



**Environmental
Protection Agency**

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

September 6, 2011

Re: Washington County
Hugh Rolls Property
Storm Water Construction Activity
Notice of Violation
0GC01490*AG

Mr. Hugh Rolls
P.O. Box 1214
Marietta, Ohio 45750

Dear Mr. Rolls:

On August 16, 2011, I visited your site on County House Lane. 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.

Upon inspection, cleared ground at the top of the hillside was allowing sediment to travel downhill and overtake silt fencing at the bottom of the grade. Please stabilize the barren areas with clean, hard fill or limestone rip-rap 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.

Silt fencing on the south end of the site has become ineffective in spots, allowing undue amounts of sediment to travel off of your property and ultimately affect waters of the state. Please maintain silt fencing as well as all other stormwater controls on your site.

3. Part III.G.2.b.ii. of the permit states that operators shall stabilize channels and outfalls to prevent erosive flows. Techniques may include seeding, mulching, erosion control matting, sodding, rip rap, or rock check dams.

The new diversion ditch that has been installed at the foot of the hillside is currently bare and too narrow to convey all discharges from the drainage area. Widen the diversion ditch and line it with rip-rap to prevent erosive conditions within the ditch. In addition, stabilize the berm along the ditch with seed and straw to further prevent sediment from leaving the site.

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) 380-5447 or Aaron Wolfe at (740) 380-5277.

Sincerely,



L.J. Parkins
Storm Water Section
Division of Surface Water

LJP/dh