



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

May 28, 2008

**Re: Perry County**  
Perry County Commissioners  
Crown Wehrle WWTP  
Self-Monitoring Report Violations  
Ohio EPA Permit No. OPG00023\*GD  
NPDES Permit No. OH0051055  
Correspondence (PWW)

Perry County Commissioners  
121 W. Brown Street  
P.O. Box 248  
New Lexington, Ohio 43764

Dear Commissioners:

We have reviewed your monthly discharge monitoring reports for the period April 2008 for the referenced facility. Our review indicates violations of the conditions of your NPDES permit. The specific instances of noncompliance and/or deficiencies are as follows:

Reporting Period	Station	Reporting Code	Parameter	Limit Type	Limit	Reported Value	Violation Date
April 2008	001	80082	CBOD 5 day	30-day	10	11.2466	4/1/08
April 2008	001	80082	CBOD 5 day	Weekly Conc.	15	24.5	4/22/08

On October 9, 2007, you entered into a Consent Agreement with the State of Ohio in Case No. 06-CV-00137. The Consent Order requires you to submit a stipulated penalty of \$100 per violation for any violations of your NPDES discharge permit. See Part VIII (item 21). Payments due shall be made within forty-five (45) days from the date of the failure to meet the effluent limitation, and shall be accompanied by a written explanation of the effluent violation (see Part VIII, item 25).

Therefore, you must submit a penalty of \$200 for the above two violations. You must submit a check for this amount made payable to "Treasurer, State of Ohio" to:

Ohio Attorney General's Office  
Environmental Enforcement Section  
Attention: Martha Sexton  
30 East Broad Street, 25th Floor  
Columbus, Ohio 43215-3400

Please also provide a copy of the written explanation to this office.

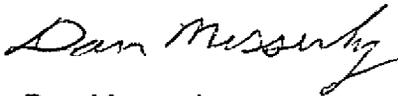
Please inform this office, in writing, within ten days of receipt of this notification as to the reasons for the above referenced violations, as well as a description of the actions taken or proposed to prevent any further violations. Your response should include the dates, either actual or proposed, for completion of the actions.

In a phone conversation I had with your operations supervisor, Jerry Rehart, on May 20, 2008, it was brought to my attention that you are in need of a requisition from the State of Ohio each time you must pay a stipulated penalty in accordance with the terms of the Consent Agreement. The reason you need the requisition is reportedly to satisfy the needs of the County Auditor and also the State Auditor.

Rather than providing a letter such as this one to serve as a requisition document every time there is a violation, we instead ask that you refer the auditors to the terms of the Consent Agreement from Case No. 06-CV-00137.

If there are any questions, please contact me at (740) 380-5218.

Sincerely,



Dan Messerly  
District Staff Engineer  
Division of Surface Water

DM/dh

c: Jerry Rehart, Supervisor, Northern Perry County Water & Wastewater  
c: Tom Behlen, AGO/EES