



**Environmental  
Protection Agency**

Ted Strickland, Governor  
Lee Fisher, Lt. Governor  
Chris Korfeski, Director

OH5536412 36 SKATE CLUB

34 07/22/10



**NOTICE OF VIOLATION – ACTION REQUIRED**

July 22, 2010

RE: Miami County  
36 Skate Club  
PWS Type: Non-Community, Transient  
PWS ID: OH5536412

Mataleen Phillabaum  
4835 W Us Rte 36  
Piqua, OH 45356

**Subject: Failure to Sample Source Water for Fecal Indicators (Total Coliform) as Required**

36 Skate Club is in violation of Federal Code, Rule 141.402 for failure to comply with the Ground Water Rule monitoring.

**Monitoring Period:** June 2010  
**Required Monitoring:** 1  
**Sample Results Submitted:** None

**ACTION REQUIRED:**

- To address this violation, return to compliance, and prevent federal enforcement action, the required source water samples must be collected. Failure to collect the required source water sample(s) may result in enforcement action by the United States Environmental Protection Agency (USEPA).** If source water (raw) samples were collected as required, submit the results to the appropriate Ohio EPA District Office as soon as possible. The monitoring violation would be rescinded and a reporting violation given for late submittal of the results. If raw water samples were not collected, they must still be collected and Ohio EPA must receive results to return to compliance and prevent referring this violation to USEPA.
- Notify the people served by this water system** using one or more of the methods and the timing as required by OAC, Rule 3745-81-32 to reach all persons served.

**Timing:** As soon as practical, but no later than 30 days after learning of the violation:

- Posting in conspicuous location, such as bulletin boards, restrooms, drinking fountains, vending areas;
- Mail or other direct delivery to each customer;
- Newsletters or newspaper;
- E-mail to employees or students;
- Send to parents or guardians of children at schools or day care facilities;

Southwest District Office  
401 East Fifth Street  
Dayton, OH 45402-2911

937 | 285 6357  
937 | 285 6249 (fax)  
www.epa.ohio.gov

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- Posted notices must remain in place as long as the violation or situation exists, but in no case less than seven 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 the Ohio EPA beforehand.

**3. Complete the enclosed Verification Form within 10 days of issuing the Public Notice** and mail it to Ohio EPA - SWDO. Include a copy of each notice distributed, published or posted.

If you have any questions, please contact me at 937-285-6417 or Dave Secor at 937-285-6114.

Sincerely,



Mark J. Verbsky, R.S.  
Environmental Specialist

Enclosures: Tier 3 Public Notification  
Public Notice Instructions & Verification Form

ec: Miami County Health Department  
Information Management Section, DDAGW, CO

MJV/mab