



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road  
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8466  
www.epa.state.oh.us

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

RE: Notice of Violation  
Fulton County  
Delta WWTP  
Delta WTP

August 17, 2009

Mr. Larry Born  
Superintendent of Public Utilities  
Village of Delta  
401 Main Street  
Delta, Ohio 43515

Dear Mr. Born:

We are in receipt of your self-monitoring reports covering the months of April through June 2009 for the above referenced permits. Our review indicates violations of the conditions of Delta WWTP 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 June 2009, for both facilities indicates that you are in significant non-compliance (SNC) with several effluent limitations contained in your NPDES permits. The specific instances of SNC are attached on separate sheets.

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.

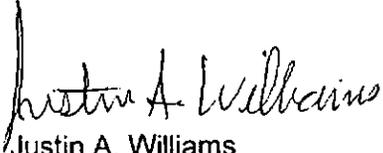
Please be advised that failure to comply with the effluent limitations and/or monitoring requirements, including adequate laboratory controls, appropriate quality assurance procedures, and records retention, as specified in your Part III-General conditions of your NPDES permit may be cause for enforcement 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*" (EPA/600/R-92.008), please contact the Ohio EPA Pollution Prevention Section at (614)644-3469.

Mr. Larry Born  
August 17, 2009  
Page Two

If there are any questions, please contact me at (419) 373 – 3022.

Sincerely,



Justin A. Williams  
Division of Surface Water

/lb

Enclosure

~~Pow/Enclosure: NWDO-DSW File (2)~~

Get New Data

Violations for Delta WWT P - April - June 2009

| Permit No   | Reporting Period | Station | Reporting Code | Parameter               | Limit Type | Limit | Reported Value | Violation Date |
|-------------|------------------|---------|----------------|-------------------------|------------|-------|----------------|----------------|
| 2PB00003*KD | April 2009       | 001     | 00530          | Total Suspended Solids  | 30D Conc   | 30    | 30.4444        | 4/1/2009       |
| 2PB00003*KD | April 2009       | 001     | 00530          | Total Suspended Solids  | 7D Conc    | 45    | 45.6666        | 4/1/2009       |
| 2PB00003*KD | April 2009       | 001     | 00530          | Total Suspended Solids  | 30D Qty    | 82    | 87.6071        | 4/1/2009       |
| 2PB00003*KD | April 2009       | 001     | 00530          | Total Suspended Solids  | 7D Qty     | 124   | 170.332        | 4/15/2009      |
| 2PB00003*KD | May 2009         | 001     | 00530          | Total Suspended Solids  | 30D Conc   | 20    | 22.5           | 5/1/2009       |
| 2PB00003*KD | May 2009         | 001     | 00530          | Total Suspended Solids  | 7D Conc    | 30    | 36.            | 5/1/2009       |
| 2PB00003*KD | May 2009         | 001     | 00530          | Total Suspended Solids  | 30D Qty    | 55    | 58.5714        | 5/1/2009       |
| 2PB00003*KD | May 2009         | 001     | 00530          | Total Suspended Solids  | 7D Qty     | 82    | 84.2938        | 5/1/2009       |
| 2PB00003*KD | May 2009         | 001     | 00610          | Nitrogen, Ammonia (NH3) | 30D Conc   | 1.6   | 14.4375        | 5/1/2009       |
| 2PB00003*KD | May 2009         | 001     | 00610          | Nitrogen, Ammonia (NH3) | 7D Conc    | 2.4   | 14.7           | 5/1/2009       |
| 2PB00003*KD | May 2009         | 001     | 00610          | Nitrogen, Ammonia (NH3) | 30D Qty    | 4.4   | 34.2796        | 5/1/2009       |
| 2PB00003*KD | May 2009         | 001     | 00610          | Nitrogen, Ammonia (NH3) | 7D Qty     | 6.6   | 28.4753        | 5/1/2009       |
| 2PB00003*KD | May 2009         | 001     | 00610          | Nitrogen, Ammonia (NH3) | 7D Conc    | 2.4   | 16.35          | 5/8/2009       |
| 2PB00003*KD | May 2009         | 001     | 00610          | Nitrogen, Ammonia (NH3) | 7D Qty     | 6.6   | 50.0377        | 5/8/2009       |
| 2PB00003*KD | May 2009         | 001     | 80082          | CBOD 5 day              | 7D Qty     | 55    | 56.6138        | 5/8/2009       |
| 2PB00003*KD | May 2009         | 001     | 00610          | Nitrogen, Ammonia (NH3) | 7D Conc    | 2.4   | 15.5           | 5/15/2009      |
| 2PB00003*KD | May 2009         | 001     | 00610          | Nitrogen, Ammonia (NH3) | 7D Qty     | 6.6   | 22.6774        | 5/15/2009      |
| 2PB00003*KD | May 2009         | 001     | 00610          | Nitrogen, Ammonia (NH3) | 7D Conc    | 2.4   | 11.2           | 5/22/2009      |
| 2PB00003*KD | May 2009         | 001     | 00610          | Nitrogen, Ammonia (NH3) | 7D Qty     | 6.6   | 35.9279        | 5/22/2009      |

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Data

Get Detail  
for Selected  
Permit

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

Period: Jan-09 Jun-09

| 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 | 331.6        | 2                            | 5                     |
| Fulton | 2PB00003 | Delta STP     |       | 1            | 80082      | CBOD 5 day             | 63.1         | 2                            | 4                     |

### 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.

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|--------|----------|---------------|-------|--------------|------------|------------------------|--------------|------------------------------|-----------------------|
| Fulton | 2IW00070 | Delta WTP     |       | 1            | 00530      | Total Suspended Solids | 233.3        | 2                            | 2                     |

### Footnotes

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- a. 40% for Group 1 pollutants **plus Fecal Coliform**
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