



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

September 3, 2008

Re: Belmont County
Marietta Coal Co.
Bellaire Refuse Disposal Area
NPDES Permit #OIL00101*BD
Self-monitoring Report Violations
Correspondence (IWW)

Mr. John Nicolozakes
Marietta Coal Co.
67705 Friends Church Road
St. Clairsville, Ohio 43950

Dear Mr. Nicolozakes:

We have received your self-monitoring reports covering the months of May and June 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:

Outfall	Parameter	Type	Units	Limit	Reported	Date
May 2008						
001	Total Suspended Solids	30D Conc	mg/L	35	69	5/1/2008
001	Total Suspended Solids	1D Conc	mg/L	70	71	5/9/2008
001	Total Suspended Solids	1D Conc	mg/L	70	86	5/13/2008

NOTES:

- 1D Conc = Daily Average Concentration Value
- 1D Qty = Daily Average Loading Value
- 7D Conc = Weekly Average Concentration Value
- 7D Qty = Weekly Average Loading Value
- 30D Qty = Monthly Average Loading Value
- 30D Conc = Monthly Average Concentration Value

Please be advised that failure to comply with the effluent limitations or to satisfy the monitoring or reporting requirements of your NPDES permit may be cause for enforcement action pursuant to the Ohio Revised Code Chapter 6111.

Failure to report violations of the effluent limitations is also a violation of your NPDES permit. Please review Part 3 of the NPDES permit for reporting requirements.

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 dates, either actual or proposed, for completion of the actions.

If you have any questions, please contact me at (740) 380-5284.

Sincerely,



Ms. Abbot Stevenson
Environmental Engineer
Permits and Enforcement Section
Division of Surface Water

AS/dh

c: Dave Clark, ODNR Division of Mineral Resource Management