



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road
Bowling Green, Ohio 43402

TELE: (419) 352-8461 FAX: (419) 352-8468
www.epa.state.oh.us

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Laura H. Powell, Acting Director

Re: Open Burning Complaint
Allen County

January 19, 2007

CERTIFIED MAIL

Mr. James A. Stacy, Safety Director
Bluffton Precast Concrete Company
8950 N. Dixie Hwy.
P.O. Box 161
Bluffton, Ohio 45817

Dear Mr. Stacy:

This office has received a report from a representative of Ohio EPA concerning open burning on your company's property. By means of this letter we hope to inform you of the seriousness of open burning, and inform you that open burning is a strictly regulated activity in Ohio, regulated pursuant to Ohio Administrative Code 3745-19 (copy enclosed).

Mr. Stacy, Bluffton Precast Concrete Company has been found in violation of OAC 3745-19.

At this time, we ask that you submit a written response to the Ohio EPA, regarding this report, your understanding of the regulations, and what measures will be taken to prevent any further violations. Your response should be received by this Agency by February 2, 2007.

Should we get another report about open burning in the future, we may seek enforcement of the regulations.

Please be advised that the submission of information to respond to this letter does not constitute waiver of Ohio EPA's authority to seek civil penalties pursuant to ORC Section 3704.05. The Ohio EPA will make a decision on whether to pursue or decline to pursue such penalties regarding this matter at a later date.

Keep in mind that penalties of up to \$25,000 could be assessed.

If you have any questions concerning this letter or the regulations, please call me at (419) 373-3120.

Sincerely,

Joseph L. Grob
Division of Air Pollution Control

/csl

Enclosure

pc: Allen County Health Department
Lisa Holscher, U.S. EPA, Region V
Tom Kalman, DAPC, CO
DAPC, NWDO File 7005 1160 0002 4567 8004
NWDO, Follow Up File
Tom Sattler, Supervisor, DAPC, NWDO