Western Reserve University submit a corrective action plan to the following enforcement representative:

Mike Samec
Cleveland Division of Air Quality
75 Erieview Plaza 2nd Floor
Cleveland, Ohio 44114-1839

Your written response to this letter must be received by CDAQ within fourteen (14) days of your receipt of this letter. If there is insufficient time to correct the alleged violations within this timeframe, your response must include a timeline for correcting the alleged violations.



CDAQ issues this letter with Ohio EPA's concurrence. The failure to mention any specific violation does not excuse any violations of local, state and federal laws or regulations regarding air pollution control. Violations of air pollution control laws may be pursued in local court or referred to Ohio EPA or U.S. EPA for further enforcement action. Should you have any questions, please call Mike Samec at 216-420-7682. All correspondence with CDAQ must include the Ohio EPA project identification number for 11421 Bellflower Ave: CL 13 - 1913.

Sincerely,

A handwritten signature in cursive script that reads "Valencia White".

Valencia White
Chief of Enforcement, CDAQ

VW/ms

cc:  George P. Baker, CDAQ
Michael J. Krzywicki, CDAQ
John Paulian, Ohio EPA Central Office
Brian Dickens, U.S. EPA Region V
L:\Data\Facilities\+ Programs\Asbestos\Sites\11421 Bellflower\2013-05-21
NOV.docx