



State of Ohio Environmental Protection Agency

Southeast District Office

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Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490
www.epa.state.oh.us

Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

May 7, 2007

Re: Complaint 20070155
Ross County
Demolition

Mr. Phil Helterbrand
Mennel Milling Co., Valley Grain Division
P.O. Box 614
Kingston, Ohio 45644-0614

Dear Mr. Helterbrand:

On April 23, 2007, this office received a complaint that a block and metal building was being torn down at the facility on Railroad street in Kingston. On May 1, 2007, I stopped at the facility and observed that a building had been demolished. On May 4, 2007, we had a phone conversation regarding the building. You explained to be that a large storm with straight line winds had caused significant damage to the facility on April 11, 2007. The storm damage was still evident during my site visit.

As we discussed on May 4, 2007, specific regulations apply to the demolition of buildings. These requirements are outlined in Ohio Administrative Code (OAC) 3745-20-03. These rules require that a notification of demolition or renovation be submitted at least ten working days prior to the start of work or within one working day for an emergency demolition. A Notification of Demolition or Renovation was not submitted to this office for this building.

Failure to notify is also a violation of the National Emission Standards for Hazardous Air Pollutants 40 CFR Part 61, Subpart M. The demolition of a building without having it inspected for asbestos-containing materials is a violation of OAC rule 3745-20-02(A). Attached to this letter is a copy of the notification form and the instructions for the form for your future use and reference.

During our phone conversation, you stated that the failure to submit a notification was an oversight that occurred during the emergency conditions associated with the storm and the immediate cleanup.

Please be advised that all future demolitions/asbestos abatement projects are required to comply with OAC 3745-20. Failure to comply with this rule may result in legal action by the Ohio EPA.

If you have any questions, please call me at (740) 380-5231.

Sincerely,

Steve Lowry
Environmental Specialist
Air Pollution Control

SL/mlm

cc: Ross County Health Department