

**NOTICE OF TREATMENT TECHNIQUE
VIOLATION – ACTION REQUIRED**

March 23, 2011

Re: Logan County
Blackhawk Bar & Grill
TNC Water System
PWS ID# OH4648612
STU ID# 4661183Blackhawk Bar & Grill
Mr. Darrell Johnston
11543 SR 365
Lakeview, Ohio 43331**Subject: Failure to complete Ground Water Rule corrective action plan and schedule**

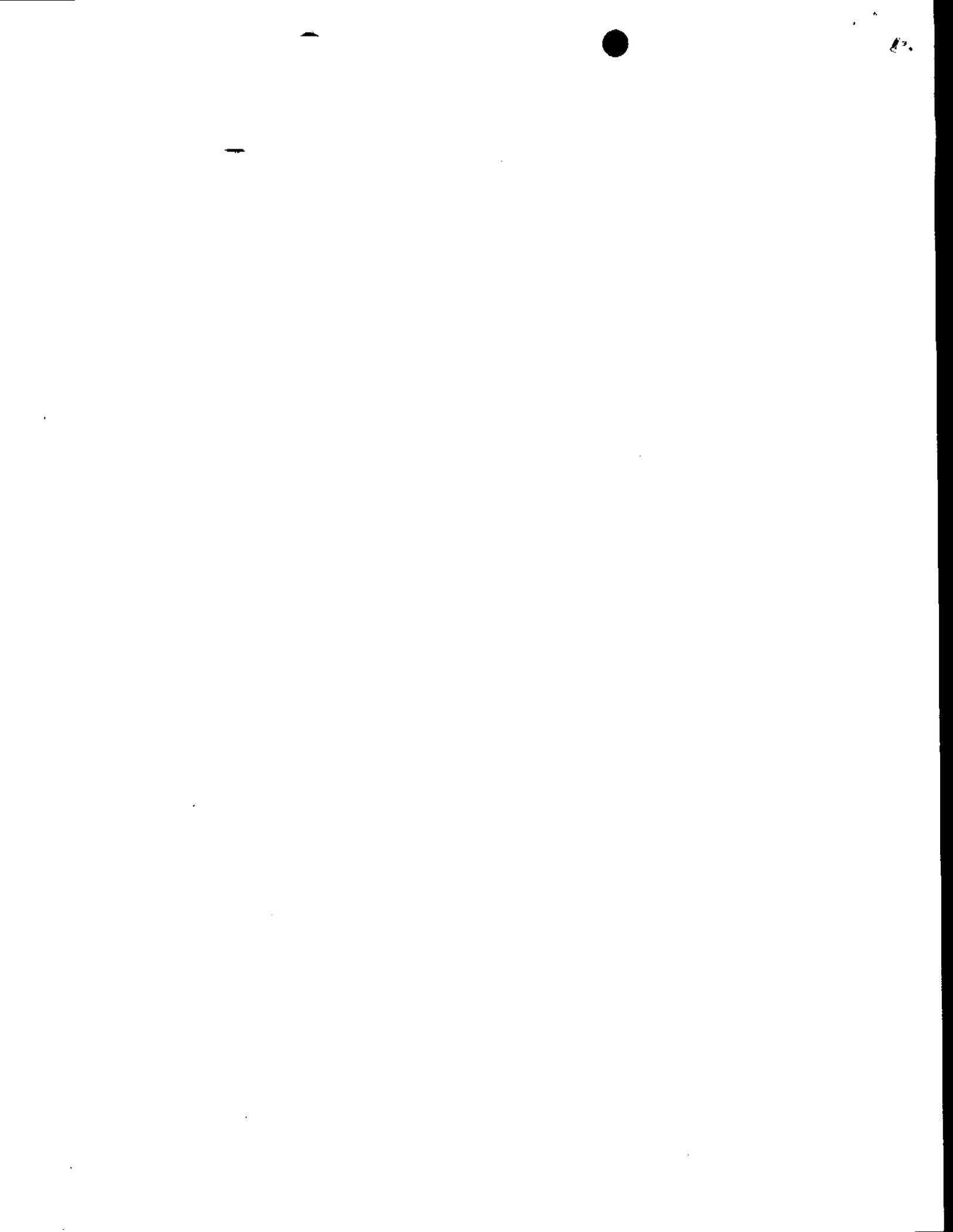
The Blackhawk Bar & Grill PWS is in violation of treatment technique requirements for the Ground Water Rule (GWR) established by Ohio Administrative Code (OAC), Rule 3745-81-44 for the October to December 2010 monitoring period.

Ohio EPA records confirmed that a fecal or E. coli-positive samples were collected from this water system (well or wells) on July 6, 2010 and July 19, 2010. On July 28, 2010, our office issued you a GWR Corrective Action Requirements letter requiring you to complete corrective actions or be in compliance with an Ohio EPA approved schedule within 120 days. Our records indicate that you have not met this requirement.

To ensure the safety of the consumer your system must notify your patrons that fecal indicators have been detected in your source and you have failed to complete corrective actions. This public notification must remain posted until the Ohio EPA is satisfied that the corrective actions have been completed.

IMMEDIATE ACTION REQUIRED:

1. **Consult with Ohio EPA within 24 hours** regarding public notice requirements. If you have not already received direction regarding this violation, contact the Southwest District Office, Division of Drinking and Ground Waters, Public Drinking Water Section at 937-285-6357.
2. **Issue the enclosed public notice within 30 Days** in accordance with OAC, Rule 3745-81-32 using one or more of the following methods to reach all persons served.
 - Hand delivery to persons served by the water system;
 - Posting in conspicuous locations, such as bulletin boards, restrooms, drinking fountains, vending areas;
 - Another delivery method approved in writing by the director;



- Posted notices must remain in place for as long as the violation exists, but in no case for less than seven (7) days (even if the violation is resolved). The language in italics on the enclosed public notice is mandatory and must be included, as written. Do not make changes to the public notice without consulting with Ohio EPA beforehand.

NOTE: Issuance of a Public Notice must be repeated every 3 months for as long as the violation exists, unless directed otherwise by the District Office. A verification form and a copy of the public notice, stating the corrective measures completed to date, must be submitted to the Ohio EPA.

3. **Complete the enclosed verification form, within 10 days of issuing the Public Notice** and mail it to Ohio EPA - Southwest District Office, Division of Drinking and Ground Waters, 401 East Fifth Street, Dayton, OH 45402. Include a copy of each notice distributed, published or posted.
4. **Contact the Ohio EPA – Southwest District Office as soon as possible to discuss your corrective action plan. Failure to complete corrective action may result in enforcement action that can result in fines up to \$25,000 dollars per day.**

If you have any questions regarding this letter, or any other matter involving your water system, please feel free to contact me at this office (937) 285-6417 or via email at mark.verbsky@epa.state.oh.us.

Sincerely,

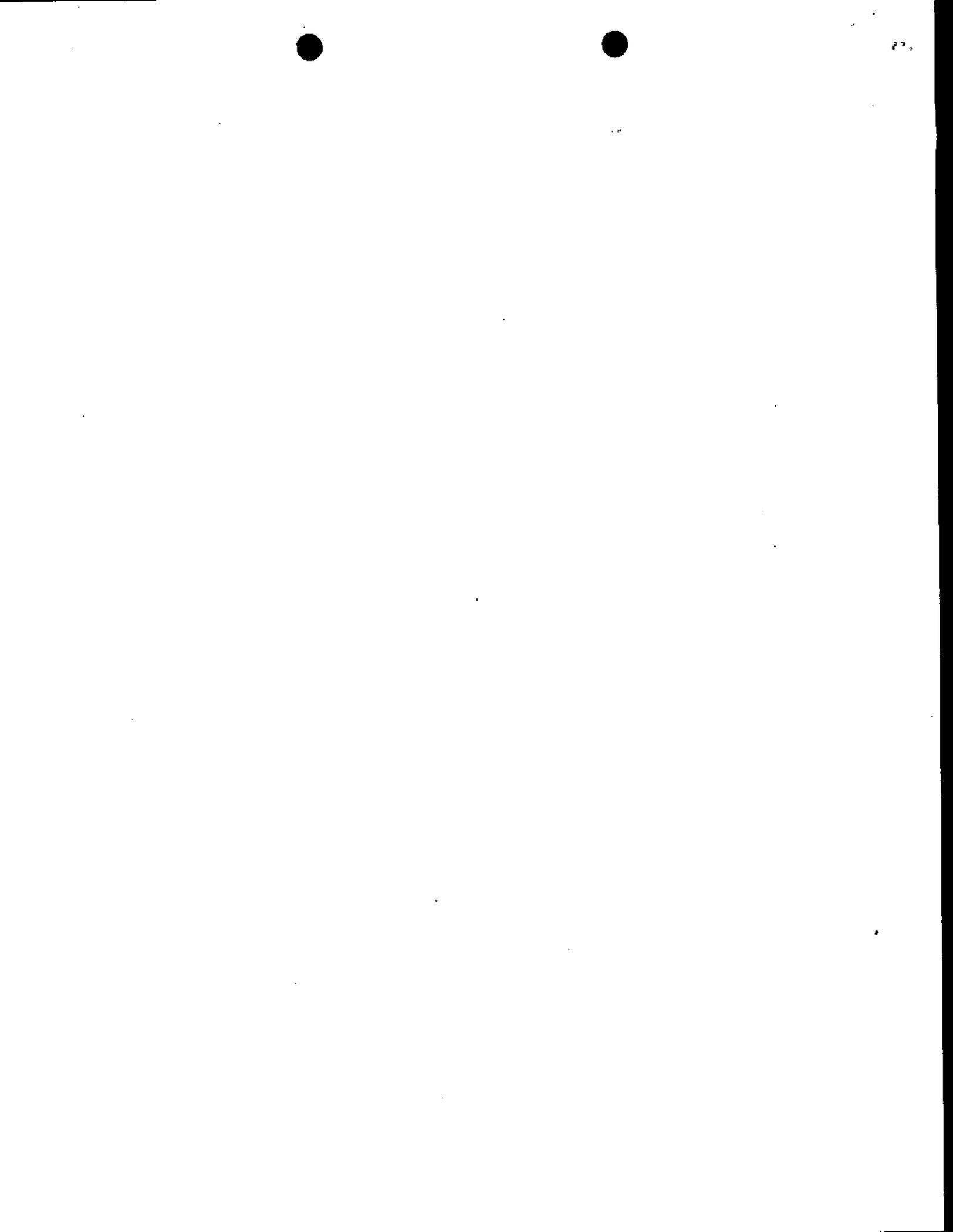


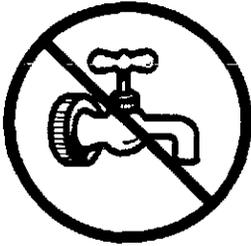
Mark J. Verbsky, R.S.
Environmental Specialist
Division of Drinking and Ground Waters

Enclosures: Public Notification
Public Notice Instructions and Verification Form

cc: CO - DDAGW/OFAS
Logan County Health Department
DDAGW, SWDO

MV/ca





DRINKING WATER NOTICE

Failure to complete the established corrective action plan and schedule after indication of fecal confirmed water sample results

Sampling conducted on July 6, 2010 and July 19, 2010 for our water system showed fecal bacteria were found in our source (well). We were directed by Ohio EPA on September 1, 2010 to correct the problem. As our customers, you have a right to know what happened and what we are doing to correct this situation. As required by Ohio EPA's Ground Water Rule, we were required to contact the Ohio EPA to develop a plan to correct this issue. However, we failed to contact the Ohio EPA or implement a corrective action plan within the established deadline and have violated a requirement of the Ground Water Rule.

What should I do?

- If a situation arises where the water is no longer safe to drink, you will be notified within 24 hours.

There is nothing you need to do unless you have a severely compromised immune system, have an infant, or are elderly. These people may be at increased risk and should seek advice about drinking water from their health care providers. General guidelines on ways to lessen the risk of infection by microbes are available from EPA's Safe Drinking Water Hotline at (800) 426-4791. If you have specific health concerns, consult your doctor. You do not need to boil your water or take other corrective actions.

What does this mean?

- *Inadequately treated or inadequately protected water may contain disease-causing organisms. These organisms can cause symptoms such as diarrhea, nausea, cramps, and associated headaches.* Failure to correct the deficiency according to the established schedule prolonged the risk of fecal contamination of our source water.

What is being done?

We are currently disinfecting the water in a way which does not meet treatment requirement as specified in the Ground Water Rule. We are investigating and taking the necessary steps to correct the problem as soon as possible. For more information, please contact _____ at _____

Name of contact phone number

or at _____

Mailing address

General guidelines on ways to lessen the risk of infection by microbes are available from the EPA Safe Drinking Water Hotline at 1(800) 426-4791.

Please share this information with all the other people who drink this water, especially those who may not have received this notice. You can do this by posting this notice in a public place or distributing copies by hand or mail.

PWS ID # OH4648612

Date Distributed:

Tier 2: Ground Water Rule Treatment Technique – Non-Community



**PUBLIC NOTICE INSTRUCTIONS AND VERIFICATION FORM FOR
NON COMMUNITY PUBLIC WATER SYSTEMS WITH TIER 2 VIOLATIONS**

The owner or operator of a non community public water system with a Tier 2 violation or situation shall notify the persons served by the public water system as soon as practical but **no later than 30 days** after the system learns of the violation. Public notice issued by posting shall remain in place as long as the violation or situation persists. Public notice issued by other methods shall be repeated every three months as long as the violation or situation persists.

I HEREBY CERTIFY THAT THE PUBLIC WAS NOTIFIED BY THE FOLLOWING METHOD(S) INDICATED BELOW, AS DESCRIBED IN THE OHIO ADMINISTRATIVE CODE RULE 3745-81-32:

Required Method of Public Notification	Actual Method of Public Notification
<p>Use one or more of the following methods to reach all persons served by the public water system:</p> <p>1. Public notice issued by posting in conspicuous locations throughout the distribution system (required to remain posted for as long as the violation exists, but in no case less than 7 days)</p> <p>2. Public notice issued by mail or other direct delivery to each customer and service connection (where known).</p>	<p>Describe actual methods used to notify public of the violation:</p> <p>1A. Dates of posting _____</p> <p>1B. Locations of posting _____ _____</p> <p>2. Date of mailing/delivery _____</p>
<p>Schools and Day-Care Facilities must notify parents or guardians of children being served by methods besides posting, such as a newsletter, e-mail notice, or direct mailing</p>	<p>A. Method(s) _____ _____</p> <p>B. Date(s) _____</p>
<p>If the above methods do not reach all persons served, also use any other method reasonably calculated to reach other persons served by the system (e.g. publication in a local newspaper or newsletter, use of e-mail to notify employees or students, or delivery of multiple copies to central locations).</p>	<p>A. Method(s) _____ _____</p> <p>B. Date(s) _____</p>

Please indicate below what public notice was used. INCLUDE A COPY OF THE PUBLIC NOTICE.

_____ A public notice as provided was issued without changes.

_____ A different public notice was issued.

Signature of Responsible Person Date

Printed Name and Title of Responsible Person

Blackhawk Bar and Grill PWS
OH4648612
Logan County
October - December 2010 42
Ground Water Rule TT (Vio. Type ~~5A~~)

<p>For Ohio EPA use only: Date PN received: _____ PN acceptable: _____ PN not acceptable: _____</p>
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