



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erieview Plaza, Suite 200
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 7003 1010 0004 2923 2549
RETURN RECEIPT REQUESTED**

April 29, 2011

Michael Ciofani
Comm Steel, Inc.
900 East 69th Street
Cleveland, OH 44103

FACILITY ID: 13-18-00-7892

SECOND RECEIPT OF CORRECTIVE ACTION PLAN: Failure to submit a new application for P001: Shot Descaler and failure to obtain city permits-to-operate by submitting city permit fees for calendar years 2006, 2007 and 2008

Dear Mr. Ciofani:

On December 2, 2010, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requiring Comm Steel, Inc. to submit a new Permit To Install/Operate (PTIO) application for P001: Shot Descaler and to obtain city permits-to-operate by submitting city permit fees for calendar years 2006, 2007 and 2008. A second Notice of Violation was issued on January 10, 2011 because Comm Steel, Inc. did not respond to the initial Notice of Violation dated December 2, 2011.

CDAQ issued a Receipt of Corrective Action Plan letter on March 8, 2011 stating that city permit fees were received on February 22, 2011 but that Comm Steel, Inc. was still required to submit a PTIO application for P001 by April 22, 2011.

CDAQ received a phone call from Michael Ciofani of Comm Steel, Inc. on April 22, 2011 stating that the PTIO application for P001 was in the mail. CDAQ is in receipt of the hard copy of the required PTIO application for P001 dated April 25, 2011.

However, the PTIO application was determined to be incomplete and cannot be processed until further information is provided. You are expected to contact permit engineer Yismaw Desta at (216) 664-7454 to discuss what further information needs to be submitted within one week of receipt of this letter. You are also expected to supply Yismaw Desta with all of the necessary information within fourteen (14) days of receipt of this letter.

Failure to do so may result in referral to Ohio EPA or U.S. EPA for further enforcement action. Fulfillment of your commitments included in the corrective action plan and/or any modifications contained within this letter does not constitute a waiver of CDAQ's ability to refer this matter to Ohio EPA or U.S. EPA for further enforcement action.



Please submit any future correspondence related to this matter to the following enforcement representative:

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

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 Andrew Marantides at (216) 420-8049. All correspondence with CDAQ must include the Ohio EPA facility identification number for Comm Steel, Inc.: 13-18-00-7892.

Sincerely,

A handwritten signature in black ink that reads "Linda Kimmy".

Linda Kimmy
Field Enforcement Manager, CDAQ

LK/AM

cc: Yismaw Desta, CDAQ
John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318007892\2010-12-2 SECOND RCAP.docx

SENDER: COMPLETE THIS SECTION

- 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:

Michael Ciofani
Comm Steel, Inc.
900 East 69th Street
Cleveland, OH 44103

2. Article Number

(Transfer from service label)

7003 3030 0004 2923 2549

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Agent

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