Ohio Environmental Protection Agency

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

DDGWOH3053712966740 5

April 5, 2012

THE BANANA PEEL ICE CREAM
C/O TRENT CUBBISON
59777 WEST ROAD
NEW CONCORD, OH 43762

Re: GUERNSEY COUNTY
BANANA PEEL ICE CREAM PWS
TRANSIENT NONCOMMUNITY PWS
PWS ID: OH3053712

NOTICE OF VIOLATION – ACTION REQUIRED

Subject: Failure to Obtain License to Operate (LTO)

Dear Owner:

BANANA PEEL ICE CREAM PWS is in violation of Ohio Administrative Code (OAC) Rule 3745-84-06(G) for operating a public water system (PWS) without a license to operate (LTO). In accordance with OAC rule 3745-84-06(G), no person shall operate a PWS without a valid license. A PWS without a valid LTO is prohibited from producing water for human consumption, which includes but is not limited to, drinking, food preparation, dishwashing, hand washing, etc. Operating without an LTO may jeopardize other licenses you may hold, which include, but are not limited to, food service, liquor, daycare, campground, etc.

In addition, since the application is now more than 30 days past due from the due date listed on the original LTO application, a 10% penalty has been assessed and applied to the original amount due in accordance with Section 3745.11(m) of the Ohio Revised Code.

ACTION REQUIRED:

Within thirty (30) days remit the total amount due by a check or money order payable to: "TREASURER, STATE OF OHIO." Include the revenue ID number on your check or money order and return a signed copy of the bottom portion of the enclosed application. Payment does not guarantee issuance of the license.

PWS ID:	OH3053712
Revenue ID:	**838145**
Original Amount Owed:	**$112.00**
Payment Applied:	**$0.00**
10% Penalty Applied:	**$11.20**
Total Amount Now Due:	**$123.20**

50 West Town Street, Suite 700
P.O. Box 1049
Columbus, Ohio 43216-1049

614 | 644 2752
614 | 644 2909 (fax)
www.epa.ohio.gov

Mail payment to: **OHIO ENVIRONMENTAL PROTECTION AGENCY**
FISCAL ADMINISTRATION DEPT L-2711
COLUMBUS OH 43260-2711

If the fee remains unpaid 30 days from the date of this letter, the Ohio Environmental Protection Agency will forward the account to the Ohio Attorney General for collection. If you have paid the total fee indicated above or you have any questions regarding this fee, please contact Susan Baughman at (614) 644-2752.

Owners or operators that fail to comply with Ohio's safe drinking water laws are subject to civil penalties of up to $25,000.00 per day per violation under Ohio Revised Code Section 6109.33.

Thank you for your prompt attention to this matter.

Sincerely,

Susan Baughman, Environmental Specialist
Division of Drinking and Ground Waters

Enclosure

ec: SEDO
Nick Haritos, Fiscal, DDAGW

cc: Local Health Department