

COUNTY OF



ALLEGHENY

RICH FITZGERALD  
COUNTY EXECUTIVE

**WARNING OF VIOLATION**

August 11, 2022

**VIA CERTIFIED MAIL – 9489 0090 0027 6045 1973 74**

Brian Tarquino  
Mistick Construction  
1300 Brighton Road  
Pittsburgh, PA 15233

**Re: Hawkins Village, Rankin, PA 15104**

Dear Mr. Tarquino,

This Warning Letter serves as notice that you and your company, Mistick Construction, have violated Article XXI (“Air Pollution Control”) of the Allegheny County Health Department’s (“ACHD”) Rules and Regulations.

On August 2, 2022, ACHD representatives observed dust leaving the property line from the site’s demolition and material handling activities including airborne dust emanating from dump trucks and roadways being used to transport materials at Hawkins Village, Rankin, PA 15104.

The construction and demolition of the structures located at Hawkins Village are subject to the pollution requirements of Article XXI, §2101.11. ACHD’s air pollution regulations prohibit any person to operate, or allow to be operated, any source in such manner as to allow the release of air contaminants into the open air or to cause air pollution as defined in Article XXI. A copy of Article XXI may be found on the ACHD’s website at [www.AlleghenyCounty.US/AirQuality](http://www.AlleghenyCounty.US/AirQuality)

This letter constitutes a formal warning that you and your company violated Article XXI, §2101.11.b.1 due to your failure to prevent demolition and construction dust from leaving the property line.

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



DEBRA BOGEN, MD, FAAP, FABM, 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)



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 Cali Feeney at 412-578-2399. 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 fluid and cursive, with a prominent loop at the end.

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

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