



State of Ohio Environmental Protection Agency

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Central District Office

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P.O. Box 1049
Columbus, OH 43216-1049

January 8, 2009

The Honorable Charles Taylor
Mayor
City of Circleville
104 E. Franklin Street
Circleville, OH 43113

Re: Compliance with Director's Final Findings and Orders

Dear Mayor Taylor:

Ohio EPA has received a letter from Mr. Terry Elliott, Circleville Director of Service & Utilities, dated December 23, 2008, regarding the November 18, 2008, Director's Unilateral Findings and Orders. In this letter, Mr. Elliott indicates that the City of Circleville may not meet the project completion deadline of December 31, 2008, of Order 1 for the installation of the manganese greensand filter media replacement project. Throughout December 2008 our Central District Office has been in contact with your consultant W.E. Stilson Consulting Group, the treatment facility operators as well as manufacturers of the filter media and underdrain systems in attempt to help move the project forward. As you are aware, the City did not meet the deadline for the media installation.

The City has also not complied with Order 2 of the Director's Unilateral Findings and Orders. Order 2 required the City of Circleville to submit an updated map of the public water system's distribution system, including main sizes and the valve and hydrant locations by December 18, 2008.

On January 7, 2009, Susan Hampton and Bridgette Marchio of Ohio EPA Central District Office, met with Circleville officials Terry Elliott and Ronald Stephens, and Jennifer Frommer and Jim Wark from W.E. Stilson Consulting Group to discuss the status of the filter media project and the City's noncompliance with the Director's Orders. The following was agreed upon:

1. W.E. Stilson Consulting Group would submit revised plans to our Central District Office by January 9, 2009, for the media layers in filters 4, 5 and 6 because of the elevation discrepancies found by Doll-Layman (contractor) within the filter beds.

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

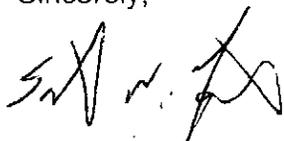
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2. The City will submit the distribution map to our Central District Office by January 14, 2009.
3. The City will submit a schedule for completion of the filter media project to our Central District Office for approval by January 14, 2009.
4. The City will submit all of the required items of Order 3 of the Director's Unilateral Findings and Orders regarding the implementation of a backflow program by January 17, 2009.

A revised plan approval will be issued under the original plan approval number for the filter media project by our Central District Office. If the proposed extended schedule for completing the filter media replacement is acceptable to this office, written notification will be sent confirming the extension. Please note that continued noncompliance with the Director's Orders may subject the City of Circleville to further enforcement, including the assessment of penalties.

If you have any questions, please contact me at 728-3863.

Sincerely,



Scot W. Foltz
Environmental Manager
Division of Drinking and Ground Waters
Central District Office

- c: Terry Elliott, Circleville Service & Utilities Director
David Crawford, Circleville Council President
Ronald Stephens, Circleville Water Superintendent
Paul Jacobs, Circleville Water/Sewer Maintenance Supervisor
Jennifer Frommer, W.E. Stilson Consulting Group
Beth Messer, Environmental Manager, DDAGW-CO
Susan Hampton, DOCC, DDAGW-CDO
Kim Rhoads, Office of Legal Services
Pickaway County Health Department
CDO File