



State of Ohio Environmental Protection Agency

**Southeast District Office**

2195 Front Street  
Logan, Ohio 43138

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Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

June 24, 2008

**Re:** Lawrence County  
River's Edge Residential Complex  
Storm Water Construction Activity  
Notice of Violation  
0GC00360\*AG

Mr. Lester A. Tinkham, PE  
Pure Platinum Investments LLC  
c/o Eastham and Assoc.  
3992 State Route 7  
Chesapeake, Ohio 45619

Dear Mr. Tinkham:

On May 28, 2008, I visited your site on 630 3rd Avenue. The purpose of the inspection was to determine the compliance of this site with the National Pollutant Discharge Elimination System (NPDES) permit for discharges of stormwater associated with construction activity. The inspection was conducted under the provisions of Ohio's water pollution control statutes, Ohio Revised Code (ORC) Chapter 6111. The following areas need to be addressed:

**Permit Coverage**

1. Part III.G.2.b.i. (Table 2) of the permit requires that any area that will lie dormant for more than 21 days, but less than a year be stabilized within 7 days of the most recent disturbance. **Assess the project for any areas that need to be stabilized and stabilize those areas immediately.**
2. Part III.G.2.h of the permit states that all sediment control practices must be maintained and repaired until the entire up slope area of the development has been stabilized. According to Part III.G.2.i. of the permit, controls must be inspected once every seven calendar days and within 24 hours after any storm event greater than one half an inch in 24 hours. Repairs must be accomplished within three days of the inspection, except in the case of sediment ponds, which must be repaired within 10 days. In accordance with Part III.G.2.d.vi., if inspections or other information indicates that a control is not functioning or ineffectual, then the permittee must replace or modify the control. **Drainage from all disturbed areas must pass through silt fence or a sediment trap before being discharged off site.**

3. The permit requires the Storm Water Pollution Prevention Plan to include a description of every sediment and erosion control that will be utilized on your construction site throughout the course of the project (Part III.G.2). The SWP3 *must outline the proper use of the control; it should describe at what time during the project the control(s) will be implemented; and which contractor is responsible for the construction and maintenance of the control(s).*

Sediment and erosion controls for your site must meet the guidelines and design criteria set forth in the above mentioned Rainwater and Land Development manual. A copy of this manual may be obtained by contacting the Ohio Department of Natural Resources, Division of Soil and Water Conservation, at (614) 265-6610.

Within fourteen (14) days of receipt of this letter, please submit to me at this office a written notification as to actions taken or proposed to eliminate violations of the permit. Your response should include the dates, either actual or proposed, for the completion of the actions. If you have any questions, please contact me at (740) 380-5418.

Sincerely,

Philip Webb  
Storm Water Section  
Division of Surface Water

PW/dh