



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

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

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

March 5, 2008

Re: Warning Letter
Monroe County
Asbestos/Demo
Complaint 20070162

Certified: 70063450000190560785

Mr. Jim Harris
Kodiak Company LLC
5709 Laubert Road
Atwater, Ohio 44201

Dear Mr. Harris:

On February 8, 2008, this office received a complaint that an old school building was being demolished in Lewisville. The complainant stated that the Township owned the building, that the building may contain asbestos, and that the debris was to be burned by the fire department. Kodiak Company LLC was identified as the demolition contractor for the demolition. On 02/19/2008, I spoke to you regarding the property. You stated that the school was being salvaged by your company. On 02/28/2008, I inspected the building.

In accordance with 40 CFR 61.145 (a) and OAC rule 3745-20-02(A), all facilities must be inspected for the presence of asbestos prior to commencement of a demolition or renovation. The inspection for asbestos must be conducted by a certified asbestos hazard evaluation specialist.

Additionally, 40 CFR Part 61.150(b)(3)(i) and OAC rule 3745-20-03(A)(3)(a) state that each owner or operator shall provide notification of demolition or renovation at least ten working days before the beginning of any demolition operation, asbestos stripping or removal work, or any other activities including *salvage activities* and preparations that break up, dislodge or similarly disturb asbestos material if the operation is a demolition or renovation operation subject to this rule.

Pursuant to 40 CFR 61.141 and OAC rule 3745-20-01 (B) (20), these rules apply to both the **owner** and **operator** of a demolition or renovation project. Owner or operator means any person who owns, leases, operates, controls or supervises a facility or demolition or renovation operation.

Please be advised that all future demolitions/asbestos abatement projects are required to comply with 40 CFR Part 61 and OAC rule 3745-20. Failure to comply with this rule may result in legal action by the Ohio EPA.

Mr. Jim Harris
Kodiak Company LLC
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If you have any questions regarding this letter, please call me at (740) 380-5231.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Lowry", written over a horizontal line.

Steve Lowry
Environmental Specialist
Division of Air Pollution Control

SL/mlm

cc: Board of Trustees, Summit Township
Sharon Scott, Summit Township