



State of Ohio Environmental Protection Agency

**Northwest District Office**

347 North Dunbridge Road  
Bowling Green, OH 43402-9398

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

RE: Notice of Violation  
Fulton County  
Delta WWTP  
Ohio EPA Permit No. 2PB00003  
NPDES Permit No. OH0020974  
and  
Delta WTP  
Ohio EPA Permit No. 2IW00070  
NPDES Permit No. OH0041823

June 17, 2008

Mr. Larry Born  
WWTP & WTP Superintendent  
Village of Delta  
401 Main Street  
Delta, OH 43515

Dear Mr. Born:

We are in receipt of your self-monitoring reports covering the months of January 2008 through March 2008 for the above referenced permits. Our review indicates violations of the conditions of your NPDES permits. The specific instances of noncompliance are attached on separate sheets. Further review of your self-monitoring reports for the previous six months, ending in March 2008, for both facilities indicates that you are in significant non-compliance (SNC) with two effluent limitations contained in your NPDES permits. The specific instances of SNC are 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.

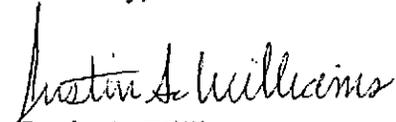
Please be advised that failure to comply with the effluent limitations and/or monitoring requirements, including adequate laboratory controls, appropriate quality assurance procedures, and records retention, as specified in your Part III-General conditions of your NPDES permit may be cause for enforcement 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,

Mr. Larry Born  
June 17, 2008  
Page Two

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*" (EPA/600/R-92.008), please contact the Ohio EPA Pollution Prevention Section at (614)644-3469. If there are any questions, please contact me at (419) 373-3022.

Sincerely,



Justin A. Williams

Justin A. Williams  
Division of Surface Water

/lb

Enclosure

~~Pc w/Enclosure: NWDO File (2)~~

Get New Data

Violations for Delta WCTP - January thru March 2008

| Permit No   | Reporting Period | Station | Reporting Code | Parameter              | Limit Type | Limit  | Reported Value | Violation Date |
|-------------|------------------|---------|----------------|------------------------|------------|--------|----------------|----------------|
| 2PB00003*KD | January 2008     | 001     | 00530          | Total Suspended Solids | 30D Conc   | 30     | 30.875         | 1/1/2008       |
| 2PB00003*KD | January 2008     | 001     | 00530          | Total Suspended Solids | 30D Qty    | 82     | 114.730        | 1/1/2008       |
| 2PB00003*KD | January 2008     | 001     | 00530          | Total Suspended Solids | 7D Conc    | 45     | 46.5           | 1/8/2008       |
| 2PB00003*KD | January 2008     | 001     | 00530          | Total Suspended Solids | 7D Qty     | 124    | 303.104        | 1/8/2008       |
| 2PB00003*KD | February 2008    | 001     | 00530          | Total Suspended Solids | 30D Conc   | 30     | 124.75         | 2/1/2008       |
| 2PB00003*KD | February 2008    | 001     | 00530          | Total Suspended Solids | 30D Qty    | 82     | 294.028        | 2/1/2008       |
| 2PB00003*KD | February 2008    | 001     | 00530          | Total Suspended Solids | 7D Conc    | 45     | 339.5          | 2/8/2008       |
| 2PB00003*KD | February 2008    | 001     | 00530          | Total Suspended Solids | 7D Qty     | 124    | 793.564        | 2/8/2008       |
| 2PB00003*KD | February 2008    | 001     | 00530          | Total Suspended Solids | 7D Conc    | 45     | 133.           | 2/15/2008      |
| 2PB00003*KD | February 2008    | 001     | 00530          | Total Suspended Solids | 7D Qty     | 124    | 312.203        | 2/15/2008      |
| 2PB00003*KD | February 2008    | 001     | 00400          | pH                     | 1D Conc    | 9.0    | 9.2            | 2/21/2008      |
| 2PB00003*KD | March 2008       | 001     | 00530          | Total Suspended Solids | 7D Conc    | 45     | 46.            | 3/1/2008       |
| 2PB00003*KD | March 2008       | 001     | 00530          | Total Suspended Solids | 30D Qty    | 82     | 156.673        | 3/1/2008       |
| 2PB00003*KD | March 2008       | 001     | 00530          | Total Suspended Solids | 7D Qty     | 124    | 280.078        | 3/1/2008       |
| 2PB00003*KD | March 2008       | 001     | 80082          | CBOD 5 day             | 30D Qty    | 66     | 81.4032        | 3/1/2008       |
| 2PB00003*KD | March 2008       | 001     | 80082          | CBOD 5 day             | 7D Qty     | 99     | 122.351        | 3/1/2008       |
| 2PB00003*KD | March 2008       | 001     | 50092          | Mercury, Total (Low Le | 30D Conc   | 26     | 31.135         | 3/1/2008       |
| 2PB00003*KD | March 2008       | 001     | 50092          | Mercury, Total (Low Le | 30D Qty    | 0.0000 | .00008         | 3/1/2008       |
| 2PB00003*KD | March 2008       | 001     | 00530          | Total Suspended Solids | 7D Conc    | 45     | 51.            | 3/22/2008      |
| 2PB00003*KD | March 2008       | 001     | 00530          | Total Suspended Solids | 7D Qty     | 124    | 247.141        | 3/22/2008      |
| 2PB00003*KD | March 2008       | 001     | 00400          | pH                     | 1D Conc    | 9.0    | 9.1            | 3/24/2008      |

| Permit No   | Reporting Period | Station | Reporting Code | Parameter  | Sample Frequency | Expected | Reported | Violation Date |
|-------------|------------------|---------|----------------|------------|------------------|----------|----------|----------------|
| 2PB00003*KD | February 2008    | 601     | 80082          | CBOD 5 day | 2/Week           | 2        | 1        | 02/01/2008     |

Get New Data

Get Detail for Selected Permit

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

Period: Oct-07 Mar-08

| County | Permit # | Facility Name | Major | Station Code | Param Code | Parameter Name         | Max % Exceed | # Months Signif Exceed (1)** | # Months Exceed (2)** |
|--------|----------|---------------|-------|--------------|------------|------------------------|--------------|------------------------------|-----------------------|
| Fulton | 2PB00003 | Delta STP     |       | 1            | 00530      | Total Suspended Solids | 1360         | 6                            | 6                     |

Get New Data

Violations for Delta WTP - January thru March 2008

| Permit No.  | Reporting Period | Station | Reporting Code | Parameter              | Limit Type | Limit | Reported Value | Violation Date |
|-------------|------------------|---------|----------------|------------------------|------------|-------|----------------|----------------|
| 2IW00070*GD | January 2008     | 001     | 00530          | Total Suspended Solids | 1D Conc    | 18    | 19.            | 1/21/2008      |
| 2IW00070*GD | January 2008     | 001     | 00400          | pH                     | 1D Conc    | 9.0   | 9.7            | 1/21/2008      |
| 2IW00070*GD | March 2008       | 001     | 00530          | Total Suspended Solids | 30D Conc   | 12    | 17.            | 3/1/2008       |
| 2IW00070*GD | March 2008       | 001     | 00530          | Total Suspended Solids | 1D Conc    | 18    | 19.            | 3/17/2008      |

| Permit No.  | Reporting Period | Station | Reporting Code | Parameter              | Sample Frequency | Expected | Reported | Violation Date |
|-------------|------------------|---------|----------------|------------------------|------------------|----------|----------|----------------|
| 2IW00070*GD | January 2008     | 001     | 00515          | Residue, Total Dissolv | 1/2Weeks         | 1        | 0        | 01/01/2008     |

Get New Data  
Get Details of Selected Permit

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

Period: Oct-07 Mar-08

| County | Permit   | Facility Name | Major | Station Code | Param Code | Parameter Name         | Max % Exceed | # Months Signif. Exceed (4) | # Months Exceed (2) |
|--------|----------|---------------|-------|--------------|------------|------------------------|--------------|-----------------------------|---------------------|
| Fulton | 2IW00070 | Delta WTP     |       | 1            | 00530      | Total Suspended Solids | 91.7         | 2                           | 3                   |

### 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.