



State of Ohio Environmental Protection Agency

RECEIVED ADDRESS:

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Columbus, Ohio 43215

Central District Office

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MAILING ADDRESS:

P.O. Box 1049
Columbus, OH 43216-1049**CERTIFIED 91 7108 2133 3932 4449 4432**

May 12, 2010

Paul Cugini
River Run of Powell LLC
155 Green Meadows Drive South
Lewis Center, OH 43065**Re: River Run / Delaware County, Storm Water Inspection**

Dear Mr. Cugini:

This letter is written regarding the storm water inspection I conducted at River Run subdivision, located in Delaware County, on May 3, 2010. Please understand the inspection was conducted to evaluate compliance with Ohio EPA's "General Storm Water Permit Associated with Construction Activities." During the inspection the following items were noted:

- The steep slopes associated with the entrance off State Route 315 were stabilized as requested. Please provide an update regarding the pending closure of this access lane.
- Corrective actions were taken to stabilize the road side ditches as requested. However, recent rain events have resulted in erosion to the ditch line associated with the "east-west street" at this development. Corrective actions to repair this erosion are expected within seven days from receipt of this letter.
- The large drain way upslope from the northeastern section of the centralized sediment basin is currently by-passing the basin intended for sediment control. Please ensure positive drainage to the sediment basin and properly protect this drain way from erosion. Corrective measures are expected within seven days from receipt of this letter.

March 4, 2010 Negotiation Meeting:

On March 4, 2010, we met with you and Mr. Denis King regarding the proposed Findings and Orders related to this site. As a result of the meeting, you agreed to provide the following information, which we requested, for our consideration. To date, I have not received any of the information as requested and agreed during our March 4, 2010 meeting.

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

- Demonstrate the post construction requirements are met via a submittal of the latest SWPPP for the site. As I recall, I accepted as mitigation, the establishment of a conservation easement for the backs of lots which did not drain to the regional basin for treatment. I understand you are having difficulties establishing an easement. Please provide an alternative mitigation proposal.
- The sediment was cleaned near the inlet to the pond, however the entire basin will require cleaning or demonstrate the basin has not exceeded the required sediment storage capacity through a field survey of the pond.
- Please submit the required self-inspection reports for review.
- Submit invoices and receipts for payments for costs incurred in implementing erosion controls and stabilization at River Run as you indicated that you would during the March 4, 2010 meeting.

Please submit the information as stated in this letter within 14 days of receipt for consideration in revising the proposed Findings and Orders or we shall assume that you are not interested in settling the enforcement matter and shall proceed accordingly. If you have any questions, please contact me directly at 614-728-3844

Sincerely,



FOR HK

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

Enclosure

c: Jeff Bohne, Water Quality Supervisor, DSW/CDO
Denis King
Kurt Simmons, Delaware County Engineer Office
Rachel DeMuth CO/DSW
Martha Horvitz Legal/CO

HK/nsm River Run May 3, 2010

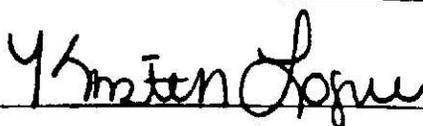


Date: 07/22/2010

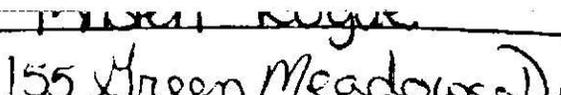
nancy murphy:

The following is in response to your 07/22/2010 request for delivery information on your Certified Mail(TM) item number 7108 2133 3932 4449 4432. The delivery record shows that this item was delivered on 05/15/2010 at 11:30 AM in LEWIS CENTER, OH 43035. The scanned image of the recipient information is provided below.

Signature of Recipient:

no	
i	Kristen Logan

Address of Recipient:

y	
s	155 Green Meadows Dr

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,

United States Postal Service

