



State of Ohio Environmental Protection Agency

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1PL0000220100811

MONTGOME MONTGOMERY CO WESTERN REGIONAL WWTP OSTENDORF, ROBE 2010/08/11

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



**Environmental
Protection Agency**

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

August 11, 2010

Montgomery County Board of Commissioners
451 West Third Street
Dayton, Ohio 45402

Re: Montgomery County, Montgomery County Western Regional WWTP, Notice of Violation

Ladies and Gentlemen:

The Ohio EPA has completed a compliance evaluation of the Monthly Operating Reports covering the months of November 2009 through June 2010 for the Montgomery County Western Regional WWTP. The evaluation indicates a violations of the conditions of your NPDES Permit (NPDES Permit # OH0026638; OEPA Permit # 1PL00002*MD). The specific instance of noncompliance is as follows:

Effluent Violations					
Reporting Period	Parameter	Limit Type	Limit	Reported Value	Violation Date
May 2010	TSS	Monthly Conc	12	28	5/1/2010
May 2010	TSS	Monthly Qty	909	1643	5/1/2010
May 2010	TSS	Weekly Conc	18	82	5/8/2010
May 2010	TSS	Weekly Qty	1363	4849	5/8/2010
May 2010	Ammonia	Weekly Conc	3.5	4.1	5/8/2010
May 2010	CBOD	Weekly Conc	15	22	5/8/2010
May 2010	CBOD	Weekly Qty	1136	1284	5/8/2010

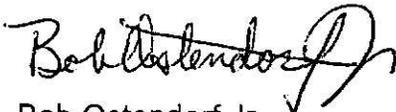
This letter also serves as a Notice of Violation for the violation of Part III, Item 11 "Unauthorized Bypass" of permit 1PL00002*MD. The violations are for the bypass of a treatment unit on the following dates: 5/8/10 through 5/14/10, 5/21/10 through 5/22/10, and 6/9/10.

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.

Montgomery County Board of Commissioners
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The Ohio EPA is in receipt of the notification of the effluent and bypass violations per Part III of permit 1PL00002*MD. The explanation as to the reason the violations occurred indicated that due to the combination of treatment units being offline for repairs or rehabilitation excessive flows due to rain events. The explanation given with the notification satisfies the response requirement for this Notice of Violation and an additional response is not required. If you have any questions or concerns regarding this matter please feel free to contact me at (937) 285-6107 or via email at Robert.Ostendorf@epa.state.oh.us.

Sincerely,

A handwritten signature in black ink, appearing to read "Bob Ostendorf Jr.", written in a cursive style.

Bob Ostendorf Jr.
Division of Surface Water
Permit Section