



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

October 19, 2011

Re: Meigs County
West Virginia Resources
Cheshire Dock
Compliance Evaluation Inspection
NPDES Permit 0IL00025*DD
Correspondence (IWW)

Mr. Charles Shestak
West Virginia Resources
683 State Route 7 North
Gallipolis, Ohio 45631

Dear Mr. Shestak:

On September 20, 2011, I performed a compliance evaluation inspection of the sediment treatment pond for the Cheshire Dock Facility. Tim Eddy Sr., was present during the inspection. The purpose of the inspection was to determine if the treatment system was meeting the terms and conditions set forth in its NPDES permit. The results of the inspection are summarized below.

Currently, the Cheshire Dock Facility is not in operation, however, it still may be used in the future. The sediment treatment pond appears to be in good condition. Most of the diversion structures drain to the pond; except for the southeast corner of the coal pile stock area appears to be draining over toward the loading dock. This area needs to be regraded to drain to the sediment pond. This is a violation of permit 0IL00025*DD in Part III, 3 that states:

"At all times, the permittee shall maintain in good working order and operate as efficiently as possible all treatment or control facilities or systems installed or used by the permittee necessary to achieve compliance with the terms and conditions of this permit.."

There also was no sign present at the outfall, please place a sign at the outfall. A sign is required per Part II, F. of permit 0IL00025*DD which states:

"Not later than 4 months from the effective date of this permit, the permittee shall post a permanent marker on the stream bank at each outfall that is regulated under this NPDES permit where a marker does not currently exist. The marker shall consist at a minimum of the name of the establishment to which the permit was issued, the Ohio EPA permit number, and the outfall number and a contact

telephone number. The information shall be printed in letters not less than two inches in height. The marker shall be a minimum of 2 feet by 2 feet and shall be a minimum of 3 feet above ground level. The sign shall not be obstructed such that persons in boats or persons swimming on the river or someone fishing or walking along the shore cannot read the sign. Vegetation shall be periodically removed to keep the sign visible. If the outfall is normally submerged the sign shall indicate that. When an existing marker is replaced or reset, the new marker shall comply with the requirements of this section."

Please respond in writing to this letter within 45 days, detailing the actions taken to correct the above listed deficiencies. If you have any questions, please call me at (740) 380-5266.

Sincerely,



Cynthia Yandrich
District Representative
Division of Surface Water

CY/dh

Enclosure

NPDES
Compliance Inspection Report

A. NATIONAL DATA SYSTEM CODING

Permit No.	NPDES No.	Date	Inspection Type	Inspector	Facility Type
01L00025*DD	OH0060020	September 20, 2011	C	S	2

B. FACILITY DATA

Name & Location of Facility Inspected	Entry Time	Permit Effective Date
Chesire Docks West Virginia Resource, Inc. 27060 State Route 7 North Chesire, Ohio 45620	10:54 a.m.	August 1, 2010
	Exit Time	Permit Expiration Date
	11:13 a.m.	July 31, 2015

Name(s) & Title(s) of On-Site Representative(s)	Phone Number(s)
Tim Eddy Sr., Operator	
Name, Address, & Title of Responsible Official	Phone Number
Charles Shestak, Vice President 683 State Route 7 North, Burlilie Building Gallipolis, Ohio 45631	(740) 446-0569

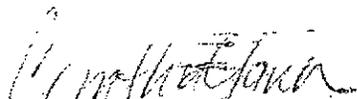
C. AREAS EVALUATED DURING INSPECTION

<u> M </u> Permit	<u> N/A </u> Flow Measurement	<u> N/A </u> Pretreatment
<u> S </u> Records/Reports	<u> N </u> Laboratory	<u> N/A </u> Compliance Schedules
<u> M </u> Operations & Maintenance	<u> S </u> Effluent/Receiving Waters	<u> S </u> Self-Monitoring Program
<u> S </u> Facility Site Review	<u> N/A </u> Sludge Storage/Disposal	<u> </u> Other
<u> N/A </u> Collection System		

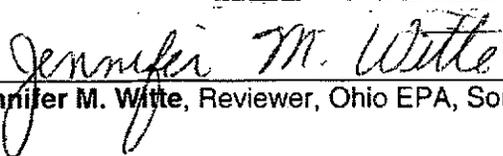
(S = Satisfactory; M = Marginal; U = Unsatisfactory; N = Not Evaluated; N/A = Not Applicable)

D. SUMMARY OF FINDINGS/COMMENTS (attach additional sheets if necessary)

See attached letter.


Cynthia Yandrich, Inspector, Ohio EPA, Southeast District Office

10-19-11
Date


Jennifer M. Witte, Reviewer, Ohio EPA, Southeast District Office

10/19/11
Date