

August 10, 2011

Tim Dixon  
Samek LLC  
3966 Oxford Middletown Rd  
Trenton, Ohio 45067

**RE: Ross Estates Blocks C and D, permit 1GC03854\*AG, Inspection Findings and Notice of Violation.**

Dear Mr. Dixon,

On Thursday, August 4, 2011 I visited Ross Estates Blocks C and D in order to determine compliance with NPDES permit 1GC03854\*AG. No personnel were available on site to discuss sediment and erosion controls.

Based on my inspection, the site is in violation of the following parts of its permit:

1. Inlet Protection. Part III.G.2.d.iv of the permit notes that both erosion and sediment control practices shall minimize sediment laden water entering active storm drain systems, unless the storm drain system drains to a settling pond. Sediment can be seen entering storm drains because inlet protection has failed. See photos 3 and 4. All inlet protection must be maintained in order to prevent sediment from entering storm drains.
2. Maintenance. Part III.G.2.h of the permit requires all erosion controls to be maintained to ensure continued performance of their intended function. In many areas on site the silt fence was not maintained and did not prevent sediment from entering the street. The silt fence needs to be repaired in all these areas (examples provided in photos 1 and 2). Inlet protection is also failing (see photos 3 and 4). All failed inlet protection must be repaired immediately.
3. Silt Fence and Diversions. Part III.G.2.d.iii of the permit requires silt fence or diversions to intercept sheet flow runoff. In several areas on the site silt fence was installed but not properly maintained (see photos for examples). In areas around the houses being built the silt fence is ineffective at intercepting runoff. New silt fence and/or silt worms need to be properly installed to prevent sediment laden water from leaving the site.

Please provide a written response by August 22, 2011 explaining how sediment and erosion controls will be handled throughout the remainder of the project. Please include with this response a copy of your storm water pollution prevention plan, as well as copies of weekly erosion control inspection records kept for the last 3 months.

If you have questions about anything in this letter you can contact me at 937-285-6654 or email me at [matt.jones@epa.ohio.gov](mailto:matt.jones@epa.ohio.gov).

Sincerely,

Matt Jones  
Ohio EPA-DSW  
Southwest District Office  
Storm Water Group



Photo # 1

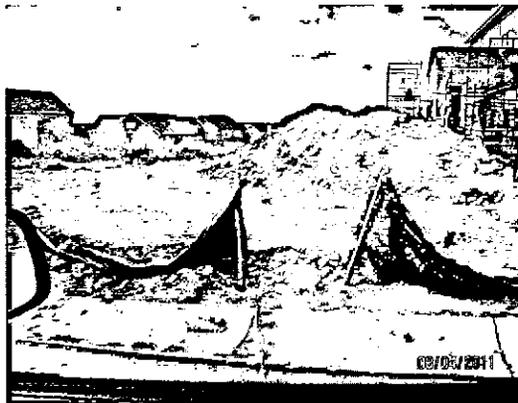


Photo # 2



Photo # 3



Photo # 4