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2010/12/13

4GC00650

VILLAS AT ROXTON RAVINE



State of Ohio, Environmental Protection Agency

**STREET ADDRESS:**

Lazarus Government Center  
50 W. Town St., Suite 700  
Columbus, Ohio 43215

**Central District Office**

TELE: (614) 728-3778 FAX: (614) 728-3898  
www.epa.state.oh.us

**MAILING ADDRESS:**

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

December 14, 2010

Keith Phillips  
Berry & Miller Construction, Inc.  
42 Hill Road South  
Pickerington, OH 43147

**Re: Notice of Violation  
Villas at Roxton Ravines, Fairfield County**

Dear Mr. Phillips:

This letter is written regarding the storm water inspection that I conducted at the Villas at Roxton Ravines located near the intersection of Ety Road and Fair Avenue, in Lancaster, Ohio, on December 10, 2010. I understand that these construction activities are currently covered under the General Storm Water Permit Associated with Construction Activities. Please consider this a formal notice of violation with your permit. Based on my site inspection and the General Storm Water Permit, the following items must be addressed.

**Sediment and Erosion Controls:**

1. I noted active construction at the site. A large portion of the site was barren. Perimeter silt fencing was not installed at the site. Please install perimeter silt fencing around the construction area. Please see attached pictures.
2. Please be aware the General Permit mandates specific permanent and temporary stabilization requirements. All disturbed areas which remain idle in excess of 21 days must be protected from erosion within seven days of the last earth disturbing activities. All areas of final grade must be protected within seven days. All earth disturbing activities should be clearly logged in your inspection reports to ensure the 21 day / seven day requirement is not violated. Given the time of year alternate erosion control measures such as erosion control matting, crimped mulching, mulch with netting and/or tackifier, or an approvable alternative must be implement for this site to ensure effective erosion control for the upcoming winter months. Please see attached pictures.
3. The general permit states that all sediment controls will be inspected and maintained every seven days or within 24 hours of a precipitation event equal to or greater than 0.5 inches. A log of inspection must be maintained on site for the agency to review. A log of the inspections was not available for my review. Please submit to me a copy of your last six months of inspection logs.
4. Sediment-laden storm water was being discharged to a storm water drain. The storm water drain did not have any controls. Please install dandy bags on the storm water drains. Please see attached picture.

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



Keith Phillips  
Berry & Miller Construction, Inc.  
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If you have any questions regarding this letter or my inspection, please do not hesitate to call me at our Central District Office at (614) 728-3851. Please be aware that there have been several notice of violations and lack of erosion controls at sites associated with Berry & Miller Construction, Inc. A follow up inspection will be conducted to ensure the minimum conditions of the General Permit have been met.

Sincerely,



Gregory L. Sanders  
Environmental Specialist  
Division of Surface Water  
Central District Office

Enclosure

c: Jeff Bohne, CDO/DSW  
James Pate, City of Lancaster

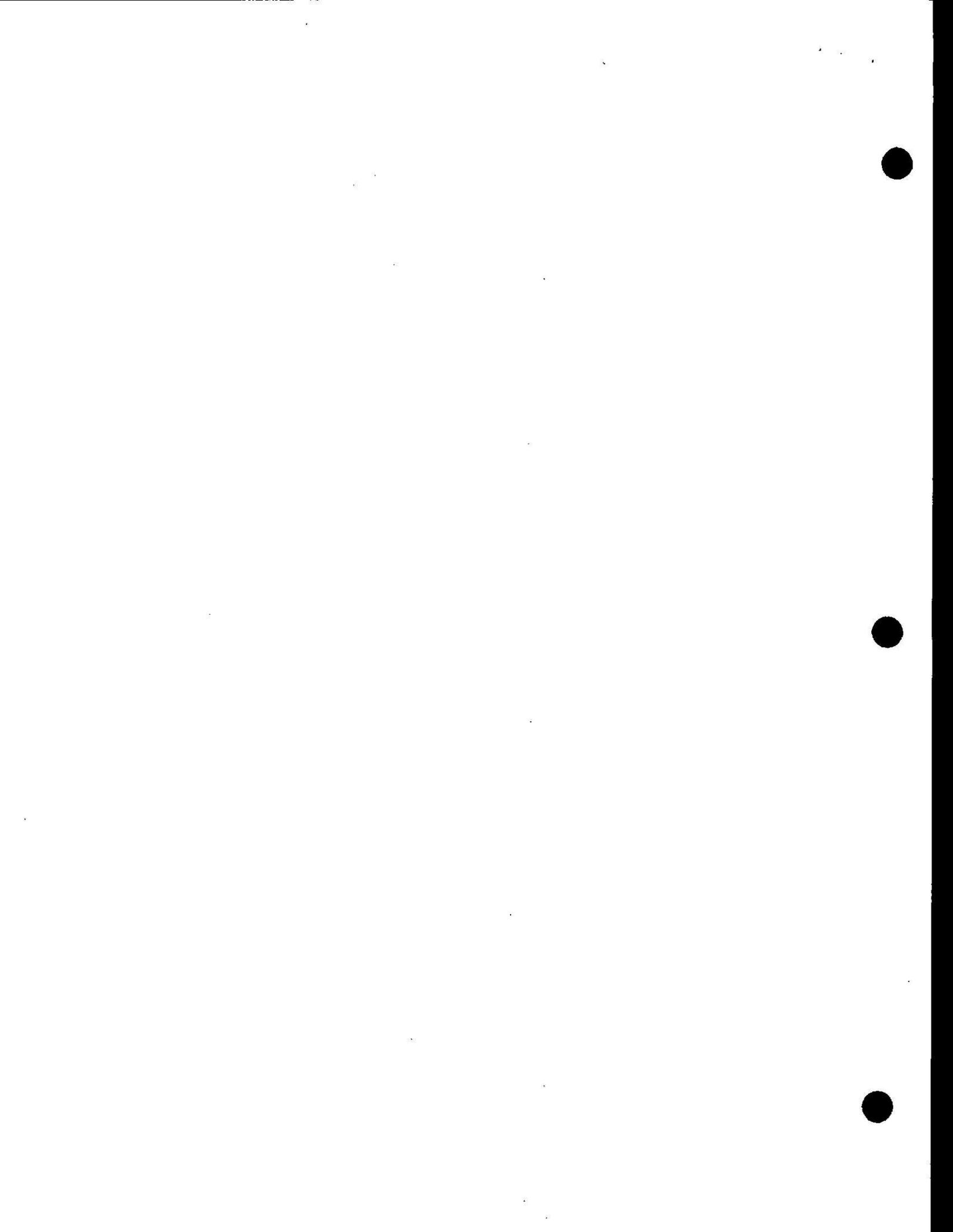
GS/nsm Villas at Roxton Ravines, December 10, 2010

Villas at Roxton Ravine  
Stabilize barren areas  
Hocking River Watershed  
December 10, 2010  
Photo by: Greg Sanders

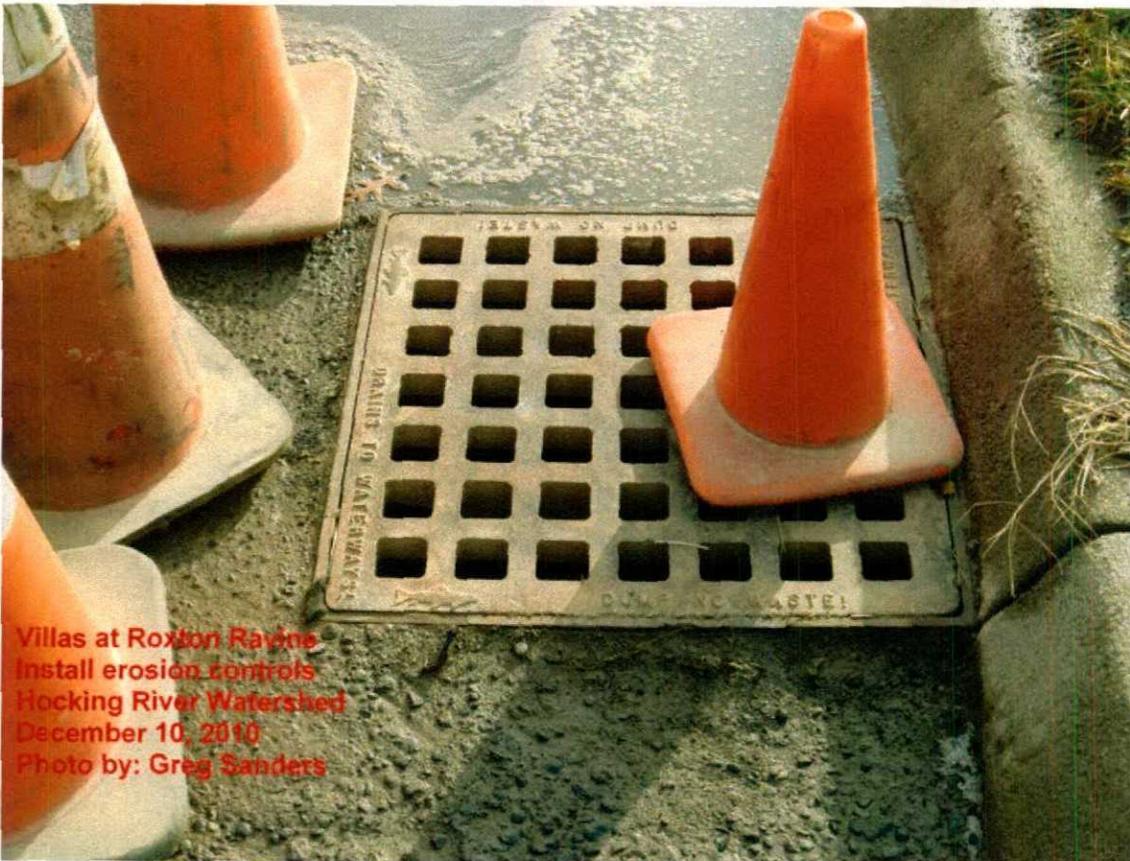
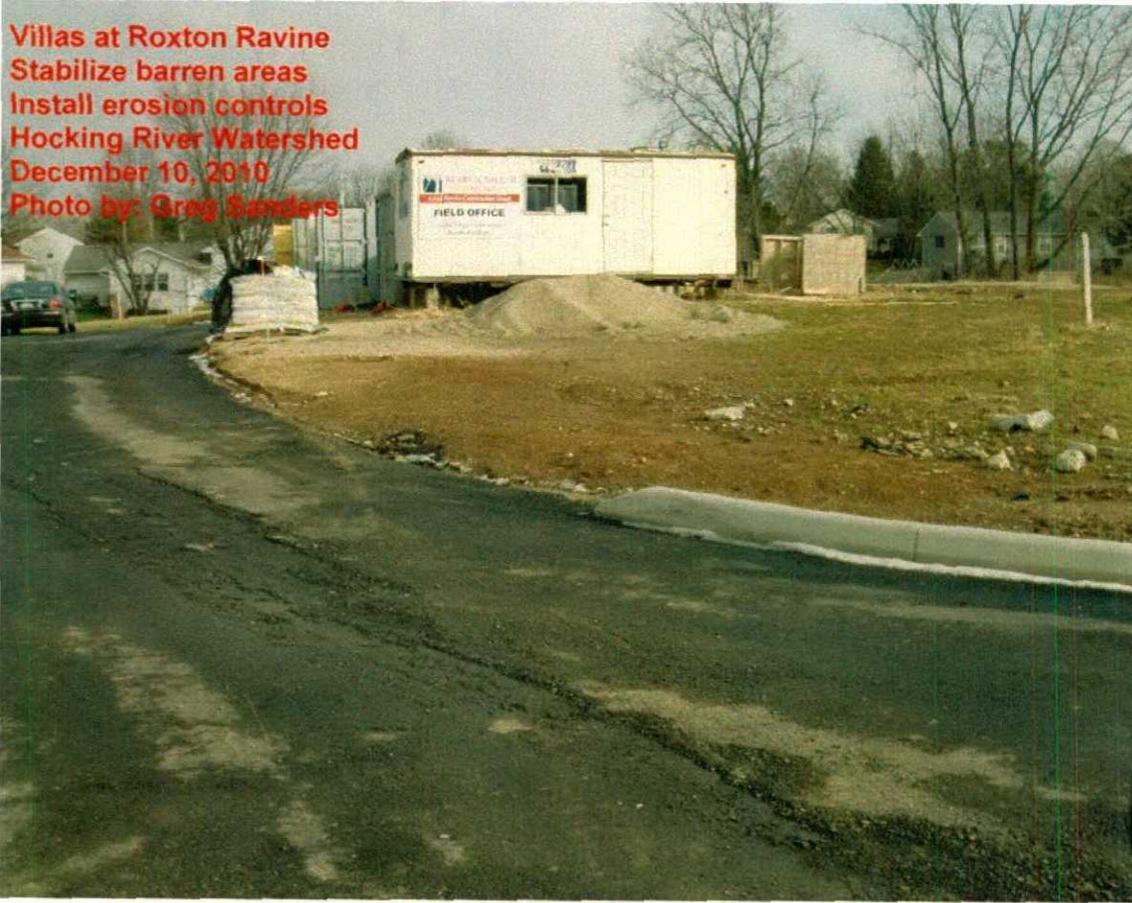


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Install erosion controls  
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