



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.  
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769  
www.epa.state.oh.us

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

August 11, 2008

CERTIFIED MAIL

Mr. Don Sacco  
Broadway Iron & Metal, Inc.  
300 South Mahoning Ave.  
Alliance, OH 44601

RE: CERTIFIED WARNING LETTER FOR OPERATING A SOURCE WITHOUT AIR  
POLLUTION PERMITS 0250002006

Dear Mr. Sacco:

This letter serves to notify you that Broadway Iron & Metal, Inc. (BIM) is operating an air emissions source without a permit in violation of Ohio Administrative Code (OAC) Rule 3745-31-02(A)(1)(c) and Ohio Revised Code (ORC) 3704.05(G).

As discussed during my site visit on August 5, 2008, BIM has been operating multiple torch cutting operations without air pollution permits. This is a violation of OAC Rule 3745-31-02(A)(1)(c), which states "no person shall cause, permit, or allow the operation of any air contaminant source...without first obtaining authority to operate through issuance of a PTIO from the director." This applies to all air contaminant sources regardless of installation date.

Compliance with the Ohio EPA rule regarding air pollution is not only required by state law, it also is important for the health and welfare of your community.

Be advised that violations of state air pollution regulations are punishable by civil penalty of \$25,000 per violation. This is, therefore, an official notice requiring the submittal of an application for an operating permit. Please submit the application(s) within **45 days of receipt of this letter**. We trust that voluntary compliance will be forthcoming so that no further action will be required.

Due to the small size of your facility, you probably qualify for the free and confidential compliance assistance that is provided by Ohio EPA's Office of Compliance Assistance and Pollution Prevention (OCAPP). You may contact them using their toll-free hotline: 800-329-7518. They provide assistance in the interpretation of all environmental regulations, not just air pollution, and also in the completion of all necessary applications.

DON SACCO  
AUGUST 8, 2008  
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A copy of the appropriate forms are enclosed and are also available on the Ohio EPA Web site at <http://www.epa.state.oh.us/dapc/>. Please make copies as necessary. If you have any questions, please do not hesitate to contact me at (330) 963-1261.

Sincerely,



Jana L. Gannon  
Environmental Specialist  
Division of Air Pollution Control

JLG:bo

enclosures

ec: Ed Fasko, DAPC-NEDO

cc: Misty Koletich, MTAPCA