



**Environmental
Protection Agency**

John Kasich, Governor

Mark Taylor, Lt. Governor

Scott J. Smith, Director



December 14, 2011

NOTICE OF VIOLATION – ACTION REQUIRED

Mr. Mike Petronzio
Marathon Mini-Mart, Newbury
12468 Kinsman Road
Burton, OH 44065

GEAUGA COUNTY
MARATHON MINI-MART-NEWBURY
NON-COMMUNITY, TRANSIENT PWS
PWS ID: OH2855312

**Subject: Violation of Total Coliform Maximum Contaminant Level (MCL)
During November 2011**

Dear Mr. Petronzio:

Marathon Mini-Mart-Newbury is in violation of the Maximum Contaminant Level (MCL) for Total Coliform established by Ohio Administrative Code (OAC), Rule 3745-81-14. Coliforms are bacteria that are naturally present in the environment and are used as an indicator that other, potentially-harmful bacteria may be present.

As stated in a letter sent November 29, 2011, a routine sample was collected from your facility on 11/14/2011 and determined total coliform positive. OAC Rule 3745-81-21 requires four repeat samples to be collected in a timely fashion and on the same day upon notification of the positive routine sample result(s). Marathon Mini-Mart-Newbury did not collect the four required repeat samples and therefore are in violation of the OAC. A public notice water use advisory was required to be issued because of this violation. The public notice for the water use advisory must remain in effect until you obtain one complete set of four repeat samples that are determined total coliform negative.

ACTION REQUIRED:

1. **Investigate and eliminate the cause of bacterial contamination.** Special purpose samples may be collected to investigate the source of contamination or to verify elimination of the problem (these samples cannot be collected to comply with monitoring or MCL requirements; label samples as "special purpose").
2. **Notify the people served by this water system.** Within 30 days issue the enclosed public notice in accordance with OAC, Rule 3745-81-32 by the following method(s) to reach all persons served.
 - Posting in conspicuous locations, such as bulletin boards, restrooms, drinking fountains, vending areas;
 - Mail or other direct delivery to each customer;
 - Send to parents or guardians of children at schools or day care facilities E-mail, newsletters or newspaper;
 - Posted notices must remain in place for as long as the violation exists, but in no case for 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 Ohio EPA beforehand.

Northeast District Office
2110 East Aurora Road
Twinsburg, OH 44087-1924

330 | 963 1200
330 | 487 0769 (fax)
www.epa.ohio.gov

VARATHOR MINI-MART-NEWBURY

DECEMBER 14, 2011

PAGE 2

3. **Complete the enclosed verification form within 10 days of issuing the Public Notice** and mail it to Ohio EPA - NEDO. Include a copy of each notice distributed, published or posted.
4. **Collect a set of four (4) repeat samples, until one set is total coliform-negative to discontinue the Water Use Advisory.** Notify the people served by the water system when the water use advisory is discontinued.
5. **Monitor with at least five (5) routine samples** in the month following a routine total coliform-positive result in accordance with OAC, Rule 3745-81-21(B)(7).

If you have any questions, contact me at 330-963-1149.

Sincerely,



Kathy Metropulos
Environmental Specialist
Division of Drinking and Ground Waters

KM:ds

enclosures: Tier 2 Public Notification
Public Notice Instructions and Verification Form

cc: Geauga County Health Department
Information Management Section, Ohio EPA, DDAGW, CO
District File Copy