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To: Owners of the following commercial devices

Retail motor fuel dispensers with flow rates over 30 gpm

Vehicle tank meters

Loading rack meters

Liquid petroleum gas meters on trucks

Class II scales

Medium capacity scales > 4000 lbs

Livestock scales

Hopper scales

Vehicle scales

Due to changes in the operation of the State of Ohio Weights and Measures programs, many of the above devices have not been tested to prove that they are both accurate and correct. These devices are extremely important to businesses, as they are used to determine weight, measure, or count for the purpose of placing a value on their commodities.

Many of our businesses in the county have a contract or agreement with a service company to inspect and maintain their devices at regular intervals to ensure that they are in proper working condition. Weights and Measures commend them for doing this, and strongly encourage them to continue this practice. If your business does not currently have a contract with a service company, I am asking you to consider doing so.

If your business has any of the devices listed above, and it is used commercially, it will need to be tested by a registered service company of your choice, with the local Weights & Measures inspector present at the time of testing to document its accuracy and seal the device. Please have your service company call the Wayne County Weights and Measures Inspector at (330) 201-1964 to coordinate a time to witness the test and seal the device.

Because of the volume of devices in Wayne County, I am suggesting the following schedule for the next few months so these devices will be ready for use in their busy seasons:

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|---|----------------------------------|
| 1. Gravel, asphalt, topsoil, and similar construction materials | completion before May 1, 2011 |
| 2. Fuel trucks | completion before June 1, 2011 |
| 3. Liquid petroleum gas meters (trucks) | completion before July 1, 2011 |
| 4. Loading racks | completion before August 1, 2011 |

If your devices fall outside these 4 categories, they will still have to be tested during the year. These tests, as always, will need to comply with Ohio Weights & Measures laws and Handbook 44.

Included are pertinent clauses for your reference.

Ohio Weights and Measures Laws and Rules

1327.49 Standards for commercial weighing and measuring devices

The specifications, tolerances, and regulations for commercial weighing and measuring devices, as adopted by the National Conference of Weights and Measures, recommended by the National Institute of Standards and Technology and published in the National Institute of Standards and Technology Handbook 44, shall be the specifications, tolerances, and regulations for commercial weighing and measuring devices of the state, except in so far as specifically modified, amended, or rejected by rule by the Director of Agriculture. Supplements to the revisions of the above publication shall be subject to adoption by the Director of Agriculture in accordance with Chapter 119 of the Revised Code.

Handbook 44

G-UR.4.1 Maintenance of Equipment

All equipment in service, and all mechanisms and devices attached thereto or used in connection therewith shall be continuously maintained in proper operating condition throughout the period of such service.

G-UR.4.4 Assistance in testing operations

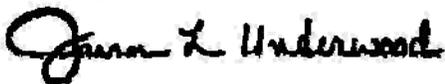
If the design, construction, or location of any device is such as to require a testing procedure involving specialized equipment or accessories or an abnormal amount of labor, such equipment, accessories, and labor shall be supplied by the owner or operator of the device as required by the Weights and Measures official.

G-UR.4.5 Security seal

A security seal shall be appropriately affixed to any adjustment mechanism designed to be sealed.

Thank you in advance for your cooperation with this matter. Working together we will ensure businesses along with consumers are being protected in transactions which involve weights and measures.

Sincerely,



Jarra L. Underwood
Wayne County Auditor