



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 4116  
RETURN RECEIPT REQUESTED**

11/16/10

David Constant  
Essroc Cement Corp.  
3251 Bath Pike  
Nazareth, PA 18064-8929

**FACILITY ID: 13-18-00-8065  
NOTICE OF VIOLATION FOLLOW-UP LETTER**

Dear Mr. Constant:

On 8/18/10, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requiring Essroc Cement Corp. (Essroc Cement) to submit annual reports about the number of visual and physical inspections conducted for visible emissions. In addition the NOV required Essroc Cement to submit a permit to install/operate (PTIO) application for the F001: paved plant roadways and paved parking areas and P901: pneumatic loading in air gravity loading out of two cylindrical concrete cement silos system.

On 9/24/10, CDAQ received the 2009 annual inspection information. Written annual inspection reports should continue to be submitted to CDAQ by January 31 for the previous calendar year.

On 10/5/10 CDAQ issued a receipt of corrective action letter. It granted a deadline extension for submitting the PTIO applications for emissions units F001 and P901. CDAQ received the PTIO application on 11/4/10. CDAQ 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. If you have any questions, please call David Wagner at 216/664-3004. All correspondence with CDAQ must include the Ohio EPA facility identification number for Essroc Cement: 13-18-00-8065.

Sincerely,

*Hinda Jimmy for G.B.*

George Baker  
Chief of Enforcement, CDAQ

GB/dlw

cc: John Paulian, Ohio EPA Central Office  
William MacDowell, U.S. EPA Region V  
Facility File and L:\Data\Facilities\1318008065\2010-07-23 NEAR.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: --00-8065 RAAP

DAVID CONSTANT  
 ESSROC CEMENT CORP  
 3251 BATH PIKE  
 NAZARETH PA 18064

2. Article/Trans: 7003 1010 0004 2923 4086

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**A. Signature  
 X *James Mitchell*  Agent  
 AddresseeB. Received by (Printed Name) C. Date of Delivery  
 JAMES E MITCHELL 10-9-10D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.4. Restricted Delivery? (Extra Fee)  Yes**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: --00-8065 NEAT

DAVID CONSTANT  
 ESSROC CEMENT CORP  
 3251 BATH PIKE  
 NAZARETH PA 18064

7003 1010 0004 2923 4116

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**A. Signature  
 X *Neil Mathen*  Agent  
 AddresseeB. Received by (Printed Name) C. Date of Delivery  
 Neil Mathen 11-22-10D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.4. Restricted Delivery? (Extra Fee)  Yes