



State of Ohio Environmental Protection Agency

**Southeast District Office**

2195 Front Street  
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6480  
www.epa.state.oh.us

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

July 11, 2008

**Re:** Tuscarawas County  
Texas Roadhouse  
Storm Water Construction Activity  
0GC00605\*AG

Mr. Bruce Smith  
6040 Dutchmans Lane  
Louisville, KY 40205

Dear Mr. Smith:

On July 2, 2008, I visited the site located on West High Avenue. The purpose of my inspection was to determine the compliance of this site with the National Pollutant Discharge Elimination System (NPDES) permit for discharges of storm water associated with construction activity. The inspection was conducted under the provisions of Ohio's water pollution control statues, Ohio Revised Code (ORC) Chapter 6111.

At the time of my inspection, the site was inactive and it appeared that construction activities had been completed. In accordance with the NPDES permit, a Notice of Termination (NOT) must be submitted to the Ohio Environmental Protection Agency (Ohio EPA) to release you from the terms and conditions of this permit.

An NOT may be submitted to Ohio EPA if the following requirements have been fulfilled:

1. A perennial vegetative cover (or equivalent means of stabilization) has been established over 100% of the surface area disturbed during construction. The vegetative growth must be at a growth density of 70%.
2. All temporary sediment and erosion controls have been removed and properly disposed.
3. All sediment has been permanently stabilized to prevent further erosion.
4. Construction activity at the site has ceased.

It appears that you site meets the above criteria. If you agree, please submit an NOT within 45 days of the completion of construction activities. Failure to submit an NOT is a violation of the permit requirements and may affect your ability to obtain a NPDES permit in the future.

Please send the completed NOT to the following address:

Ohio Environmental Protection Agency  
Division of Surface Water  
Storm Water Section  
P.O. Box 1049  
Columbus, Ohio 43216-1049

If there are any questions, please contact Aaron Wolfe at (740) 380-5277 or me at (740) 380-5418.

Sincerely,



Philip Webb  
Storm Water Section  
Division of Surface Water

PW/dh

Enclosure: Notice of Termination