



AKRON REGIONAL  
AIR QUALITY MANAGEMENT DISTRICT

Agent of the Ohio Environmental Protection Agency • Division of the Akron Health Department  
Serving Medina, Portage and Summit Counties

TELEPHONE: (330) 375-2480  
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L. M. Malcolm, P.E.  
Administrator

August 14, 2008

CERTIFIED MAIL

Mr. John Smith  
H. M. Miller Construction Co.  
1225 Waterloo Road/ PO Box 131  
Mogadore, OH 44260

Dear Mr. Smith:

This letter concerns the portable crushing equipment that is currently present at the land clearing site in Green, Ohio off East Caston Road.

Stationary sources of air pollution are required to apply for, and obtain, installation and operation permits from the Ohio Environmental Protection Agency (Ohio EPA). Crushing equipment generally would require such permits.

Please submit a complete Permit to Install/Operate application. Complete application must be received by this agency no later than thirty (30) days of the date of the receipt of this letter. If you feel that the equipment is exempt from permitting, please provide that information in writing, in lieu of completed permit application.

I must advise you that it appears that you may be operating in violation of the requirements of OAC rules 3745-31-02(A) and 3745-35-02(A) which state, in part, that "No person shall cause, permit, or allow the installation and operation of an air contaminant source without first applying for and obtaining a Permit to Install and/or Permit to Operate from the Ohio EPA." Acceptance of complete applications and issuance of appropriate permits does not constitute a waiver of the Ohio EPA authority to seek enforcement action in this case. The decision to pursue, or decline to pursue, enforcement action in this matter will be made at a later date.

If you have questions, please contact me.

Sincerely,

Sean Vadas  
Air Quality Engineer

Enclosures

cc: Frank Markunas, Chief Engineer

CITICENTER - SUITE 904

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