



State of Ohio Environmental Protection Agency

Southwest District Office

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www.epa.state.oh.us

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

April 17, 2009

Mr. Stuart Cole
Brookville Lake Estates Mobile Home Park
2526 Stafford Place
Columbus, Ohio 43209

Re: Montgomery County, Brookville Lake Estates Mobile Home Park, Notice of Violation

Dear Mr. Cole:

On April 15, 2009, I arrived at the Brookville Lake Estates Mobile Home Park with the intent of verifying that the bypass line leading from the clarifier had been capped. Upon my arrival the line had not been capped and the surface sand filters were overflowing. Mr. Greg Ross of Winelco, Inc. was able to install the cap on the bypass line prior to my leaving the site. The bypassing of the surface sand filters is an "Unauthorized Discharge" as defined in Part III Item 11 of NPDES permit 1PV00035*FD. The "Unauthorized Discharge" is also a violation of Ohio Revised Code 6111.04 "Water Pollution and Sludge Management Violations Prohibited" and Ohio Administrative Code 3701-27-18 "Sewage". I have included with this letter pictures which demonstrate the occurrence of the unauthorized discharge. Please be advised that failure to comply with the effluent limitations, monitoring, or reporting requirements of your NPDES Permit may be cause for enforcement action pursuant to the Ohio Revised Code Chapter 6111.

The Ohio EPA recognizes that the wastewater treatment plant currently receives a large amount of inflow and infiltration and that the surface sand filters appear to be at or near complete failure. I am in receipt of your letter dated April 13, 2009 which is your response to the Ohio EPA inspection report for Brookville Lake Estates dated March 17, 2009. In the response letter you proposed 2 projects which are intended to eliminate or minimize the potential for this type of unauthorized discharge from reoccurring. The first project targets the reduction of inflow and infiltration into the collection system. The second project involves redesigning and rehabilitating the surface sand filters.

In reviewing the proposed projects it would appear that the work on the collection system will not require a Permit to Install application. And the work proposed on the surface sand filters will require a Permit to Install application. Please be advised that a there is a fee associated with a Permit to Install application. The following link is to the Ohio EPA website for the fee schedule: <http://www.epa.state.oh.us/pic/facts/feeschedule.pdf>. I

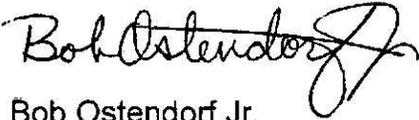


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encourage you to take the steps required to proceed with the aforementioned projects as expeditiously as possible.

If you have any questions regarding this matter please feel free to contact me at (937) 285-6107 or via email at: Robert.Ostendorf@epa.state.oh.us.

Sincerely,



Bob Ostendorf Jr.
Division of Surface Water
Permits Section

Enclosure

cc: Mr. Greg Ross, Winelco, Inc.

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