

**Environmental
Protection Agency**

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

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September 30, 2010

RE: LAKE COUNTY
LEROY TOWNSHIP
JUNIOR PROPERTIES, LTD
NPDES PERMIT NO. 3PR00478
APPLICATION NO. OH014057

NOTICE OF VIOLATION

Mr. Rick Osborne, Jr.
8500 Station Street, Suite 113
Mentor, OH 44060

Dear Mr. Osborne:

On September 29, 2010, this writer attempted to conduct a compliance evaluation inspection of the wastewater treatment plant that serves the above referenced facility. At the time of inspection the plant was operating; however, because of the poor maintenance of the facility, this writer was unable to conduct a thorough inspection of the plant. The plant was constructed roughly two years ago and maintenance of the plant is unacceptable. The plant is overgrown with vegetation (See the attached photographs). Planks of wood are being stored within the confines of the plant. The entranceway to the plant is overgrown with vegetation. The filter beds are overgrown with vegetation. The current condition of the plant is a safety hazard that requires immediate attention.

The above referenced items must be corrected immediately and a program of reliable operation and maintenance must be initiated for this facility.

Part III, Item 3 of your National Pollutant Discharge Elimination System (NPDES) permit requires you to maintain in good working order and operate as efficiently as possible the wastewater treatment facility. You are currently in violation of the terms and conditions of the NPDES permit.

A review of the plant's Discharge Monitoring Reports revealed the following effluent violations during the period of December 2008 through August 2010:

| Station | Reporting Code | Parameter | Limit Type | Limit | Reported Value | Violation Date |
|---------|----------------|-------------------------|------------|-------|----------------|----------------|
| 001 | 00610 | Nitrogen, Ammonia (NH3) | 1D Conc | 4.5 | 6.44 | 3/17/2009 |
| 001 | 00610 | Nitrogen, Ammonia (NH3) | 30D Conc | 3.0 | 6.44 | 3/1/2009 |

Pursuant to Part II, Item B2 of your NPDES permit the owner and operator of record of a wastewater treatment plant must maintain operation and maintenance records for the wastewater treatment plant. The records shall be housed onsite and shall be accessible for twenty-four hour inspection. The following information must be recorded:

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

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

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1. Identification of the sewage treatment works;
2. Date and times of arrival and departure for the operator of record and any other operator required by this chapter;
3. Specific operation and maintenance activities that affect or have the potential to affect the quality or quantity of sewage conveyed or effluent produced;
4. Results of tests performed and samples taken, unless documented on a laboratory sheet;
5. Performance of preventative maintenance and repairs or requests for repair of the equipment that affect or have the potential to affect the quality or quantity of sewage conveyed, effluent produced; and
6. Identification of the persons making entries.

Also, Part II, Item K of your NPDES permit requires the posting of a permanent marker on the stream bank at each outfall that is regulated under the NPDES permit and discharges to the unnamed tributary of Big Creek.

Be advised that failure to comply with the effluent limitations or to satisfy the requirements regarding monitoring, reporting, compliance, scheduling, and terms and conditions of your NPDES permit may be cause for enforcement pursuant to Ohio Revised Code Chapter 6111.

Within 10 days of the date of this letter, you are required to notify this office, in writing, outlining the corrective action, either actual or proposed, that will be taken to eliminate the above highlighted deficiencies.

Should you have any questions regarding this letter, please contact the undersigned at (330) 963-1183.

Sincerely,



Marie Underwood, P.E.
Environmental Engineer
Division of Surface Water

MU/mt

Enclosures

cc: Terry Kent, R.S., Lake County General Health District

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Junior Properties WWTP (behind fence)



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Trash Traps

Entrance Path to Wastewater Plant

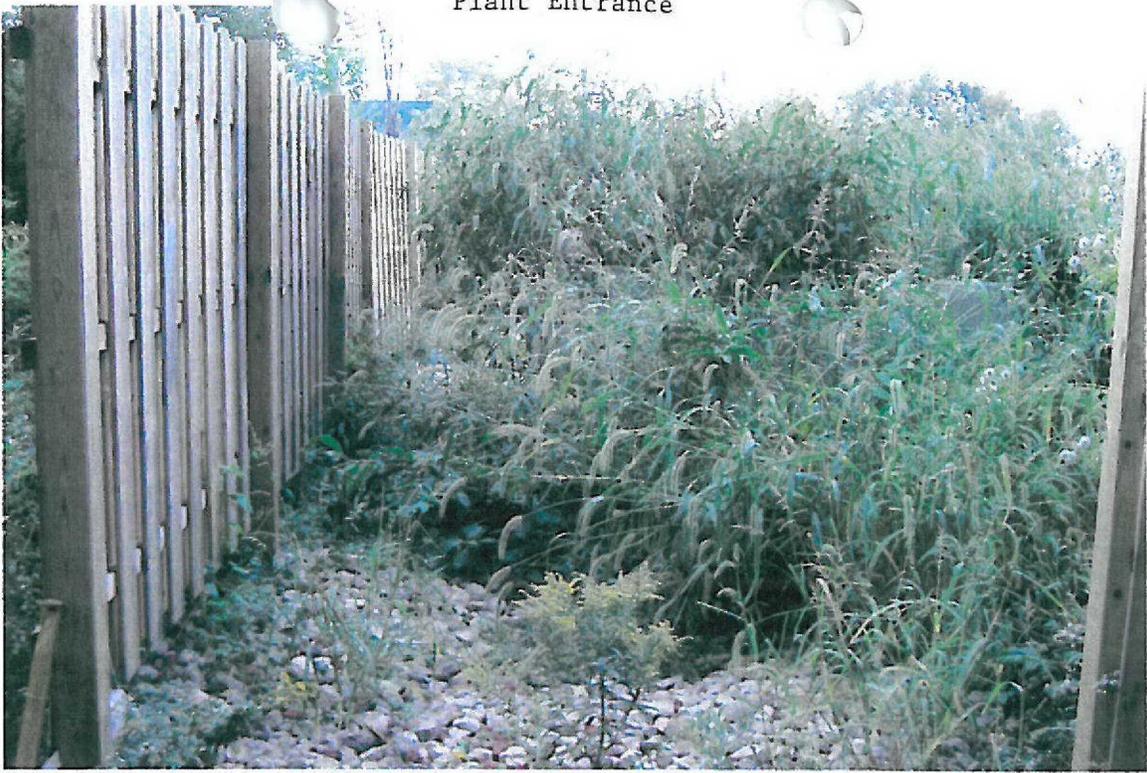


SEP 29 2010



Plant Entrance

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Aeration & Settling Tanks



SEP 29 2010

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Chlorine Contact Chamber



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