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February 2, 2011

Mr. Scott Phillips
Pizza Cottage
1000 Old Diley Road
Pickerington, OH 43147

Dear Mr. Phillips:

Attached is a report for a Reconnaissance Inspection that I performed January 7, 2011, at the wastewater treatment plant (WWTP) serving what had been known as Clark's Restaurant in Jacksontown, Ohio. This letter is addressed to you since this office has not received the wastewater discharge Permit Transfer Form to shift responsibility from you to the new owner.

Please advise this office in writing by February 18, 2011, regarding the reasons for violations listed in the report as well as a description of actions taken or proposed to prevent any further violations. Your response should include dates, either actual or proposed, for completion of the actions.

Be advised that failure to comply with effluent limitations or to satisfy monitoring or reporting requirements of your NPDES permit may be cause for enforcement action pursuant to the Ohio Revised Code Chapter 6111.

If you have any questions and/or would like to meet for further discussion of this matter please let me know. I can be reached by telephone at (614) 728-3850 or by e-mail at: jan.rice@epa.state.oh.us.

Sincerely,



Jan A. Rice
Environmental Specialist
Division of Surface Water
Central District Office

Enclosure

c: Tom Clark

JAR/nsm Clarks Restaurant 1-7-11Rlcovlr

Central District Office
50 West Town Street, Suite 700
P.O. Box 1049
Columbus, OH 43216-1049

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NPDES
Compliance Inspection Report

A. NATIONAL DATA SYSTEM CODING

Permit No. 4PR00101*AD	NPDES No. OH0136506	Date 1/6/11	Inspection Type R	Inspector S	Facility Type 2
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B. FACILITY DATA

Name and Location of Facility Inspected PFEW.LLC d.b.a. Old Town Tavern 10985 Winchester Road Canal Winchester, Ohio 43110	Entry Time 12:40 P.M.	Permit Effective Date 10/1/07
	Exit Time 1:00 P.M.	Permit Expiration Date 9/30/12

Name(s) and Title(s) of On-Site Representative(s) John Kinder, President, Kinder Environmental Services, Inc. Val Jackson, Engineer, Kinder Environmental Services, Inc. Matthew Ardrey, WWTP Operator, Kinder Environmental Services, Inc.	Phone Number(s) (o)740-522-0762 (o)740-522-0762 (o)740-522-0762
Name(s) Address and Title(s) of Operator of Record John Kinder, Kinder Environmental Services, Inc., 2112 Cherry Valley Road, Newark, Ohio 43055, Operator of Record Matthew Ardrey, Kinder Environmental Services, Inc., 2112 Cherry Valley Road, Newark, Ohio 43055, Operator of Record	Phone Number(s) 740-522-0762 740-522-0762
Name, Address and Title of Responsible Official Eric Woodland, Vice President, 10985 Winchester Road Canal Winchester, Ohio 43110	Phone Number 614-325-1482

C. AREAS EVALUATED DURING INSPECTION (S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated)

- N Permit
- N/N Records/Reports
- N/N Operations & Maintenance
- U Facility Site Review - sand/solids from a sand filter cell had been piled on the ground next to the filter rather than be disposed properly in a landfill. An outfall marker sign has not been installed. One of the two aeration blowers is missing and must be replaced.
- N Collection System
- N Flow Measurement
- N Laboratory
- U/N Effluent/Receiving Waters - Attachment "A" Table 1 lists effluent limitation violations. Continued violations are unacceptable.
- N Sludge Storage/Disposal
- N Pretreatment
- U Compliance Schedules - Attachment "A" Table 2 lists compliance schedule violations. A wastewater treatment plant (WWTP) operator has been hired but the date of hiring is unknown and must be provided by the permittee. Effluent dechlorination has been installed but the date of installation is unknown. Review of this office's records indicates that a PTI for dechlorination installation was not obtained as required.
- M Self-Monitoring Program - review of effluent flow data submitted on monthly discharge monitoring reports shows what may be typographical errors for numerous flow values. The permittee should review flow data submitted since November 2008 to confirm that information has been submitted as "gallons per day". If flow data is incorrect then the permittee must make necessary corrections and resubmit that data to this office.

D. SUMMARY OF FINDINGS/COMMENTS

The wastewater discharge permit for this facility contains a compliance schedule requiring submittal of a Permit to Install (PTI) Application for installation of dechlorination equipment in this WWTP. There is no record of a PTI submittal to this office for this project. As indicated in Attachment "A" Table 2 of this report the PTI was to have been submitted by October 1, 2008; construction initiated by April 1, 2009 and work completed and meeting final limits by October 1, 2009. The permittee must advise this office in writing by February 18, 2011, regarding schedule of compliance status.

The permittee must also contact Jon VanDommelen in the Ohio EPA Compliance Assistance Unit (tele.: no.: 614-644-2011; e-mail address: jon.vandommelem@epa.state.oh.us) as soon as possible for assistance necessary to provide consistent wastewater discharge permit compliance.

Part II, Item J, in the wastewater discharge permit requires that a sign be posted at the WWTP outfall. As noted in the last inspection there was no indication that this work has been completed. This work must be completed as soon as possible.



Jan Rice, Inspector, Ohio EPA, Central District Office

2/2/11

Date



Erin Sherer, Reviewer, Ohio EPA, Central District Office

2.3.11

Date

Attachment "A"
 Old Town Tavern
 Effluent Limitation Violations
 11/1/09 - 11/30/10

Permit No	Reporting Period	Station	Reporting Code	Parameter	Limit Type	Limit	Reported Value	Violation Date
4PR00101*AD	November 2009	001	00610	Nitrogen, Ammonia (NH3	30D Conc	3.0	38.3	11/1/2009
4PR00101*AD	November 2009	001	00610	Nitrogen, Ammonia (NH3	30D Qty	0.01	.07248	11/1/2009
4PR00101*AD	November 2009	001	80082	CBOD 5 day	30D Conc	10	12.	11/1/2009
4PR00101*AD	November 2009	001	00610	Nitrogen, Ammonia (NH3	1D Conc	4.5	38.3	11/12/2009
4PR00101*AD	November 2009	001	00610	Nitrogen, Ammonia (NH3	1D Qty	0.02	.07248	11/12/2009
4PR00101*AD	December 2009	001	00610	Nitrogen, Ammonia (NH3	30D Conc	3.0	23.	12/1/2009
4PR00101*AD	December 2009	001	80082	CBOD 5 day	30D Conc	10	20.	12/1/2009
4PR00101*AD	December 2009	001	00610	Nitrogen, Ammonia (NH3	1D Conc	4.5	23.	12/22/2009
4PR00101*AD	December 2009	001	80082	CBOD 5 day	1D Conc	15	20.	12/22/2009
4PR00101*AD	December 2009	001	00300	Dissolved Oxygen	1D Conc	6.0	5.55	12/30/2009
4PR00101*AD	January 2010	001	00530	Total Suspended Solids	30D Qty	0.05	.13248	1/1/2010
4PR00101*AD	January 2010	001	00610	Nitrogen, Ammonia (NH3	30D Conc	3.0	5.11	1/1/2010
4PR00101*AD	January 2010	001	00610	Nitrogen, Ammonia (NH3	30D Qty	0.01	.09671	1/1/2010
4PR00101*AD	January 2010	001	80082	CBOD 5 day	30D Qty	0.04	.17033	1/1/2010
4PR00101*AD	January 2010	001	00530	Total Suspended Solids	1D Qty	0.07	.13248	1/29/2010
4PR00101*AD	January 2010	001	00610	Nitrogen, Ammonia (NH3	1D Conc	4.5	5.11	1/29/2010
4PR00101*AD	January 2010	001	00610	Nitrogen, Ammonia (NH3	1D Qty	0.02	.09671	1/29/2010
4PR00101*AD	January 2010	001	80082	CBOD 5 day	1D Qty	0.06	.17033	1/29/2010
4PR00101*AD	February 2010	001	00610	Nitrogen, Ammonia (NH3	30D Conc	3.0	20.6	2/1/2010
4PR00101*AD	February 2010	001	00610	Nitrogen, Ammonia (NH3	30D Qty	0.01	.03899	2/1/2010
4PR00101*AD	February 2010	001	80082	CBOD 5 day	30D Conc	10	16.	2/1/2010
4PR00101*AD	February 2010	001	00610	Nitrogen, Ammonia (NH3	1D Conc	4.5	20.6	2/25/2010
4PR00101*AD	February 2010	001	00610	Nitrogen, Ammonia (NH3	1D Qty	0.02	.03899	2/25/2010
4PR00101*AD	February 2010	001	80082	CBOD 5 day	1D Conc	15	16.	2/25/2010

Table 1.

Attachment "A"
 Old Town Tavern
 Effluent Limitation Violations
 11/1/09 - 11/30/10

Permit No	Reporting Period	Station	Reporting Code	Parameter	Limit Type	Limit	Reported Value	Violation Date
4PR00101*AD	March 2010	001	00530	Total Suspended Solids	30D Conc	12	28.	3/1/2010
4PR00101*AD	March 2010	001	00530	Total Suspended Solids	30D Qty	0.05	.05299	3/1/2010
4PR00101*AD	March 2010	001	00610	Nitrogen, Ammonia (NH3	30D Conc	3.0	10.5	3/1/2010
4PR00101*AD	March 2010	001	00610	Nitrogen, Ammonia (NH3	30D Qty	0.01	.01987	3/1/2010
4PR00101*AD	March 2010	001	80082	CBOD 5 day	30D Conc	10	12.	3/1/2010
4PR00101*AD	March 2010	001	00530	Total Suspended Solids	1D Conc	18	28.	3/17/2010
4PR00101*AD	March 2010	001	00610	Nitrogen, Ammonia (NH3	1D Conc	4.5	10.5	3/17/2010
4PR00101*AD	April 2010	001	00610	Nitrogen, Ammonia (NH3	30D Conc	3.0	8.41	4/1/2010
4PR00101*AD	April 2010	001	00610	Nitrogen, Ammonia (NH3	1D Conc	4.5	8.41	4/8/2010
4PR00101*AD	April 2010	001	00300	Dissolved Oxygen	1D Conc	6.0	5.01	4/29/2010
4PR00101*AD	May 2010	001	00610	Nitrogen, Ammonia (NH3	30D Conc	1.0	8.55	5/1/2010
4PR00101*AD	May 2010	001	31616	Fecal Coliform	30D Conc	1000	9300.	5/1/2010
4PR00101*AD	May 2010	001	80082	CBOD 5 day	30D Conc	10	14.	5/1/2010
4PR00101*AD	May 2010	001	00610	Nitrogen, Ammonia (NH3	1D Conc	1.5	8.55	5/27/2010
4PR00101*AD	May 2010	001	31616	Fecal Coliform	1D Conc	2000	9300.	5/27/2010
4PR00101*AD	May 2010	001	00300	Dissolved Oxygen	1D Conc	6.0	4.01	5/27/2010
4PR00101*AD	June 2010	001	00530	Total Suspended Solids	30D Conc	12	26.	6/1/2010
4PR00101*AD	June 2010	001	00530	Total Suspended Solids	30D Qty	0.05	.05905	6/1/2010
4PR00101*AD	June 2010	001	00610	Nitrogen, Ammonia (NH3	30D Conc	1.0	29.2	6/1/2010
4PR00101*AD	June 2010	001	00610	Nitrogen, Ammonia (NH3	30D Qty	0.004	.06631	6/1/2010
4PR00101*AD	June 2010	001	80082	CBOD 5 day	30D Conc	10	38.	6/1/2010
4PR00101*AD	June 2010	001	80082	CBOD 5 day	30D Qty	0.04	.0863	6/1/2010
4PR00101*AD	June 2010	001	00530	Total Suspended Solids	1D Conc	18	26.	6/24/2010
4PR00101*AD	June 2010	001	00610	Nitrogen, Ammonia (NH3	1D Conc	1.5	29.2	6/24/2010
4PR00101*AD	June 2010	001	00610	Nitrogen, Ammonia (NH3	1D Qty	0.006	.06631	6/24/2010
4PR00101*AD	June 2010	001	80082	CBOD 5 day	1D Conc	15	38.	6/24/2010
4PR00101*AD	June 2010	001	80082	CBOD 5 day	1D Qty	0.06	.0863	6/24/2010
4PR00101*AD	June 2010	001	00300	Dissolved Oxygen	1D Conc	6.0	3.55	6/24/2010
4PR00101*AD	June 2010	001	00552	Oil and Grease, Hexane	1D Conc	10	17.	6/24/2010

Table 1.

Attachment "A"
 Old Town Tavern
 Effluent Limitation Violations
 11/1/09 - 11/30/10

Permit No	Reporting Period	Station	Reporting Code	Parameter	Limit Type	Limit	Reported Value	Violation Date
4PR00101*AD	July 2010	001	00610	Nitrogen, Ammonia (NH3	30D Conc	1.0	5.76	7/1/2010
4PR00101*AD	July 2010	001	00300	Dissolved Oxygen	1D Conc	6.0	3.03	7/1/2010
4PR00101*AD	July 2010	001	00610	Nitrogen, Ammonia (NH3	1D Conc	1.5	5.76	7/29/2010
4PR00101*AD	August 2010	001	00610	Nitrogen, Ammonia (NH3	30D Conc	1.0	27.6	8/1/2010
4PR00101*AD	August 2010	001	00610	Nitrogen, Ammonia (NH3	30D Qty	0.004	.06268	8/1/2010
4PR00101*AD	August 2010	001	00610	Nitrogen, Ammonia (NH3	1D Conc	1.5	27.6	8/12/2010
4PR00101*AD	August 2010	001	00610	Nitrogen, Ammonia (NH3	1D Qty	0.006	.06268	8/12/2010
4PR00101*AD	August 2010	001	00300	Dissolved Oxygen	1D Conc	6.0	4.44	8/12/2010
4PR00101*AD	September 2010	001	00610	Nitrogen, Ammonia (NH3	30D Conc	1.0	8.26	9/1/2010
4PR00101*AD	September 2010	001	00300	Dissolved Oxygen	1D Conc	6.0	4.11	9/2/2010
4PR00101*AD	September 2010	001	00610	Nitrogen, Ammonia (NH3	1D Conc	1.5	8.26	9/23/2010
4PR00101*AD	October 2010	001	00552	Oil and Grease, Hexane	1D Conc	10	36.	10/21/2010
4PR00101*AD	November 2010	001	00530	Total Suspended Solids	30D Conc	12	15.	11/1/2010
4PR00101*AD	November 2010	001	00610	Nitrogen, Ammonia (NH3	30D Conc	3.0	20.3	11/1/2010
4PR00101*AD	November 2010	001	80082	CBOD 5 day	30D Conc	10	21.	11/1/2010
4PR00101*AD	November 2010	001	00300	Dissolved Oxygen	1D Conc	6.0	5.65	11/24/2010
4PR00101*AD	November 2010	001	00610	Nitrogen, Ammonia (NH3	1D Conc	4.5	20.3	11/29/2010
4PR00101*AD	November 2010	001	80082	CBOD 5 day	1D Conc	15	21.	11/29/2010
4PR00101*AD	November 2010	001	00300	Dissolved Oxygen	1D Conc	6.0	4.77	11/29/2010

Table 1.

Old Town Tavern
 Compliance Schedule Violations

Facility	Permit No	App No	Permit Effective Date	Permit Expiration Date	Schedule Due Date	Completion Date	Event Code	Schedule Type	Schedule Milestone
Old Town Tavern	4PR00101*AD	OH0136506	10/1/2007	9/30/2012	12/1/2007		59299	Oper./ Maint	Hire Certified Operator
Old Town Tavern	4PR00101*AD	OH0136506	10/1/2007	9/30/2012	10/1/2008		1799	Construction	Complete Plans & Specs
Old Town Tavern	4PR00101*AD	OH0136506	10/1/2007	9/30/2012	4/1/2009		3099	Construction	Begin Construction
Old Town Tavern	4PR00101*AD	OH0136506	10/1/2007	9/30/2012	10/1/2009		5699	Construction	Final Compliance w/ Eff Limits

Table 2.

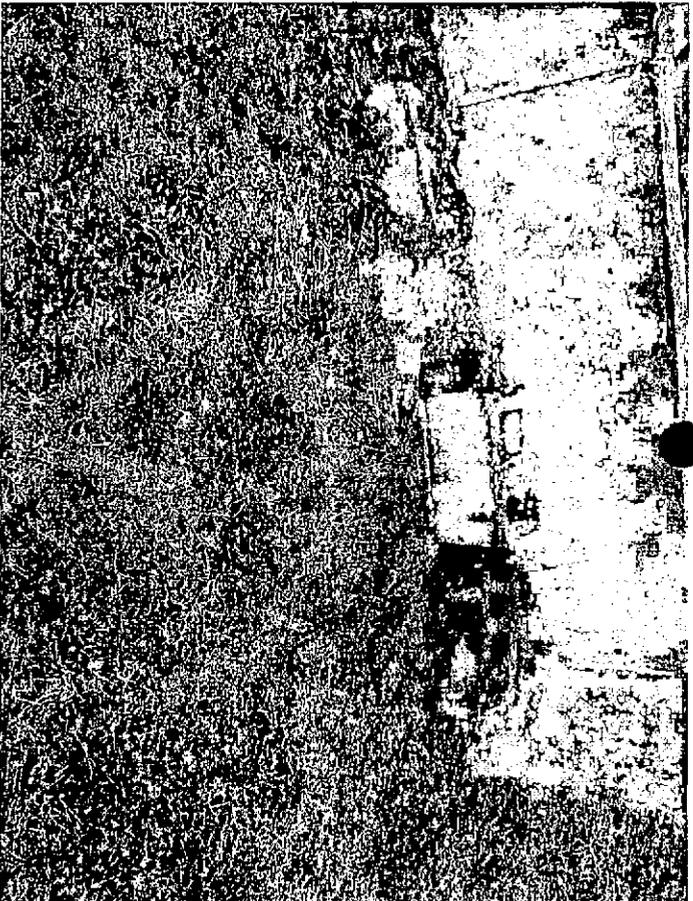


Figure 1. Sludge/sand from the sand filter is being disposed on the ground. This practice must cease immediately. Sludge/solids must be disposed in a landfill, not alongside the filter wall.

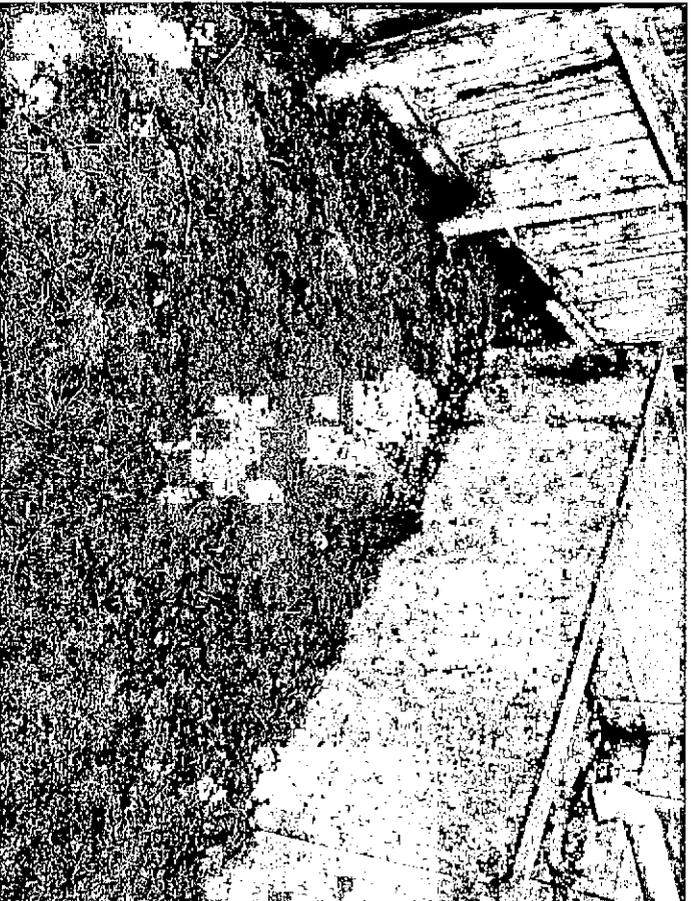


Figure 2. Sludge/sand from the sand filter is being disposed on the ground. This practice must cease immediately. Sludge/solids must be disposed in a landfill, not alongside the filter wall.



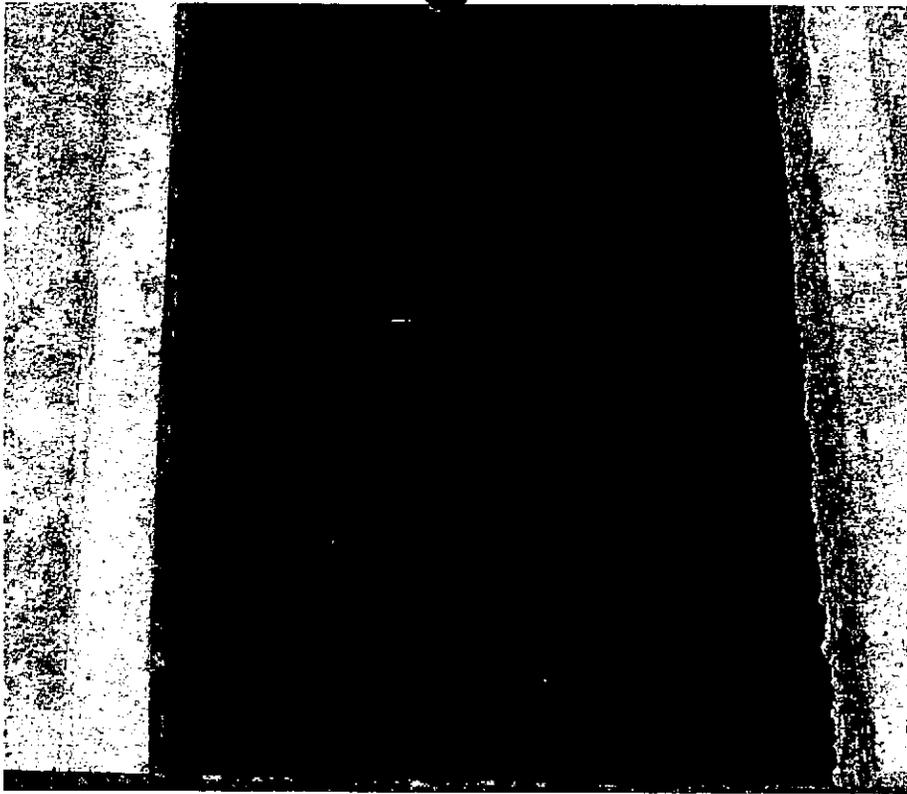


Figure 3. This is a photograph of the effluent disinfection tank outlet pipe. Note that what appears to be a dechlorination unit has been attached to the outlet pipe. Even though dechlorination is required there is no record that a Permit to Install was obtained from Ohio EPA for dechlorination installation.

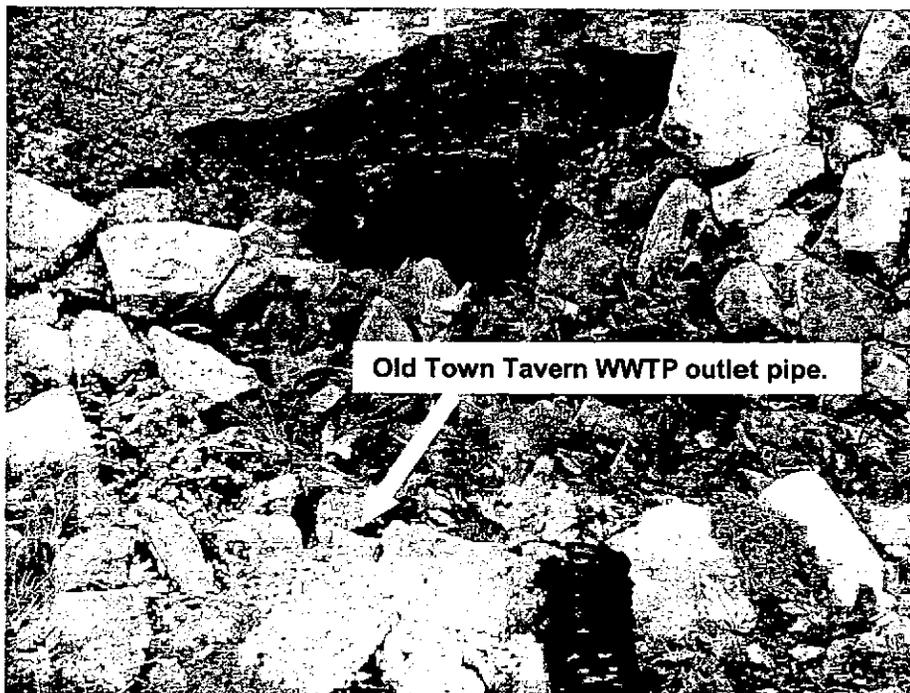
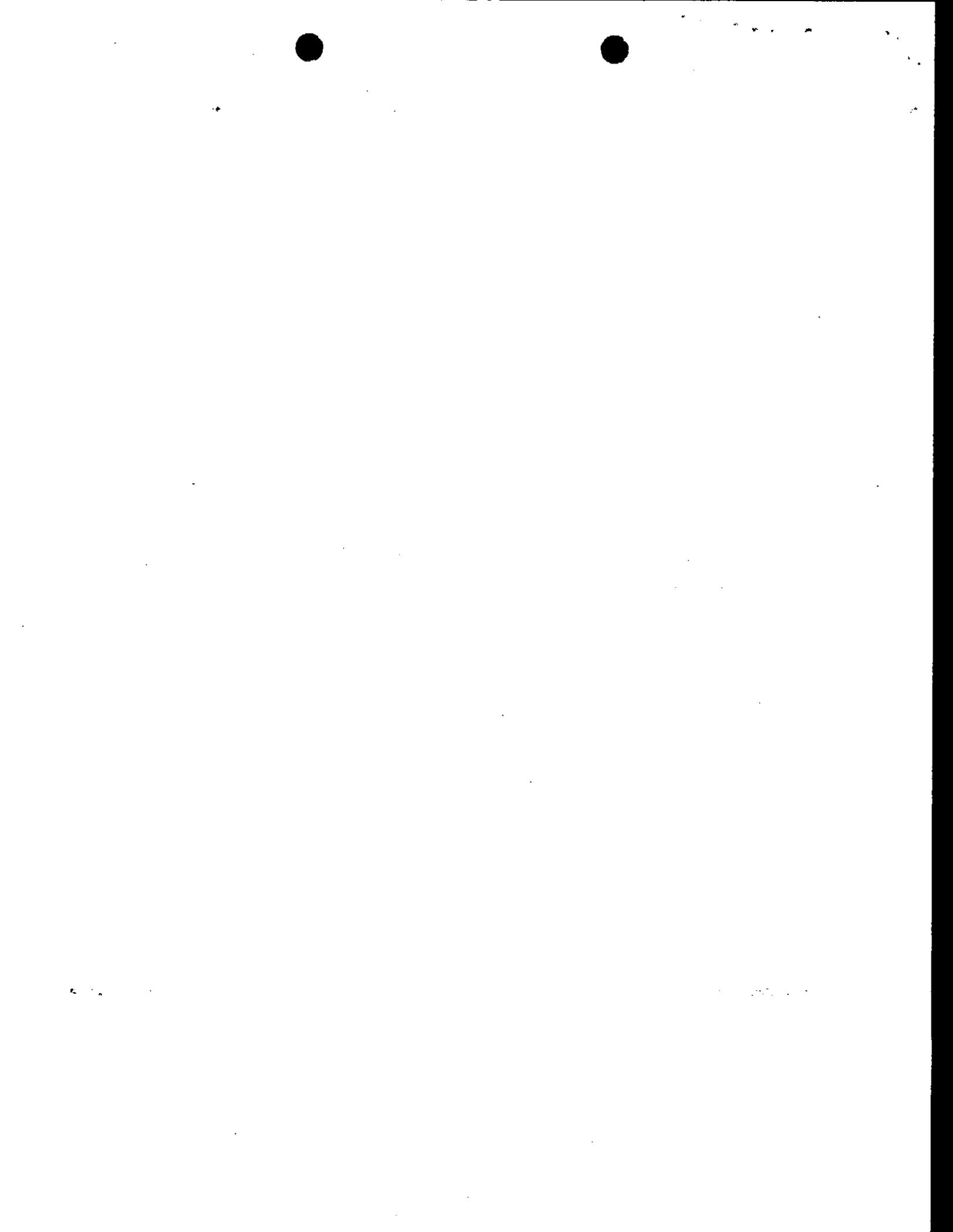


Figure 4. This is a photograph of the WWTP outlet pipe where it discharges into a culvert which outlets to Walnut Creek. An outfall sign has not been installed.





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