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State of Ohio Environmental Protection Agency

12/16/09

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December 15, 2009

Chris Weible
Village Communities
470 Olde Worthington Road, Suite 100
Westerville, OH 43082

**Re: Notice of Violation
Ashbrook Run Apartments / Franklin County**

Dear Mr. Weible:

This letter is written regarding the storm water inspection I conducted on December 8, 2009, of the construction activities at the Ashbrook Run Apartments located near the intersection of Winchester Pike and Brice Road, in Canal Winchester, Ohio. The Agency understands that these construction activities are currently covered under the General Storm Water Permit Associated with Construction Activities. Based on the site inspection and the General Storm Water Permit, the following was observed or discussed at the site:

Sediment and Erosion Controls:

- Upon inspection, perimeter silt fence needed repaired and/or installed in numerous areas around the site.
- Please be aware that the General Permit indicates that all sediment controls will be inspected and maintained every seven days or within 24 hours of a rain event equal to or greater than 0.5 inches. A log of inspection must be maintained on-site for the agency to review.
- 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. A large portion of the south and east side of the site needs to be stabilized. Please see attached pictures. These areas were barren during my August 3, 2009, site inspection. In addition, erosion protection must be implemented for all areas of final grade within seven (7) days. Please see attached pictures.

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

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- Winter Rule: Considerations must be made at this time to ensure all barren areas are protected from erosion in preparation for the upcoming winter months. Please note that seed and straw will most likely not work at this time due to the effective growing season has ended. Alternative erosion protection will be required to fully stabilize the area for winter. (i.e., erosion control matting or crimp mulching).

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. The above issues must be addressed immediately to prevent escalated enforcement. A follow-up inspection will be conducted to ensure the above issues have been addressed.

Sincerely,



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

c: Jeff Bohne, Water Quality Supervisor, DSW/CDO