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FAIRFIELD UNION MIDDLE SCHOOL & US RT 22  
WIDENING



Environmental  
Protection Agency

John R. Kasich, Governor  
Mary Taylor, Lt. Governor  
Scott J. Nally, Director

July 20, 2011

Jim Herd  
Fairfield Union Local School District  
6401 Cincinnati-Zanesville Road  
Lancaster, OH 43130

**Re: Fairfield Union Middle School / Fairfield County**

Dear Mr. Herd:

This letter is written in follow-up to a construction storm water inspection that I conducted at the Fairfield Union Middle School project along State Route 22. This site is located at 6401 Cincinnati-Zanesville Road near Rushville, Ohio and the inspection was conducted on June 28, 2011. The purpose of the inspection was to evaluate compliance with the General Storm Water Permit Associated with Construction Activities. Please consider this a formal notice of violation. During the inspection, the following items were noted:

There are several areas that still need to be stabilized and/or reseeded. One area is the area directly behind the middle school, the area to the west of the construction trailer, the containment basin behind the fuel storage area, the western end of the school and the area to east of the eastern sediment basin.

The area that is the site of the old wastewater treatment plant will require additional seeding and stabilization.

Please be aware the General Permit states that all barren areas which remain idle in excess of 21 days must be protected from erosion within seven days of the last earth disturbing activities. In addition, erosion protection must be implemented for all areas of final grade within seven (7) days. Most areas are at or near final grade.

Sediment impoundments must be utilized for areas of concentrated flow and must be sized with a sediment storage volume of 67 cubic yards per acre of drainage (not disturbance). These sediment impoundments will require cleaning once they have exceeded 50 percent of their capacity. The sediment impoundments appear to have exceeded their 50 percent capacity. Also, the western sediment basin and outfall structure had excessive debris. Please remove the debris from all of the impoundment and outfall structures, except for the very western sediment basin. After the sediment and debris have been removed from the basins, the barren areas at the bottom of the basin will need to be stabilized.

As stated previously, Bovis Lend Lease will need to complete and submit a construction storm water co-permittee notice of intent application. This application may be obtained at the following weblink: <http://www.epa.state.oh.us/dsw/storm/stormform.aspx>. Bovis Lend Lease is considered an operator per the construction permit. "Operator" means any party associated with a construction project that meets either of the following two criteria:

1. The party has operational control over construction plans and specifications, including the ability to make modifications to those plans and specifications; or
2. The party has day-to-day operational control of those activities at a project which are necessary to ensure compliance with an SWP3 for the site or other permit conditions (e.g., they are authorized to direct workers at a site to carry out activities required by the SWP3 or comply with other permit conditions).

As set forth in Part II.A, there can be more than one operator at a site and under these circumstances, the operators shall be co-permittees.

If you have any questions regarding this letter or the inspection, please do not hesitate to contact me at our Central District Office at (614) 728-3851.

Sincerely,



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

c: Jeff Bohne, Water Quality Supervisor, DSW/CDO  
Jonathan I. Ferbrache, Fairfield Soil and Water Conservation District  
Kevin Mohler, Bovis Lend Lease