



City of Cleveland
Frank G. Jackson, Mayor

Department of Public Health
Division of Air Quality
75 Erieview Plaza, Second Floor
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 #70093410000219340175
RETURN RECEIPT REQUESTED

August 3, 2011

Mr. Ray Wiecek
Independence Recycling, Inc.
5720 Schaaf Rd
Independence, OH 44131

FACILITY ID: 13-18-95-8479
SECOND RECEIPT OF CORRECTIVE ACTION PLAN: Failing to Perform
Required Performance Testing

Dear Mr. Wiecek:

On June 7, 2011, the Cleveland Division of Air Quality (CDAQ) issued a Notice of Violation requesting that Independence Recycling, Inc. (Independence), located at 2615 West 3rd Street in Cleveland, submit a 30-Day Intent to Test as required by the Special Terms and Conditions of Permit To Install #13-04621, Part III (A) (4) (3). CDAQ received a Notification of Intent to Test letter dated June 27, 2011, which scheduled testing for June 29, 2011.

CDAQ is in receipt of a letter dated July 28, 2011, from Tyson Houchin of Air Compliance Testing, Inc. stating that there was an equipment failure at Independence which would not allow Independence to perform required testing on the scheduled date of July 29, 2011. The letter requests that the testing be performed on August 9, 2011.

You are expected to comply with testing as put forth by above mentioned Notification of Intent to Test letter by August 9, 2011. 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 Kenney
Cleveland Division of Air Quality
75 Erieview Plaza 2nd Floor



Cleveland, Ohio 44114-183

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 Kenney at 216-420-7683. All correspondence with CDAQ must include the Ohio EPA facility identification number for Independence Recycling, Inc.: 13-18-95-8479.

Sincerely,

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

Linda Kimmy

Field Enforcement Manager, CDAQ

LK/ak

cc: John Paulian, Ohio EPA Central Office
William MacDowell, U.S. EPA Region V
Facility File and L:\Data\Facilities\1318958479\2011-5-17 RCAP2.doc