



**Environmental
Protection Agency**

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



1PV0012620100908

CLARK

TECUMSEH COURT MHP

LEIBFRITZ, SANDRA 2010/09/08

**Environmental
Protection Agency**

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

September 8, 2010

Anthony Zimmerman
9420 Bellfontaine Road
New Carlisle, OH 45344

CERTIFIED LETTER

**Re: Tecumseh Court MHP, Clark County
Noncompliance Notification – Director’s Final Findings & Orders (July 20, 2009)
Self-Monitoring Report NOV – January through July 2010
NPDES Permit No. 1PV00126*AD/OH0137308**

Dear Mr. Zimmerman:

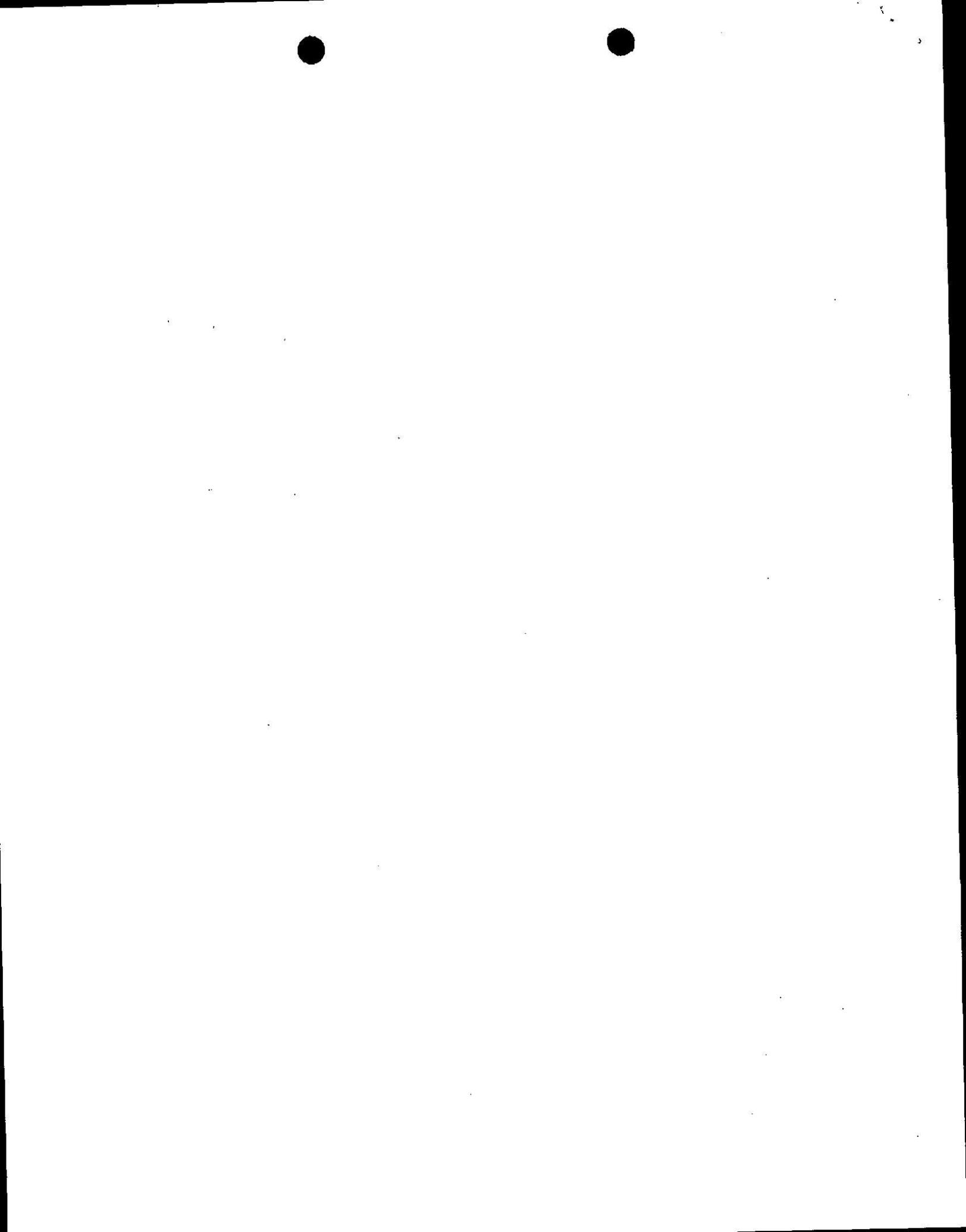
We have received your self-monitoring reports covering the months of January through July 2010 for the above-referenced facility. Our review indicates violations of the conditions of your NPDES permit. The specific instances of noncompliance and deficiencies were as follows:

Final Effluent Limitation Violations for Outfall 001

Reporting Period	Parameter	Limit Type	Limit	Reported Value	Violation Date
January 2010	Total Suspended Solids	30D Conc	12.0	31.	1/1/2010
January 2010	Total Suspended Solids	30D Qty	0.35	1.24352	1/1/2010
January 2010	Nitrogen, Ammonia (NH3)	30D Conc	3.0	6.9	1/1/2010
January 2010	Nitrogen, Ammonia (NH3)	30D Qty	0.089	.27678	1/1/2010
January 2010	CBOD 5 day	30D Conc	10.0	12.7	1/1/2010
January 2010	CBOD 5 day	30D Qty	0.3	.50944	1/1/2010
January 2010	Dissolved Oxygen	1D Conc	6.0	5.6	1/14/2010
January 2010	Total Suspended Solids	7D Conc	18.0	31.	1/15/2010
January 2010	Total Suspended Solids	7D Qty	0.53	1.24352	1/15/2010
January 2010	Nitrogen, Ammonia (NH3)	7D Conc	4.5	6.9	1/15/2010
January 2010	Nitrogen, Ammonia (NH3)	7D Qty	0.13	.27678	1/15/2010
January 2010	CBOD 5 day	7D Qty	0.44	.50944	1/15/2010
February 2010	Total Suspended Solids	30D Conc	12.0	40.	2/1/2010
February 2010	Total Suspended Solids	30D Qty	0.35	1.2598	2/1/2010
February 2010	Nitrogen, Ammonia (NH3)	30D Conc	3.0	25.	2/1/2010
February 2010	Nitrogen, Ammonia (NH3)	30D Qty	0.089	.78737	2/1/2010
February 2010	CBOD 5 day	30D Conc	10.0	83.	2/1/2010
February 2010	CBOD 5 day	30D Qty	0.3	2.61408	2/1/2010
February 2010	Total Suspended Solids	7D Conc	18.0	40.	2/8/2010
February 2010	Total Suspended Solids	7D Qty	0.53	1.2598	2/8/2010
February 2010	Nitrogen, Ammonia (NH3)	7D Conc	4.5	25.	2/8/2010
February 2010	Nitrogen, Ammonia (NH3)	7D Qty	0.13	.78737	2/8/2010

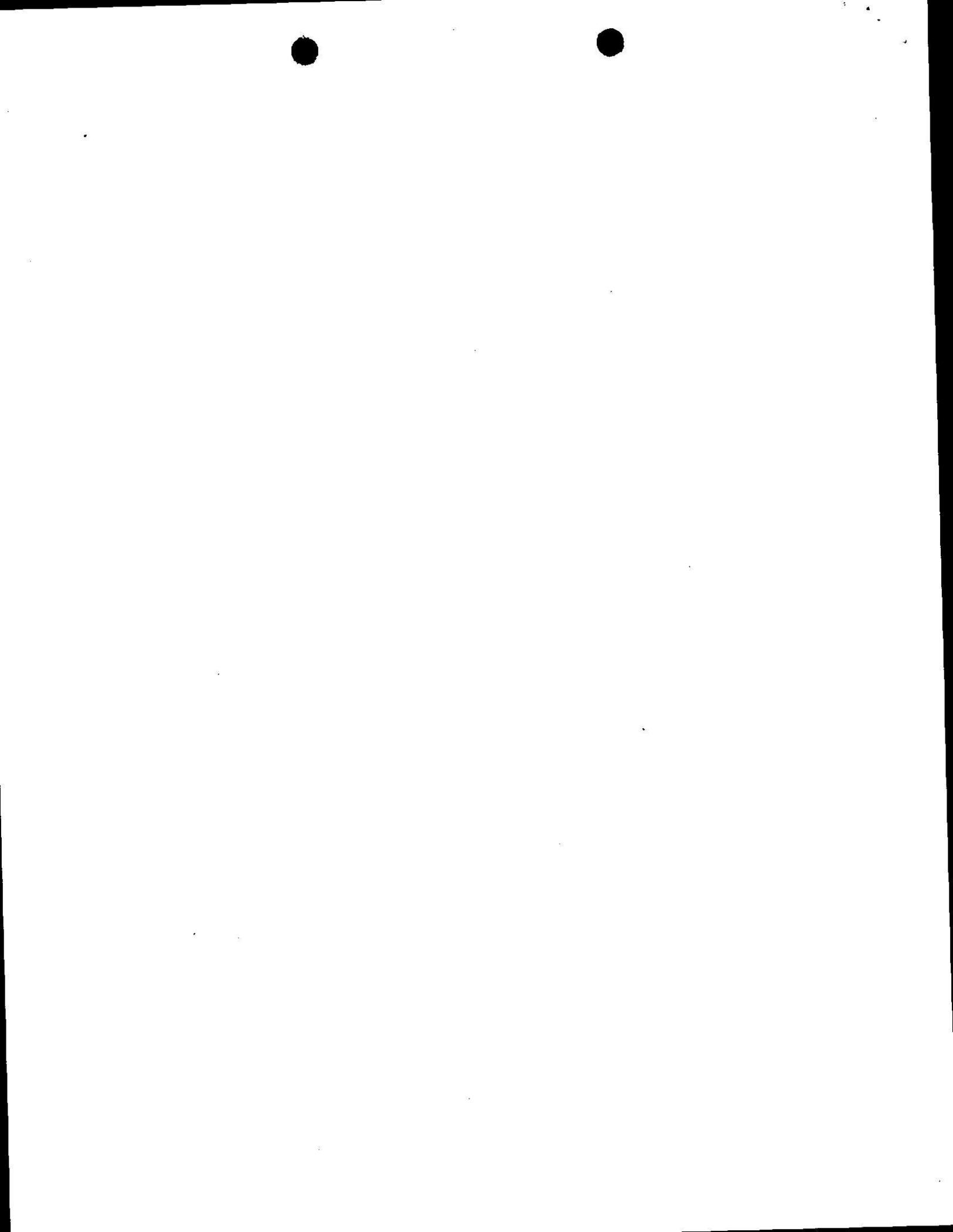
Southwest District Office
401 East Fifth Street
Dayton, OH 45402-2911

937 | 285 6357
937 | 285 6249 (fax)
www.epa.ohio.gov



Final Effluent Limitation Violations for Outfall 001

Reporting Period	Parameter	Limit Type	Limit	Reported Value	Violation Date
February 2010	CBOD 5 day	7D Conc	15.0	83.	2/8/2010
February 2010	CBOD 5 day	7D Qty	0.44	2.61408	2/8/2010
February 2010	Dissolved Oxygen	1D Conc	6.0	5.	2/12/2010
April 2010	Total Suspended Solids	30D Conc	12.0	292.	4/1/2010
April 2010	Total Suspended Solids	30D Qty	0.35	3.75775	4/1/2010
April 2010	Nitrogen, Ammonia (NH3)	30D Conc	3.0	13.4	4/1/2010
April 2010	Nitrogen, Ammonia (NH3)	30D Qty	0.089	.17244	4/1/2010
April 2010	CBOD 5 day	30D Conc	10.0	246.	4/1/2010
April 2010	CBOD 5 day	30D Qty	0.3	3.16577	4/1/2010
April 2010	Total Suspended Solids	7D Conc	18.0	292.	4/8/2010
April 2010	Total Suspended Solids	7D Qty	0.53	3.75775	4/8/2010
April 2010	Nitrogen, Ammonia (NH3)	7D Conc	4.5	13.4	4/8/2010
April 2010	Nitrogen, Ammonia (NH3)	7D Qty	0.13	.17244	4/8/2010
April 2010	CBOD 5 day	7D Conc	15.0	246.	4/8/2010
April 2010	CBOD 5 day	7D Qty	0.44	3.16577	4/8/2010
April 2010	Dissolved Oxygen	1D Conc	6.0	2.5	4/8/2010
April 2010	Dissolved Oxygen	1D Conc	6.0	4.5	4/15/2010
April 2010	Dissolved Oxygen	1D Conc	6.0	3.7	4/22/2010
May 2010	Total Suspended Solids	30D Conc	12.0	44.	5/1/2010
May 2010	Total Suspended Solids	30D Qty	0.35	.7929	5/1/2010
May 2010	Nitrogen, Ammonia (NH3)	30D Conc	1.0	24.	5/1/2010
May 2010	Nitrogen, Ammonia (NH3)	30D Qty	0.029	.43249	5/1/2010
May 2010	CBOD 5 day	30D Conc	10.0	39.	5/1/2010
May 2010	CBOD 5 day	30D Qty	0.3	.7028	5/1/2010
May 2010	Dissolved Oxygen	1D Conc	6.0	5.2	5/6/2010
May 2010	Dissolved Oxygen	1D Conc	6.0	5.3	5/13/2010
May 2010	Total Suspended Solids	7D Conc	18.0	44.	5/15/2010
May 2010	Total Suspended Solids	7D Qty	0.53	.7929	5/15/2010
May 2010	Nitrogen, Ammonia (NH3)	7D Conc	1.5	24.	5/15/2010
May 2010	Nitrogen, Ammonia (NH3)	7D Qty	0.04	.43249	5/15/2010
May 2010	CBOD 5 day	7D Conc	15.0	39.	5/15/2010
May 2010	CBOD 5 day	7D Qty	0.44	.7028	5/15/2010
May 2010	Dissolved Oxygen	1D Conc	6.0	3.	5/20/2010
May 2010	Fecal coliforms	7D Conc	2000	AK	5/1/2010
May 2010	Fecal coliforms	30D Conc	1000	AK	5/20/2010
June 2010	Total Suspended Solids	30D Conc	12.0	29.	6/1/2010
June 2010	Nitrogen, Ammonia (NH3)	30D Conc	1.0	7.5	6/1/2010
June 2010	Nitrogen, Ammonia (NH3)	30D Qty	0.029	.06245	6/1/2010
June 2010	CBOD 5 day	30D Conc	10.0	129.	6/1/2010
June 2010	CBOD 5 day	30D Qty	0.3	1.07418	6/1/2010
June 2010	Dissolved Oxygen	1D Conc	6.0	2.8	6/3/2010
June 2010	Total Suspended Solids	7D Conc	18.0	29.	6/8/2010
June 2010	Fecal coliforms	7D Conc	2000	AK	6/1/2010
June 2010	Fecal coliforms	30D Conc	1000	AK	6/10/2010

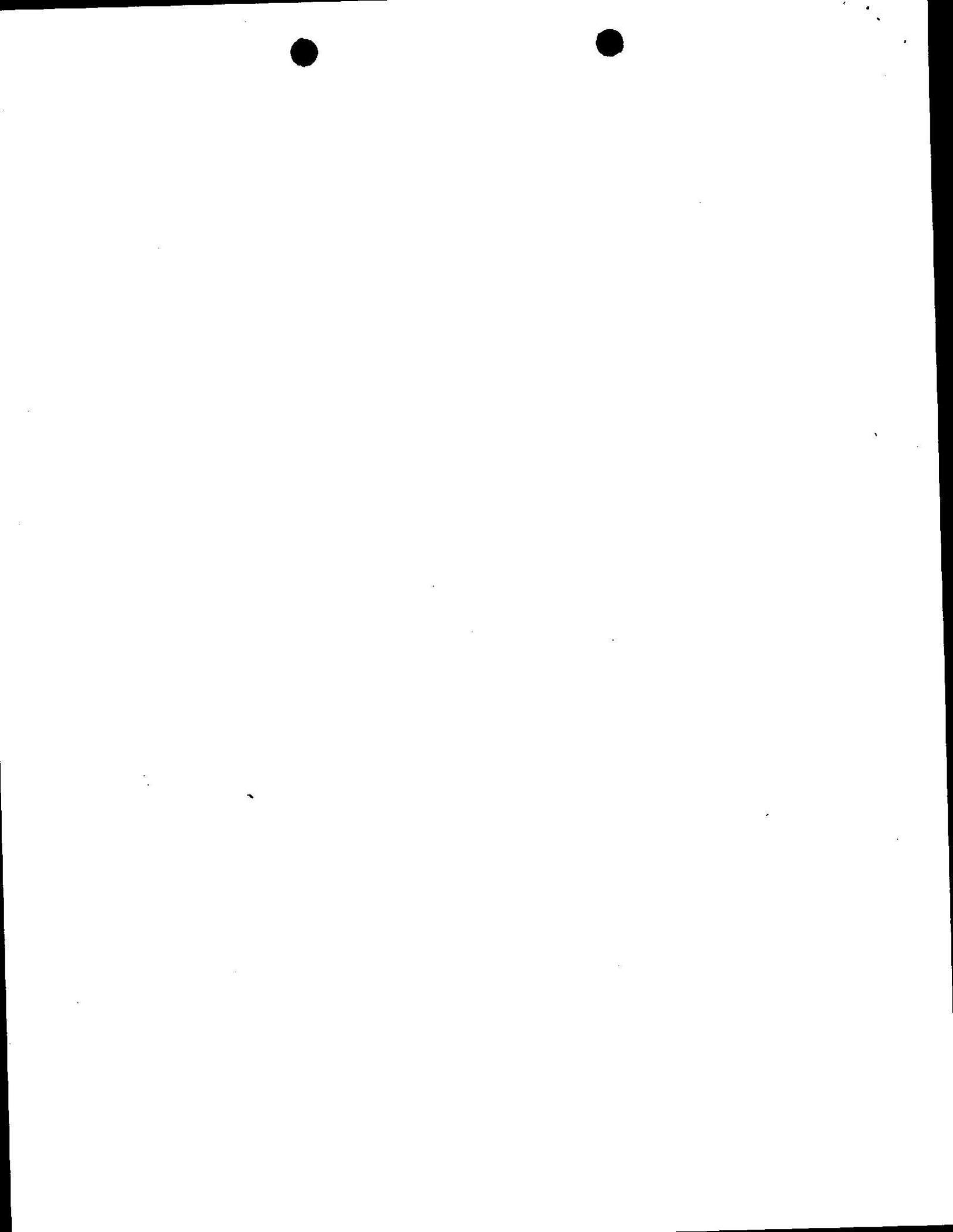


Final Effluent Limitation Violations for Outfall 001

Reporting Period	Parameter	Limit Type	Limit	Reported Value	Violation Date
June 2010	Nitrogen, Ammonia (NH3)	7D Conc	1.5	7.5	6/8/2010
June 2010	Nitrogen, Ammonia (NH3)	7D Qty	0.04	.06245	6/8/2010
June 2010	CBOD 5 day	7D Conc	15.0	129.	6/8/2010
June 2010	CBOD 5 day	7D Qty	0.44	1.07418	6/8/2010
June 2010	Dissolved Oxygen	1D Conc	6.0	4.2	6/10/2010
July 2010	Total Suspended Solids	30D Conc	12.0	31.	7/1/2010
July 2010	Total Suspended Solids	30D Qty	0.35	.43238	7/1/2010
July 2010	Nitrogen, Ammonia (NH3)	30D Conc	1.0	46.	7/1/2010
July 2010	Nitrogen, Ammonia (NH3)	30D Qty	0.029	.6416	7/1/2010
July 2010	CBOD 5 day	30D Conc	10.0	320.	7/1/2010
July 2010	CBOD 5 day	30D Qty	0.3	4.46327	7/1/2010
July 2010	Dissolved Oxygen	1D Conc	6.0	2.5	7/1/2010
July 2010	Total Suspended Solids	7D Conc	18.0	31.	7/22/2010
July 2010	Nitrogen, Ammonia (NH3)	7D Conc	1.5	46.	7/22/2010
July 2010	Nitrogen, Ammonia (NH3)	7D Qty	0.04	.6416	7/22/2010
July 2010	CBOD 5 day	7D Conc	15.0	320.	7/22/2010
July 2010	CBOD 5 day	7D Qty	0.44	4.46327	7/22/2010
July 2010	Dissolved Oxygen	1D Conc	6.0	2.7	7/22/2010
July 2010	Fecal coliforms	7D Conc	2000	AK	7/22/2010
July 2010	Fecal coliforms	30D Conc	1000	AK	7/1/2010

Frequency Violations for Outfall 001

Reporting Period	Parameter	Sample Frequency	Expected	Reported	Violation Date
February 2010	Water Temperature	1/Week	1	0	02/01/2010
February 2010	Water Temperature	1/Week	1	0	02/15/2010
February 2010	Water Temperature	1/Week	1	0	02/22/2010
February 2010	Color, Severity	1/Day	1	0	02/10/2010
February 2010	Color, Severity	1/Day	1	0	02/18/2010
February 2010	Odor, Severity	1/Day	1	0	02/10/2010
February 2010	Odor, Severity	1/Day	1	0	02/18/2010
February 2010	Turbidity, Severity	1/Day	1	0	02/10/2010
February 2010	Turbidity, Severity	1/Day	1	0	02/18/2010
February 2010	pH	1/Week	1	0	02/01/2010
February 2010	pH	1/Week	1	0	02/15/2010
February 2010	pH	1/Week	1	0	02/22/2010
February 2010	Dissolved Oxygen	1/Week	1	0	02/01/2010
February 2010	Dissolved Oxygen	1/Week	1	0	02/15/2010
February 2010	Dissolved Oxygen	1/Week	1	0	02/22/2010
April 2010	pH	1/Week	1	0	04/01/2010
June 2010	pH	1/Week	1	0	06/15/2010
June 2010	Dissolved Oxygen	1/Week	1	0	06/15/2010
July 2010	pH	1/Week	1	0	07/08/2010
July 2010	pH	1/Week	1	0	07/15/2010
July 2010	Dissolved Oxygen	1/Week	1	0	07/08/2010



Mr. Zimmerman

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Noncompliance Notification. On July 20, 2009, Tecumseh Court's DFFOs became effective. Order 1.a required Tecumseh Court to submit a Permit-to-Install (PTI) application and detail plans for treatment and sewer system improvement within four months of the effective date of the Orders. The PTI application and detail plans were required by November 20, 2009. In addition, Order 1.b required Tecumseh Court to begin construction of the approved treatment and sewer system with eight months of the effective date of the Order or no later than March 20, 2010. As of the date of this letter, Ohio EPA has not received the PTI application and detail plans nor has construction commenced in violation of the Director's Order. Immediately, submit the PTI application and detail plans.

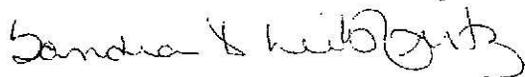
AF Substitution Code: During the months of March and April 2010, Tecumseh Court MHP reported 78 AF substitution codes for total suspended solids, ammonia, CBOD₅, chlorine, pH, dissolved oxygen, water temperature, color, odor and turbidity. This is excessive use of substitution codes and in violation of the measuring frequency specified in Part I.A for outfall 001. Immediately comply with the measuring frequencies specified in your NPDES permit (No. 1PV00126).

Please be advised that failure to comply with the effluent limitations or to satisfy the monitoring or reporting requirements of your NPDES permit or to comply with the Director's Orders is cause for further enforcement action pursuant to the Ohio Revised Code Chapter 6111.

Please inform this office, in writing, within ten days of receipt of this notification as to the reason for the final effluent violations, as well as a description of the actions taken or proposed to prevent any further violations. Your response should include the dates, either actual or proposed, for completion of the actions.

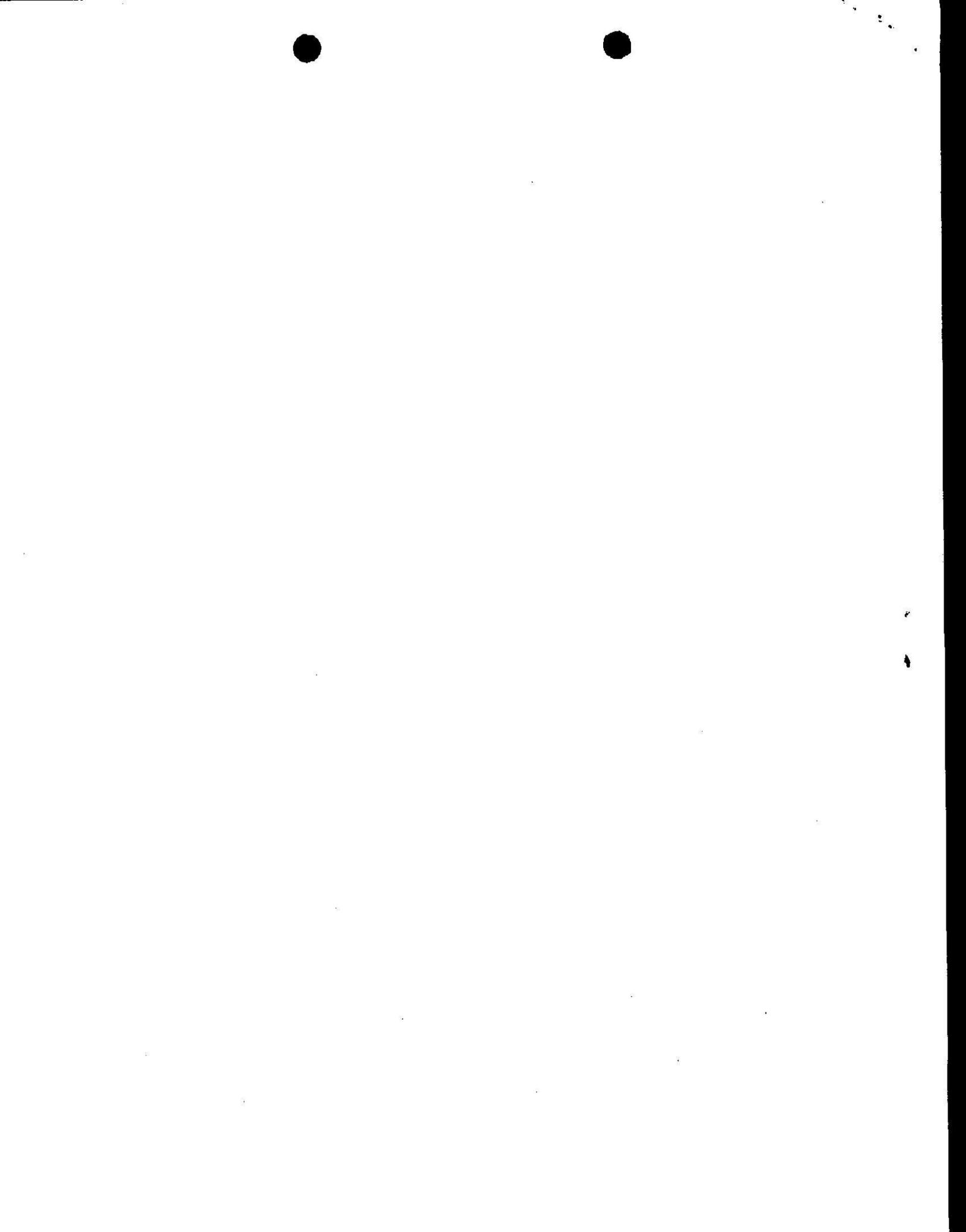
If you have any questions regarding the above, please contact me at (937) 285-6104.

Respectfully,



Sandra D. Leibfritz
Division of Surface Water

cc: Clark County Health Department
gross@winelco.com
nlmoorefield@sbcglobal.net



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