



State of Ohio Environmental Protection Agency

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\*1PC0010020090420\*

HIGHLAND HILLSBORO STP

JACKSON, JOSHUA 2009/04/20

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



State of Ohio Environmental Protection Agency

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

April 20, 2009

Mayor & Council  
City of Hillsboro  
130 North High Street  
Hillsboro, OH 45133

*Correspondence*

**RE: Notice of Violation  
Hillsboro WWTW/ NPDES Permit Compliance Schedule  
NPDES Permit No. OH0020389/OEPA PERMIT NO. 1PC00100\*HD**

Ladies & Gentlemen:

Due to illegal sanitary sewer overflows in the City of Hillsboro's sewage collection system and wet weather bypassing/violations at the wastewater treatment works (WWTW), Ohio EPA required improvements to the City's wastewater infrastructure through a compliance schedule within the City's NPDES permit. This schedule was submitted by the City with the approved general plan prepared by CH2M Hill (consultants hired by the City). The City has submitted detailed plans to the Ohio EPA's Division of Environmental & Financial Assistance as part of the permit to install application process, yet there has been no approval; as there have been well-documented delays in the process (much of it due to changes within the flood protection design and with funding acquisition).

At this point, the City is in violation of the following items within the NPDES compliance schedule (Part 1, C.):

- b. Advertise for construction bids, receive bids, and award contracts as soon as possible, but not later than 8 months from the effective date of this permit. (August 1, 2008)*
- c. Commence construction as soon as possible, but not later than 9 months from the effective date of this permit. (September 1, 2008)*

If the City of Hillsboro believes there is justification to warrant modifying the existing compliance schedule within the NPDES permit, a complete application for modification of an NPDES permit must be submitted; otherwise, Ohio EPA will have no choice but to pursue enforcement action against the City. The City must either comply with the NPDES permit compliance schedule or submit an application to modify the NPDES permit by no later than June 1, 2009.

If you should have any questions, feel free to contact me by phone at (937) 285-6029 or by electronic mail at [Joshua.Jackson@epa.state.oh.us](mailto:Joshua.Jackson@epa.state.oh.us).

Respectfully,



Joshua Jackson  
Environmental Specialist II  
Division of Surface Water

cc: Brandon Leeth, City of Hillsboro  
Ralph Holt, City of Hillsboro  
Mark Stedfeld, DEFA  
Randy Drazba, CH2M Hill