



**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 7011 3500 0000 1759 6191  
RETURN RECEIPT REQUESTED**

January 8, 2013

Ann Nock  
Owner  
Rockport Ready Mix  
32805 Miles Road  
Moreland Hills, OH 44022

**NON-HPV**

**FACILITY ID: 13-18-00-8741**

**NOTICE OF VIOLATION : Failure to submit 2011 Annual Permit Evaluation Report**

Dear Ms. Nock:

This letter serves as notification that you are operating sources located at 3092 Rockefeller Avenue in Cleveland in violation of the following applicable air statutes, air regulations, or air permit conditions.

Rockport Ready Mix has failed to submit an Annual Permit Evaluation Report (PER) for the reporting period of January 1 – December 31, 2011, for the following emissions units (EUs); F001: Paved roadways and parking areas; F002: Unpaved roadways and parking areas; F003: Storage piles including loan-in and load-out; and P901: Concrete batch plant LoPro427, which was due no later than February 15, 2012. This is a violation of permit-to-install/operate (PTIO) #P0106361 and Ohio Revised Code (ORC) Section 3704.05(C), Authorization (page 1) and Emission Unit Terms and Conditions sections C.1.e.1. (page 13), C.2.e.1. (page 17), C.3.e.1. (page 22) and C.4.e.1. (page 28), issued to Rockport Ready Mix on May 18, 2010.

Unless you undertake some type of corrective action with respect to the above noted violations, you will remain in non-compliance. CDAQ requests that Rockport Ready Mix submit a PER for calendar year 2011 within fourteen days of receipt of this letter to the following address:

Permit Section  
Cleveland Division of Air Quality  
75 Erieview Plaza 2<sup>nd</sup> Floor  
Cleveland, Ohio 44114-1839

If there is insufficient time to correct the alleged violations within this timeframe, a written response which includes a timeline for correcting the alleged violations must be received within fourteen (14) days of receipt of this letter.



An annual PER for calendar year 2011 is included with this letter.

Violations of Ohio air pollution laws and /or permit terms and conditions are subject to the penalties stipulated in Ohio Revised Code Section 3704.99(A), which allows fines of not more than twenty-five thousand dollars (\$25,000) or imprisonment for not more than one year, or both, for each violation.

CDAQ issues this letter with Ohio EPA's concurrence. The failure to mention any specific violation 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 Megan Murphy at 216-664-4258. All correspondence with CDAQ must include the Ohio EPA facility identification number for Rockport Ready Mix: 13-18-00-8741.

Sincerely,

Valencia White  
Chief of Enforcement, CDAQ

VW/mm

cc: George P. Baker, CDAQ  
Michael J. Krzywicki, CDAQ  
John Paulian, Ohio EPA Central Office  
Brian Dickens, U.S. EPA Region V  
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encl: PER for calendar year 2011