



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 Korleski, Director

June 29, 2010

**RE: Jefferson County
Ewusiak Development
Facility ID #0641950044
Complaint Investigation
Warning Letter**

Certified Mail 70073020000178849040

Mr. Scotty Ewusiak
Ewusiak Development, LLC
1900 Commercial Avenue
Mingo Junction, Ohio 43938

Dear Mr. Ewusiak:

On June 18, 2010, Ohio EPA, Division of Air Pollution Control (DAPC), Southeast District Office (SEDO) received a complaint about dust coming from the facility. On June 21, 2010, I visited the Ewusiak Development, LLC facility in Mingo Junction, Ohio to investigate the complaint of dust coming from the facility.

Compliance Issue:

The roadways were being watered and no visible emissions from the road surfaces were seen. I did observe fugitive dust being generated from the load-in and load-out of material from the storage piles. I performed a Method 22 observation and documented 13 minutes and 11 seconds of visible emissions in a 60-minute period. This represents a violation of the permit. Pursuant to Permit to Install (PTI) #06-08247 and Ohio Administrative Code (OAC) rule 3745-31-05(A)(3), visible emissions from the load-in and load-out of material from the storage piles are allowed for a maximum of one minute in any 60-minute observation period. It is Ewusiak Development, LLC's responsibility to apply dust suppressants, as necessary, in order to meet this requirement.

While I was at the facility, the watering truck watered the roads and the storage piles, which controlled the dust, but in the time it took the watering truck to refill and come back to water, the storage piles were already dry. More frequent water treatments will be necessary to control the dust on dry days. I spoke with you about this issue when I was there and you stated that you were going to install permanent water lines with a spray/sprinkling system to the storage piles. This should help control the dust on dry days when the watering truck alone is not sufficient.

Ewusiak Development, LLC

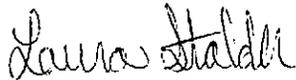
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Within fourteen (14) days of your receipt of this letter, please provide me a written response detailing the measures that the company plans to implement at this site to ensure compliance with the permitted visible emission limitation in PTI #06-08247.

Should you have any questions regarding this matter, feel free to contact me at (740) 380-5253.

Sincerely,



Laura Stalder
Environmental Specialist 2
Division of Air Pollution Control

LS/dh

cc: Bruce Weinberg, DAPC, SEDO
Sarah Harter, DAPC, SEDO