



City of Cleveland  
Frank G. Jackson, Mayor

Department of Public Health  
Division of Air Quality  
1925 St. Clair Avenue  
Cleveland, Ohio 44114-2080  
216/664-2297 • Fax: 216/420-8047  
www.clevelandhealth.org

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

**CERTIFIED MAIL 7002 2030 0001 1808 0095  
RETURN RECEIPT REQUESTED**

June 27, 2007

Brandon Smith  
Environmental Affairs  
Kurtz Brothers, Inc.  
6415 Granger Road  
Independence, Ohio 44131

**FACILITY ID: 13-18-94-8481, 13-18-94-8380, and 13-18-94-8409  
NOTICE OF VIOLATION FOLLOW-UP LETTER**

Dear Mr. Smith:

On June 12, 2007, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requiring Kurtz Brothers, Inc. to submit deviation reports. CDAQ is in receipt of a corrective action plan dated June 25, 2007 stating deviation reports would be submitted as required.

The corrective action plan was received and appropriate steps were taken to bring the source into compliance. CDAQ has determined that no further enforcement action is warranted at this time, but reserves its right to take such action in the future if necessary.

CDAQ issues this letter with Ohio EPA's concurrence and 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 Linda Kimmy at 216-664-2985. All correspondence with CDAQ must include the Ohio EPA facility identification number for Kurtz Brothers, Inc.: **13-18-94-8481, 13-18-94-8380, and 13-18-94-8409.**

Sincerely,

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

George Baker  
Chief of Enforcement, CDAQ

GB/LK

cc: Richard Nemeth and Michael J. Krzywicki, CDAQ  
John Paulian, Ohio EPA Central Office  
Lisa Holscher, U.S. EPA Region V  
Facility File and L:\Data\Facilities\1318948481\NEAR.doc

**SENDER: COMPLETE THIS SECTION**

**COMPLETE THIS SECTION ON DELIVERY**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:  
 Mr. Brandon Smith, ENV AFFAIRS  
 KURTZ BROS., INC.  
 6415 GRANGER ROAD  
 INDEPENDENCE, OH 44131

A. Signature  
 X *Cynthia Sapp*  Agent  
 Addressee

B. Received by (Printed Name) C. Date of Delivery  
*Cynthia Sapp* *7/13/07*

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number  
 (Transfer from service label)

7002 2030 0001 1808 0095



# Kurtz Bros., Inc.

*"We make the good earth better!"*

KURTZ BROS., INC. Corporate Office, Cleveland  
PO Box 31179 · Independence, OH 44131 · (216) 986-7000

June 25, 2007

Mr. George Baker  
Chief of Enforcement  
City of Cleveland  
Department of Health  
Division of Air Quality  
1925 St. Clair Avenue  
Cleveland, OH 44114-2080

RE: Kurtz Bros., Inc -- Deviation Reports  
Facility ID #1318948481

Dear Mr. Baker:

Kurtz Bros. Inc. received your June 12, 2007 letters regarding the Failure to Submit Deviation Reports for Permit-to-Install (PTI) #'s 13-04370, 13-04371 and 13-04623. Your letters were received by Kurtz Bros., Inc. on June 14, 2007.

As required, KBI is to submit a written response in regard to the reasons for non-compliance within fourteen days. On behalf of Kurtz Bros., Inc., a clerical oversight on behalf of Environmental Affairs personnel was the reason that the deviation reports were not completed. Such an oversight will not happen again. Each deviation report will be completed and submitted when required.

Kurtz Bros., Inc. strives to maintain environmental compliance with many different regulatory programs. It is clearly understood, however, that "oversights" are not acceptable. I appreciate the assistance by your office by bringing this issue to my attention.

Should you have any immediate questions please contact me directly at 440-742-8309.

Sincerely,

Brandon Smith  
Environmental Affairs  
Kurtz Bros., Inc.

cc: Mr. John Kurtz, Kurtz Bros., Inc.

Columbus · (614) 491-0868 Toledo · (419) 727-7856

www.kurtzbros.com  
Kurtz Bros., Inc. is a leading provider of environmental services and products. Our services include environmental consulting, air quality management, and environmental monitoring. Our products include air quality monitoring equipment, environmental testing equipment, and environmental remediation services. We are committed to providing the highest quality services and products to our customers.