



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 1807 9891  
RETURN RECEIPT REQUESTED**

October 20, 2009

Brian Baumann  
American Eagle Recycling  
4510 East 71<sup>st</sup> Street, Suite 6  
Cleveland, Ohio 44105

**FACILITY ID: 13-18-00-8084  
NOTICE OF VIOLATION FOLLOW-UP LETTER**

Dear Mr. Baumann:

On September 3, 2009, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requiring American Eagle Recycling, to submit a Notice of Intent to Relocate for Emission Units (EUs) F002: 185 ton/hr Eagle 1200 Ultramax Portable Crushing Plant and F005: 185 ton/hr Pegson 428 Trakpactor Portable Crushing Plant, and submit Permit-to-Install/Operate (PTIO) applications for EUs F002, F003: Load in and load out of material storage piles, F004: Unpaved facility roadways and parking areas, and F005. CDAQ is in receipt of a corrective action plan dated October 19, 2009, in which American Eagle Recycling has submitted the requested PTIO applications and Notice of Intent to Relocate forms.

The corrective action plan was received in a timely manner 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 Bryan Sokolowski at (216) 420-7663. All correspondence with CDAQ must include the Ohio EPA facility identification number for American Eagle Recycling: 13-18-00-8084.

Sincerely,

George Baker  
Chief of Enforcement

GB/BS /K

cc: John Paulian, Ohio EPA Central Office  
Lisa Holscher, U.S. EPA Region V  
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