



State of Ohio Environmental Protection Agency

Southwest District Office

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Dayton, Ohio 45402-2911

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

January 7, 2010

Mark Kreimer
P.O. Box 111
Miamitown, Ohio 45041

RE: NOTICE OF VIOLATION
Kreimer's Bierhaus
6052 State Route 128
NPDES Permit # 1PZ00064*BD

Dear Mr. Kreimer:

Our office has not received any Discharge Monitoring Reports (DMRs) since the date of my last letter to you on September 21, 2009. Failure to submit the DMRs is a violation of the monitoring and reporting requirements of your NPDES permit. Please be advised that failure to comply with the conditions of your permit may be cause for enforcement action with monetary penalties.

On the date of this letter, I contacted you and we spoke about the late DMRs. You stated that you have hired Ace Sanitation to oversee your wastewater treatment plant and to submit the DMRs. We have had no contact with Ace Sanitation at this office. In order to expedite the submittal of the missing DMRs, assuming data exists from sampling events, I have summarized what is needed to be submitted.

February 2009 DMR Outfall 001

We have received a DMR for February 2009, but it is missing data for the estimated flow rate. You are required to estimate the flow from your sewage treatment plant once per month and report it on your monthly DMR forms. Submit a revised DMR for the month of February 2009.

March 2009 DMR Outfall 001

We have received a DMR for March 2009, but it is missing data for the ammonia, CBOD, suspended solids, pH, Oil & Grease, Dissolved Oxygen and flow rate. If sampling was done in March 2009 for these parameters and data exists, a revised March 2009 DMR must be submitted with this information. If sampling for these pollutant parameters was not done for this month, an "A" code should be entered on the DMR for each of the parameters and a reason stated in the remarks section of the DMR. I will also need to receive a non-





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compliance notification (letter or email) explaining why the samples were not taken for that month.

April 2009 DMR Outfall 001

We have received a DMR for April 2009, but it is missing data for the estimated flow rate. You are required to estimate the flow from your sewage treatment plant once per month and report it on your monthly DMR forms. Submit a revised DMR for the month of April 2009.

May – November 2009 DMRs Outfall 001

We have not received any DMRs for this timeframe. If samples were taken and data exists, the DMRs must be submitted for these months. Use the appropriate "A" codes if data is missing and list the reason. You must submit the non-compliance notification to me regarding why any sampling did not occur. If there were violations of the effluent limits, I will also need non-compliance notifications from your treatment plant operator.

In our conversation today, you stated some difficulties with DMR submission of PINs. If you have any difficulties, you should contact by email James.Roberts@epa.state.oh.us with any questions. You can also view our website for further information at: <http://www.epa.ohio.gov/dsw/edmr/eDMR.aspx> for help with submitting eDMRs.

Ohio EPA is now requiring NPDES permit holders to notify us of their certified operators by submitting an Operator of Record (ORC) Notification form. I have enclosed this form for you and your operator(s) to sign. Submit it to Dan Kopec, Division of Surface Water, Ohio EPA, P.O. Box 1049, Columbus, OH 43216-1049. I would like to receive a copy as well.

If you or your operator have any questions about this letter, you may contact me at (937) 285-6101 or at my email address: mary.osika@epa.state.oh.us

Sincerely,



Mary Osika
Environmental Specialist
Division of Surface Water

Enclosure

