



State of Ohio Environmental Protection Agency

**Northwest District Office**

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Bowling Green, OH 43402-9398

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[www.epa.state.oh.us](http://www.epa.state.oh.us)

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

RE: Notice of Violation  
Auglaize County  
ODOT Park Area 7-33  
Ohio EPA Permit No. 2PP00026  
NPDES Permit No. OH0078662

December 5, 2007

Mr. Lonnie C. Falknor  
Building Maintenance Superintendent 2  
ODOT District 7  
P.O. Box 969  
Sidney, OH 45365

Dear Mr. Falknor:

We are in receipt of your self-monitoring report covering the months of July 2007 through September 2007 for the referenced facility. Our review indicates a violation of the conditions of your NPDES permit. The specific instances of noncompliance are attached on a separate sheet. Further review of your self-monitoring reports for the previous six months, ending in September 2007, indicates that you are in significant non-compliance (SNC) with an effluent limitation contained in your NPDES permit. The specific instance of SNC is attached on a separate sheet.

Please inform this office in writing as to the reasons for the above referenced violations, as well as a description of the actions taken or proposed to prevent any further violations. Your response should include the dates, either actual or proposed, for completion of the actions.

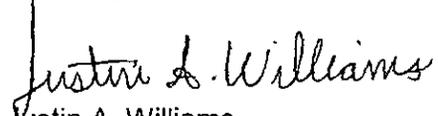
Please be advised that failure to comply with the effluent limitations and/or monitoring requirements, including adequate laboratory controls, appropriate quality assurance procedures, and records retention, as specified in your Part III-General conditions of your NPDES permit may be cause for enforcement action pursuant to Ohio Revised Code, Chapter 6111. If these violations continue to occur and if satisfactory progress is not made, it may be necessary to initiate enforcement action to achieve compliance.

The Ohio EPA strongly encourages pollution prevention as the preferred approach for waste management. The first priority of pollution prevention is to eliminate the generation of wastes and pollutants at the source (source reduction). For those wastes or pollutants that are generated, the second priority is to recycle or reuse them in an environmentally sound manner. You can benefit economically, help preserve the environment, and improve your public image by implementing pollution prevention programs. For more information about pollution prevention, including fact sheets or U. S. EPA's "Facility Pollution Prevention Guide"

Mr. Lonnie Falknor  
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If there are any questions, please contact me at (419) 373-3022.

Sincerely,



Justin A. Williams  
Division of Surface Water

/lb

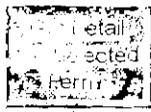
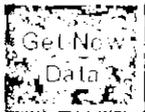
Enclosure

Pc w/Enclosure: ~~NWDOT file~~  
Mark J. Spagnuolo  
Rick Puderbaugh

Get New Data

# Violations for CDOT Park 7-33 - July thru September 2007

| Permit No.  | Reporting Period | Station | Reporting Code | Parameter              | Limit Type | Limit | Reported Value | Violation Date |
|-------------|------------------|---------|----------------|------------------------|------------|-------|----------------|----------------|
| 2PP00026*DD | July 2007        | 001     | 50060          | Chlorine, Total Residu | 1D Conc    | 0.038 | .23            | 7/10/2007      |
| 2PP00026*DD | July 2007        | 001     | 50060          | Chlorine, Total Residu | 1D Conc    | 0.038 | .08            | 7/24/2007      |



## Facilities in Significant Non-Compliance \*\*

Period: Apr-07 Sep-07

| County   | Permit # | Facility Name       | Major | Station Code | Param Code | Parameter Name           | Max. % Exceed | # Months Signif Exceed (1) | # Months Exceed (2) |
|----------|----------|---------------------|-------|--------------|------------|--------------------------|---------------|----------------------------|---------------------|
| Auglaize | 2PP00026 | ODOT Rest Area 7-33 |       | 1            | 50060      | Chlorine, Total Residual | 1531.6        | 2                          | 2                   |

### Footnotes

#### for Significant NonCompliance

\*\* Significant non-compliance with effluent limits occurred if one or more pollutants met the following conditions:

1. During 2 or more months, the reported effluent concentration (or computed load) for a parameter exceeded an effluent limit by:
  - a. 40% for Group 1 pollutants plus Fecal Coliform
  - b. 20% for Group 2 pollutants plus pH, Temperature, whole effluent toxicity
- or --
2. During 4 or more months, the reported concentration (or computed load) exceeded the limit by > 1%.

Note: This method differs from USEPA Significant Non-compliance (SNC) method in the following ways:

- USEPA only evaluates SNC for average limits. In above analyses, maximum and weekly limits were also considered.

#### for Late MORs

None