



State of Ohio Environ  
Northeast

OH7769912 SILVER CRICKET PWS

23 04/15/08 A



2110 East Aurora Rd.  
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769  
www.epa.state.oh.us

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

**NOTICE OF VIOLATION – ACTION REQUIRED**

April 28, 2008

RE: SUMMIT COUNTY  
LUCKY'S TOP CAT PWS  
TRANSIENT NON COMMUNITY  
PWS ID: OH7769912

Lucky's Top Cat  
2972 North Division Street  
Clinton, OH 44216

**Subject: Failure to Sample Drinking Water for Total Coliforms as Required**

Dear Sir or Madam:

Lucky's Top Cat PWS is in violation of Ohio Administrative Code (OAC), Rule 3745-81-21 for failure to comply with the total coliform monitoring.

**Monitoring Period:** January - March 2008  
**Required Coliform Monitoring:** 1 / Calendar Quarter  
**Sample Results Submitted:** 0

To ensure the safety of drinking water provided by your system monitoring for total coliforms is essential.

**ACTION REQUIRED:**

- 1. Notify the people served by this water system** using one or more of the methods and the timing as required by OAC, Rule 3745-81-32 to reach all persons served. The appropriate methods for your system are listed below under the **Transient Non-Community** column.

Public Community	Transient or Non-Transient Non-Community
<p><b>Timing:</b> As soon as practical, but no later than one year after learning of the violation:</p>	<p><b>Timing:</b> As soon as practical, but no later than 30 days after learning of the violation:</p>
<p><b>Methods:</b></p> <ul style="list-style-type: none"> <li>• Mail or other direct delivery to each customer; or</li> <li>• Annual Consumer Confidence Report provided it's distributed within one year after learning of the violation; and</li> <li>• If necessary to reach all persons regularly served, use other notification methods such as newspaper publication, public posting or Internet posting</li> </ul>	<p><b>Methods:</b></p> <ul style="list-style-type: none"> <li>• Posting in conspicuous location, such as bulletin boards, restrooms, drinking fountains, vending areas</li> <li>• Mail or other direct delivery to each customer</li> <li>• Newsletters or newspaper</li> <li>• E-mail to employees or students</li> <li>• Send to parents or guardians of children at schools or day care facilities</li> </ul>

Posted notices must remain in place as long as the violation or situation exists, but in no case less than seven days (even if the violation is resolved). The language in italics on the enclosed public notice is mandatory and must be included, as written. Do not make changes to the public notice without consulting with the Ohio EPA beforehand.

- 2. Complete the enclosed Verification Form within 10 days of issuing the Public Notice** and mail it to Ohio EPA - Northeast District Office. Include a copy of each notice distributed, published or posted.

If total coliform samples were collected as required, submit the results as soon as possible. The monitoring violation would be rescinded and a reporting violation given for late submittal of the results.

If you have any questions, contact me at 330-963-1227.

Sincerely,



Ursula Musselman  
Environmental Specialist  
Division of Drinking and Ground Waters

UM/ams

Enclosures: Tier 3 Public Notification  
Public Notice Instructions & Verification Form

cc: Summit County Health Department  
Northeast District Office Files  
Information Management Section, DDAGW, CO