

COUNTY OF



ALLEGHENY

RICH FITZGERALD
COUNTY EXECUTIVE

WARNING LETTER

March 4, 2022

VIA CERTIFIED MAIL – 9489 0090 0027 6037 9324 19

ABC Transit Inc
320 Ewing Rd,
McKees Rocks, PA 15136

Sto-Rox School District
298 Ewing Rd,
McKees Rocks, PA 15136

Re: Diesel-Powered Motor Vehicle Idling Act

Dear Sir or Madam,

This letter serves as notice and formal warning that ABC Transit Inc may be in violation of PA ACT 124 of 2008 (“Diesel-Powered Motor Vehicle Idling Act”) adopted at Pennsylvania Statute Title 35 P.S Health and Safety Chapter 23B by allowing excessive idling of diesel-powered vehicles at 1105 Valley St, McKees Rocks, PA 15136.

The Allegheny County Health Department (ACHD) has received multiple complaints regarding diesel-powered bus vehicles idling in excess of five minutes in a sixty-minute period at 1105 Valley St, McKees Rocks, PA 15136. In addition, an ACHD representative observed the buses idling in excess of five minutes prior to loading students.

Title 35 P.S. § 4603(a) states:

No driver or owner of a diesel-powered motor vehicle with a gross weight of 10,001 pounds or more, engaged in commerce, shall cause and no owner or operator of the location where the vehicle loads, unloads, or parks shall allow the engine of the vehicle to idle for more than five minutes in any continuous 60-minute period, except as provided under subsections (b) and (c).

The ACHD representatives will continue to respond to complaints of excessive idling at the subject location to document compliance with PA ACT 124.



DEBRA BOGEN, MD, FAAP, FABM, DIRECTOR
ALLEGHENY COUNTY HEALTH DEPARTMENT
AIR QUALITY PROGRAM

301 39TH STREET • CLACK HEALTH CENTER • BUILDING 7
PITTSBURGH, PA 15201-1811
PHONE (412) 578-8103 • FAX (412) 578-8144
24-HR (412) 687-ACHD (2243)
WWW.ALLEGHENYCOUNTY.US/HEALTHDEPARTMENT



As the owner of the vehicles in question, you may be subject to an order, a civil penalty or a fine for allowing vehicles to exceed the idling restrictions PA ACT 124. Additionally, State and local law enforcement may issue or file a citation for violations of PA ACT 124. Information regarding ACT 124 can be found at this web address:

<https://www.dep.pa.gov/Business/Air/BAQ/Automobiles/pages/dieseldling.aspx>

Please provide to the ACHD Air Quality a compliance plan detailing how this issue will be addressed and prevented in the future.

In the future, if you or your company fail to comply with the Diesel-Powered Motor Vehicle Act, you may be subject to civil penalties of up to **\$1,000 per violation per day** and summary criminal penalties upon conviction of up to **\$300 per violation per day plus court costs**.

If you have any questions concerning the requested compliance plan, please call Kimberly Campbell at 412-209-2669. Thank you for your anticipated prompt attention to this matter.

Sincerely,

A handwritten signature in blue ink that reads "Shannon Sandberg". The signature is fluid and cursive, with the first name being more prominent.

Shannon Sandberg
Air Quality Enforcement Section Chief

cc: Kimberly Campbell, Air Quality Technician, Air Quality Program
Sto-Rox School District, 298 Ewing Rd, McKees Rocks, PA 15136
via certified mail 9489 0090 0027 6037 9324 26

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