



State of Ohio Environmental Protection Agency

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Central District Office

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Columbus, OH 43216-1049

May 3, 2007

Kevin Steward
Darby Creek Excavating
6790 Brooksmiller Road
Circleville, OH 43113

Dear Mr. Steward:

This letter is written in follow up to our joint storm water inspection of your Industrial Mineral Operation located on London Road in Pickaway County on April 25, 2007. Based on my site evaluations and your approved Storm Water Pollution Prevention Plan, the following item must be addressed.

Containment Berms: The secondary containment berm must be extended to fully enclose all mining operations. I understand there is a pre-existing agricultural berm along Big Darby Creek and no discharges from the operation were noted on this date. However, a secondary containment berm is expected to completely enclose all active mining operations to further minimize a potential discharge. Please refer to Figure 1. This berm must be completed within seven (7) days from receipt of this letter.

If you have any questions regarding this letter or my inspection, please do not hesitate to contact me at our Central District Office at 614-728-3844. In addition, please provide a written response to this letter within ten (10) days of receipt.

Sincerely,



FOR HK
Harry Kallipolitis
Environmental Specialist
Division of Surface Water
Central District Office

email: harry.kallipolitis@epa.state.oh.us

c: Jeff Bohne, Water Quality Supervisor, DSW/CDO

HK/ct Darby Creek Excavation, April 25, 2007

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

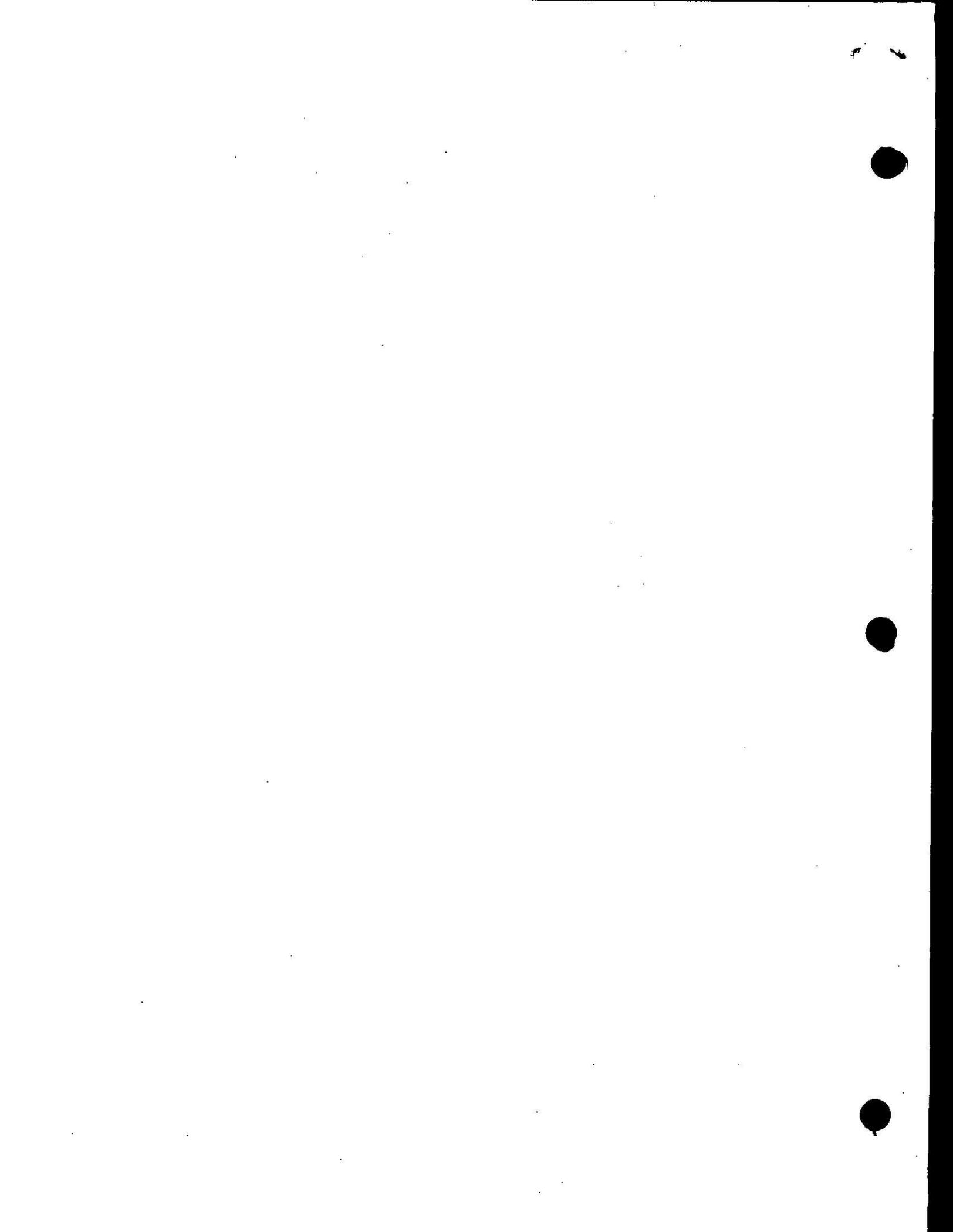




Figure 1

Secondary containment berm must be extended in this area

