



State of Ohio Environmental Protection Agency

STREET ADDRESS:

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

May 10, 2010

Michael Smalls
Smalls Sand and Gravel
P.O. Box 617
Gambier, OH 43022

Re: Storm Water Inspection

Dear Mr. Smalls:

This letter is written in follow-up to joint storm water inspection we conducted at Smalls Sand and Gravel operations located near Killduff Road in Knox County on April 27, 2010. I understand a construction storm water permit was issued for this facility, Permit Number 4GC03112*AG.

During the investigation, we evaluated two operations, north and south of the Kokosing River. Based on my site observations, there were no point discharges to waters of the state (Kokosing River) associated with the Industrial Mineral Operations. At this time, the Ohio EPA is not pursuing to permit these operations via an Individual NPDES (National Pollutant Discharge Elimination System) Discharge Permit. Please understand an inherent liability remains for all your Industrial Mineral Operations and the potential impacts to waters of the state.

In the event, you seek to institute a direct discharge from the mining pits to the Kokosing River, a NPDES Discharge permit must be obtained prior to the discharge.

I understand your plan includes the construction of a large levee adjacent to the Kokosing River. At this time, I am formally requesting you consider the replacement of the levee, with a smaller armored levee, following final reclamation. The removal of the Kokosing River from the floodplain, via the installation of a levee, results in a threat to water quality and downstream erosion. The smaller armored levee would help to mitigate for these potential threats. I will forward you and your consultant additional information where this type of mitigation has been addressed.

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

Michael Smalls
Smalls Sand and Gravel
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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.

Sincerely,



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

c: Jeff Bohne, Water Quality Supervisor, DSW/CO
Uwe Seeler, Mine Services Co., Inc.

HK/hsm Smalls Sand and Gravel 4-27-2010