

# **HAMILTON COUNTY ENVIRONMENTAL SERVICES**

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

August 30, 2007

Mr. Randy Purkey  
Millis Trucking and Service Center  
1982 Jackson Road  
Hamilton, OH 45011

**Re: SECOND NOTICE - Warning Letter - Failure to Employ Reasonably Available Control Measures (RACM) to Minimize Fugitive Airborne Particulate at the Millis Trucking & Service Facility located at 1982 Jackson Road, Hamilton, Ohio**

Dear Mr. Purkey:

On May 30, 2007, our agency issued the attached warning letter to the Millis Trucking and Service Center (Millis) regarding excessive amounts of fugitive dust from the unpaved driver training area at Millis. As noted in the attached letter, over thirteen (13) minutes of airborne fugitive dust was observed in less than a thirty-five (35) minute period from the driver training area. The State of Ohio fugitive dust rules regarding unpaved roadways and parking areas stipulate that visible particulate emissions from any unpaved roadway or parking area shall not exceed thirteen minutes during any sixty-minute observation period. In addition, St. Clair Township is considered an Appendix A area under the fugitive dust rules which requires that operations located in the township employ reasonably available control measures (i.e. water, dust suppressants, speed restrictions, etc) to minimize emissions.

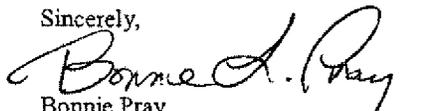
In the May 30 letter, Millis was to submit a written response to our agency, within 30 days of receipt, containing a plan of action to comply with the OAC rules at the Millis facility in Hamilton. According to our postal records (see attached), the May 30 letter was signed for and received by Millis on 6/1/2007; therefore, a response was due to our agency by 7/1/2007. Our agency did not receive a written response as requested.

On August 15, 2007, our agency received a complaint regarding significant amounts of airborne dust coming from Millis. On August 20, 2007, an inspector from our agency conducted a site investigation and met with you to discuss the fugitive dust concerns. Our agency inspector was informed that calcium chloride dust control measures were in use, but that you were unaware of our site visit on May 25, 2007.

At this time, our agency is requesting that Millis Trucking complete the enclosed permit application in order for our agency to assess whether the fugitive dust emissions from the unpaved roadways at Millis are subject to air permitting requirements in the State of Ohio. If Millis Trucking needs assistance in completing the application forms and understanding the applicable air permit requirements, I have enclosed information regarding the free non-regulatory small business assistance services provided by Ohio EPA. Please contact them for assistance if needed. The completed and signed permit application must be submitted to our agency within 45 days of receipt of this letter. Failure to comply with the requirements of this letter may result in additional enforcement action including possible referral of this case to the Office of the Attorney General.

If you have any questions regarding this letter or the OAC rules, please do not hesitate to contact me at 946-7739.

Sincerely,

  
Bonnie Pray  
Environmental Compliance Specialist

Attachments

Air Quality Management • Solid Waste Management • Water Quality Management

250 William Howard Taft Road, Cincinnati, OH 45219

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