



State of Ohio Environmental Protection Agency

REET ADDRESS:

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Columbus, Ohio 43215

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MAILING ADDRESS:

P.O. Box 1049
Columbus, OH 43216-1049

May 24, 2010

John Geller
City of Heath
1287 Hebron Road
Heath, OH 43056

Re: NOTICE OF VIOLATION at David Shai House: Permit Number: 4GC03063*AG

Dear Mr. Geller:

This letter is written in follow-up to a construction storm water inspection I conducted at David Shai House on May 7 and 11, 2010. The purpose of the inspection was to evaluate compliance with the General Storm Water Permit Associated with Construction Activities. This letter also serves as a formal Notice of Violation for the illicit discharge of turbid waters into waters of the state. During the inspection, I noted the following:

Observations:

- During the inspection of May 7, 2010, I noted the illicit discharge of turbid water into waters of the state resulting from the de-watering activities at this site (see attached photos). This is a direct violation of your "General Storm Water Permit Associated with Construction Activities" pursuant to 40 CFR 122.26 and OAC 3745-39. The discharge was by-passing the intended sediment control during the inspection of May 7, 2010. Upon request, the pump creating the discharge was turned off.
- The perimeter controls associated with this site require maintenance.
- Concurrent with my follow-up with on May 11, 2010, I noted the perimeter controls were repaired and there was no de-watering activities noted.

Post Construction Requirements:

- The General Storm Water Permit requires specific post construction water quality treatment for all sites. Guidance regarding the post construction requirements is found at: [Http://www.epa.state.oh.us/dsw/storm/CGPPCQA.aspx](http://www.epa.state.oh.us/dsw/storm/CGPPCQA.aspx). Please submit to my attention (email preferred at harry.kallipolitis@epa.state.oh.us) which practice will be installed at this site to ensure compliance with the General Permit. Please include all design criteria and calculations in your submission.

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

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If you have any questions regarding this letter or my inspection, please do not hesitate to contact me at our Central District Office at 614-728-3844 or email at harry.kallipolitis@epa.state.oh.us. In addition, please provide a written response to this letter within seven days of receipt.

Sincerely,



Harry Kallipolitis
Storm Water Coordinator
Division of Surface Water
Central District Office

Enclosure

c: Jeff Bohne, Water Quality Supervisor, DSW/CDO

HK/nsm David Shai House May 7, 11, 2010



Figure 1: Illicit Discharge to waters of the state

