

**COUNTY OF**



**ALLEGHENY**

**RICH FITZGERALD**  
COUNTY EXECUTIVE

**WARNING OF VIOLATION**

November 28, 2022

**VIA CERTIFIED MAIL – 9489 0090 0027 6045 1974 59**

James Kane, Clark A. Cash  
Kane Specialty Group, LLC  
124 Kestler Drive  
Wexford, PA 15090

**Re:** PAA22-0455 1817 Banksville Road, Pittsburgh, PA 15226

Dear Mr. Kane,

This Warning Letter serves as notice that you and your company, Kane Specialty Group, LLC, have violated Article XXI (“Air Pollution Control”) of the Allegheny County Health Department’s (“ACHD”) Rules and Regulations and the federal asbestos abatement regulations adopted at Title 40, Code of Federal Regulations, Part 61, Subpart M, 40 C.F.R. § 61.140 et seq.

On November 2, 2022, a final clearance inspection for permit PAA22-0455 was performed at 1817 Banksville Road by the ACHD to reopen the work area to the public. During this inspection, it was determined that Mr. Clark A. Cash. was not certified by the PA Department of Labor and Industry. The license for Mr. Cash expired on October 29, 2022.

The abatement of the commercial structure located at 1817 Banksville Road is subject to the asbestos abatement requirements of Article XXI, § 2105.62, 40 C.F.R. § 61.145(a). Federal and ACHD asbestos regulations require that no person shall conduct or supervise the removal, encasement, or encapsulation requirements set forth in §§2104 and 2105 of the Pennsylvania Asbestos Occupations Accreditation and Certification Act, 63 P.S. §§2104 – 2105, and the state regulations promulgated thereunder by the Pa. Dept. of Labor and Industry (DOLI). Article XXI, § 2105.61.a. A copy of Article XXI may be found on the ACHD’s website at [www.achd.net/air](http://www.achd.net/air).



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

301 39<sup>TH</sup> 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](http://WWW.ALLEGHENYCOUNTY.US/HEALTHDEPARTMENT)



This letter constitutes a formal warning that you and your company violated Article XXI, §§ 2105.61.a. and 40 C.F.R. § 61.145(a) due to your failure to maintain your PADOLI asbestos building inspector/supervisor license.

In the future, if you or your company fail to comply with ACHD or federal regulations, you may be subject to civil penalties of up to **\$25,000 per violation per day** and summary criminal penalties upon conviction of up to **\$2,500 per violation per day**. In the event that you or your company commits future violations of the ACHD Rules and Regulations, the ACHD will consider past violations in any future penalty determinations, pursuant to Article XXI, § 2109.06.b.

If you have any questions, please call Aaron Makatura at 412-208-0806. Thank you for your anticipated prompt attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Allason Holt". The signature is cursive and somewhat stylized.

Allason Holt  
Program Manager - Compliance and Enforcement Program  
Air Quality Program

cc: Cali Feeney, AQ Administrator, Air Quality Program  
File