



State of Ohio Environmental Protection Agency

**STREET ADDRESS:**

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**MAILING ADDRESS:**

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

September 20, 2010

Randy Barnette  
The Shelly Company  
1171 Harmon Avenue  
Columbus, OH 43223

**Re: Storm Water Inspection at FRA-62-1.34 PID 79542 / Pickaway County  
Permit No: 4GCD00068\*AG  
Notice of Violation**

Dear Mr. Barnette:

This letter is written in follow-up to a construction storm water inspection I conducted jointly with Nikki Bentley of ODOT at FRA-62-1.34 PID 79542 located at US 62 and I-71 Columbus, Ohio on August 19, 2010. The purpose of the inspection was to evaluate compliance with the General Storm Water Permit Associated with Construction Activities. The letter serves as a formal notice of violation for failing to meet the conditions of your General Storm Water Permit. The following were noted:

**Sediment and Erosion Control:**

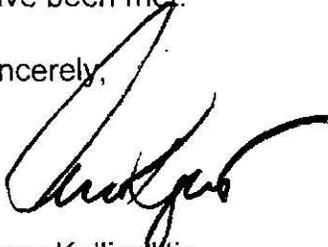
- Operator and/or contractor has failed to implement the approved alternative sediment and erosion control plan. The plan mandated temporary and/or permanent erosion protection measures for all barren areas exposed for more than 14 days.
- According to Ms. Bentley, the steep slopes on the south end of the project were never addressed with a temporary and/or permanent cover for barren areas exposed since early May of 2010.
- Failure to implement the alternative sediment and erosion control plan represents a direct violation of the general storm water permit.

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

Randy Barnette  
The Shelly Company  
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If you have any questions regarding this letter or the inspection, please do not hesitate to call me at our Central District Office at (614) 728-3844 or email at [harry.kallipolitis@epa.state.oh.us](mailto:harry.kallipolitis@epa.state.oh.us). In addition, please provide a written response to the action items addressed above within ten days from receipt of this letter. A follow-up inspection will be conducted to ensure the minimum conditions of the General Permit have been met.

Sincerely,



Harry Kallipolitis  
Storm Water Coordinator  
Division of Surface Water  
Central District Office

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

HK/nsm US 62 ODOT 8-30-2010