



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Rd.
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468
www.epa.state.oh.us

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

Re: Allen County
Shelly Co.
Construction
Storm Water

July 8, 2009

The Shelly Company
Ms. Beth Mowrey
P.O. Box 266
Thornville, Ohio 43076

Dear Ms. Mowrey:

On June 4, 2009, I inspected the Shelly Company Facility at 3111 South Dixie Highway, Fort Shawnee, Allen County (pictures taken). The purpose of my visit was to evaluate compliance of the site with the National Pollutant Discharge Elimination System (NPDES) permit for storm water discharges associated with construction activity (Construction General Permit), Facility ID No. 2GC02263. The inspection was conducted under the provisions of Ohio's water pollution control statutes, Ohio Revised Code (ORC) Chapter 6111. Ohio EPA has no record of other permittees for this site.

As a result of the inspection, I have the following comments:

1. At the time of inspection, the site was inactive. The fuel canopy was finished, concrete was poured, and some grass seed had been applied. Due to the absence of personnel or a construction trailer, the Storm Water Pollution Prevention Plans (SWP3) and inspection logs were not available for review.

Rills and gullies were present on the banks of the retention pond at the southwest corner of the property. It appeared that the banks have remained idle for over 21 days as there was weed growth and evidence of erosion on the banks. *Permit Requires:* Portions of the construction site which will be inactive for more than 21 days must have temporary stabilization initiated within the first seven. Permanent stabilization is required within 7 days on any portion of the site that has reached final grade or will be idle for longer than 1 year. Permanent seeding and mulching is required before construction activity is completed throughout the entire site. If seasonal conditions prohibit the establishment of vegetative cover, other means, such as mulching and matting, must still be used and maintained until more permanent methods can be implemented. *Failure to do so is a violation of Part III.G.2.b.i. of your permit.* Erosion rills and gullies must be filled with soil and some type of stabilization applied. It may be necessary to use erosion control matting if seeding the banks of the pond.

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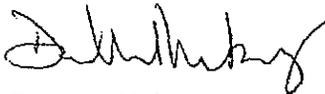
2. Also, some spot reseeding may be required west of the fuel canopy structure to fill in the patchy growth.

3. The inlet protection was improperly installed on the catch basins east of the driveway. The fabric was not taut, two by four stakes were not used, and the structure lacked lateral support. *Permit Requires:* All erosion and sediment control practices used to meet the conditions of this permit should meet the standards and specifications of the current edition of Ohio's *Rainwater and Land Development Manual* (ODNR) or other standards acceptable to Ohio EPA. *This is a violation of Part III.G.2. of your permit.* I recommend that proper inlet protection be installed.

Please keep in mind as you continue through the project, that any portion of the site that will remain idle for 21 days or more must have temporary stabilization applied within the first 7 days. Please see Part III.G.2.b.i of the permit.

Within 10 days of the date on this letter, please submit to this office **written notification** as to the actions taken or proposed to prevent any future violations. Your response should include the dates, either actual or proposed, for the completion of the actions as well as those portions of the site's Storm Water Pollution Prevention Plan which demonstrate compliance with the post construction storm water management requirements of the permit. The latter would include a site map delineating the drainage area and location of each post construction control, the rationale for each control, detail drawings, stage-storage tables and water quality design calculations. If there are any questions, please contact me at (419) 373-3006.

Sincerely,

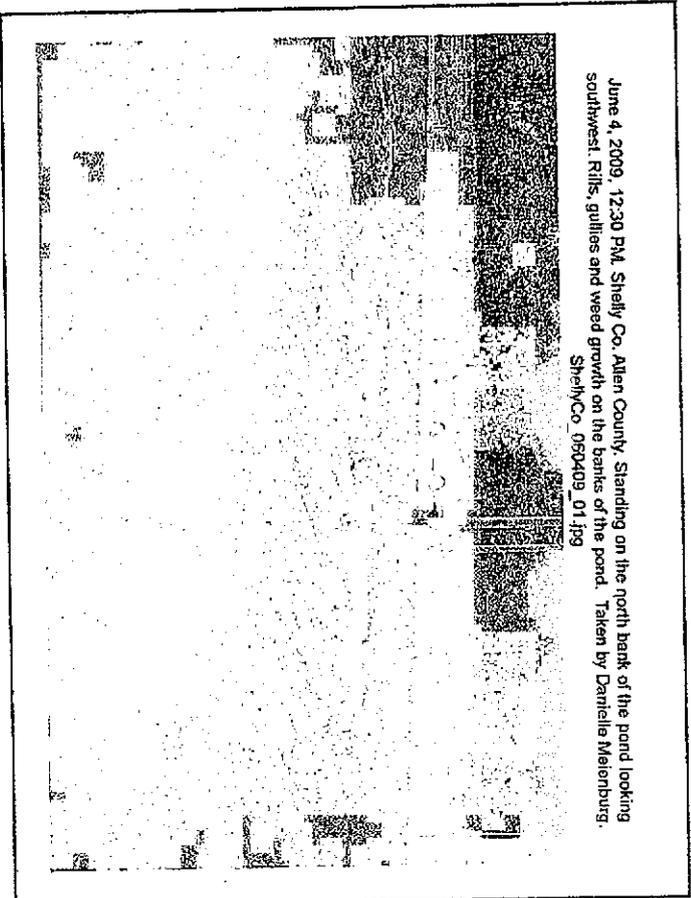


Danielle Meienburg
Division of Surface Water
Storm Water Program

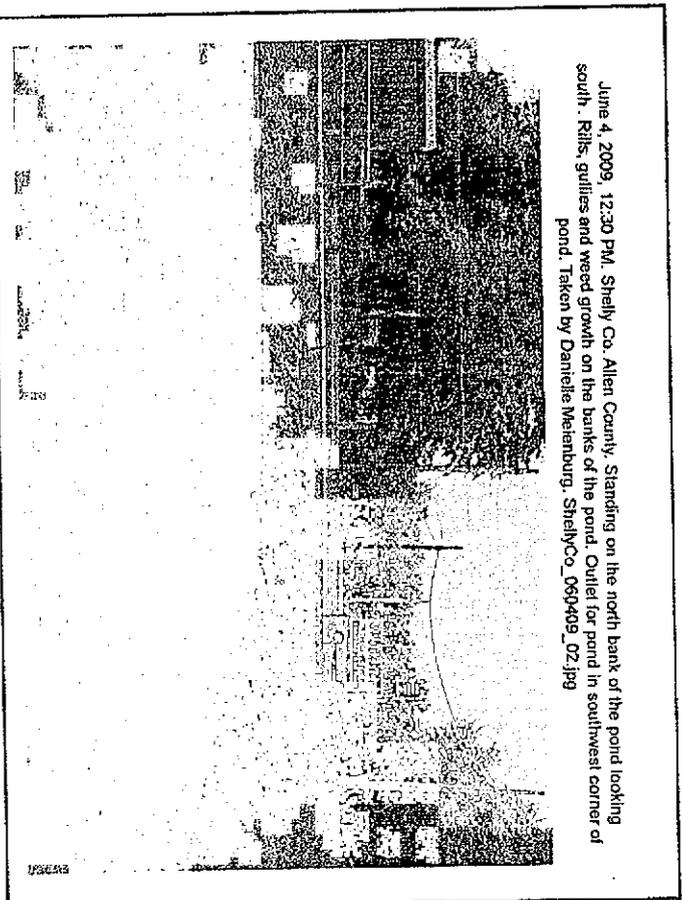
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Pc: ~~NWDO file~~
Follow up file
Douglass Degen, Drainage Engineer, Allen County Engineer's Office
Albert Suniga, Allen County SWCD

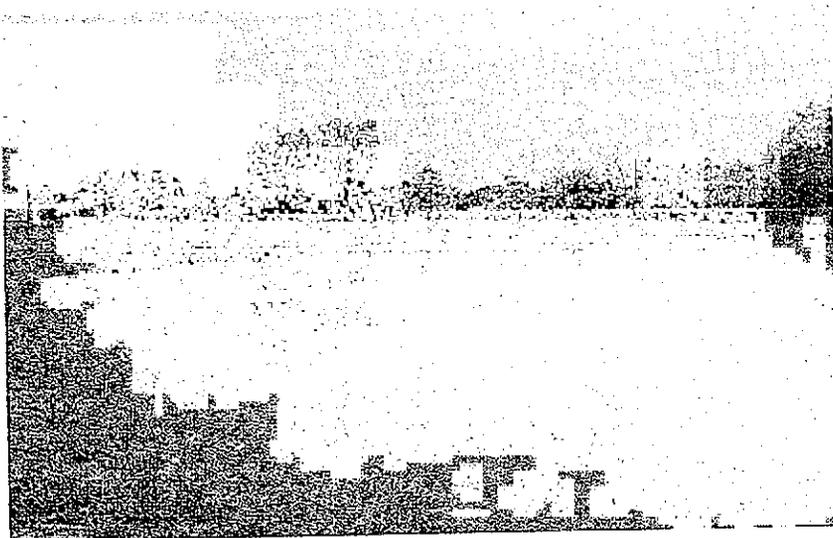
June 4, 2009, 12:30 P.M. Shelly Co. Allen County, Standing on the north bank of the pond looking southwest. Rills, gullies and weed growth on the banks of the pond. Taken by Danielle Meienburg. ShellyCo_060409_01.jpg



June 4, 2009, 12:30 P.M. Shelly Co. Allen County, Standing on the north bank of the pond looking south. Rills, gullies and weed growth on the banks of the pond. Outlet for pond in southwest corner of pond. Taken by Danielle Meienburg. ShellyCo_060409_02.jpg

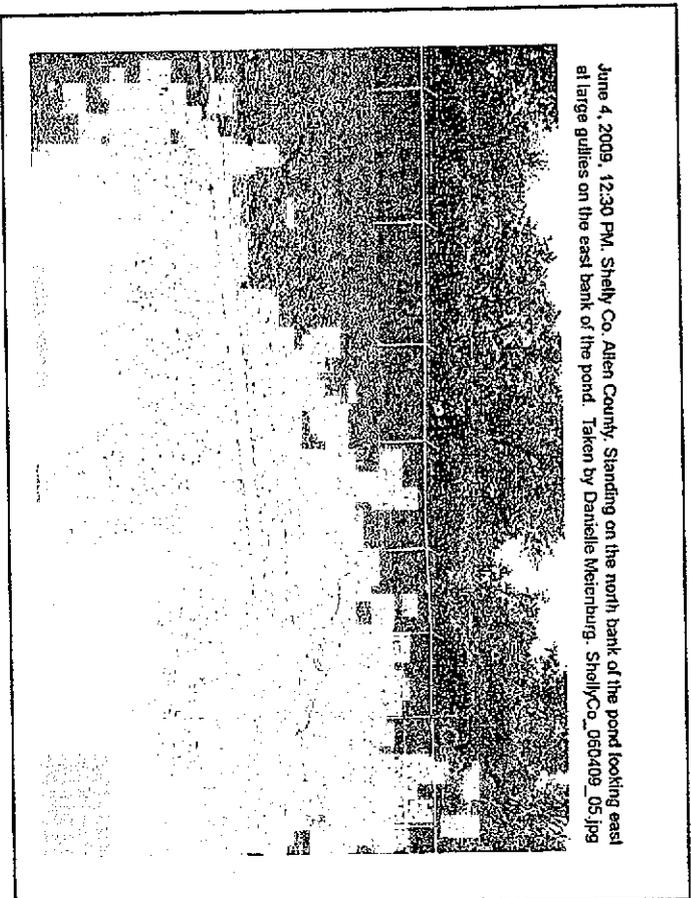


June 4, 2009, 12:30 PM. Shelly Co. Allen County. Standing on the north bank of the pond looking east.
Rills, gullies and weed growth on the banks of the pond. Taken by Danielle Meienburg.
ShellyCo_060409_03.jpg

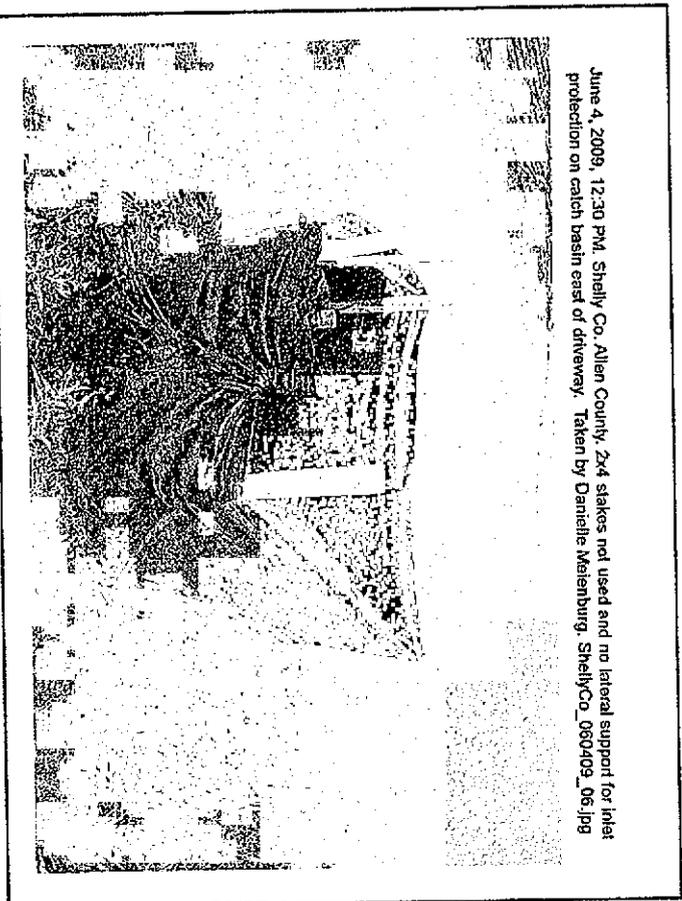


June 4, 2009, 12:30 PM. Shelly Co. Allen County. Standing on the north bank of the pond looking east.
Rills, gullies and weed growth on the banks of the pond. Inlet to pond on north east bank. Taken by
Danielle Meienburg. ShellyCo_060409_04.jpg



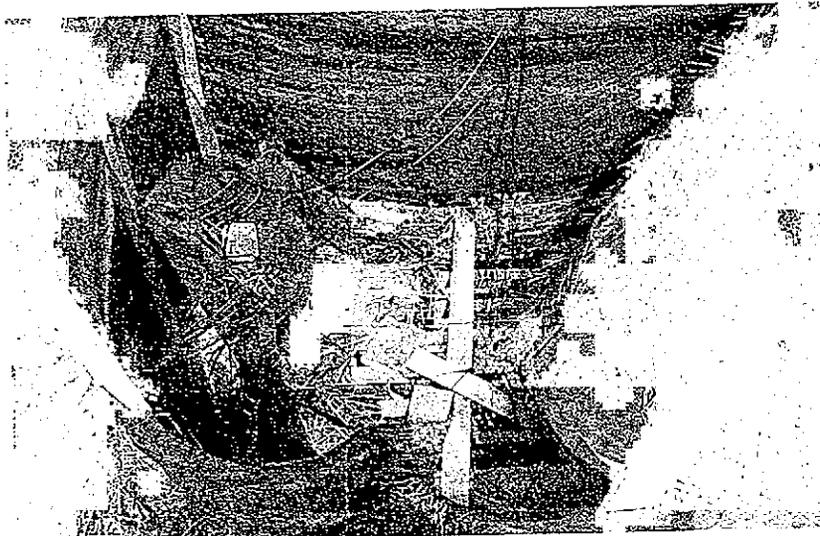


June 4, 2009, 12:30 PM. Shelly Co. Allen County. Standing on the north bank of the pond looking east at large gullies on the east bank of the pond. Taken by Danielle Weisenburg. ShellyCo_060409_05.jpg

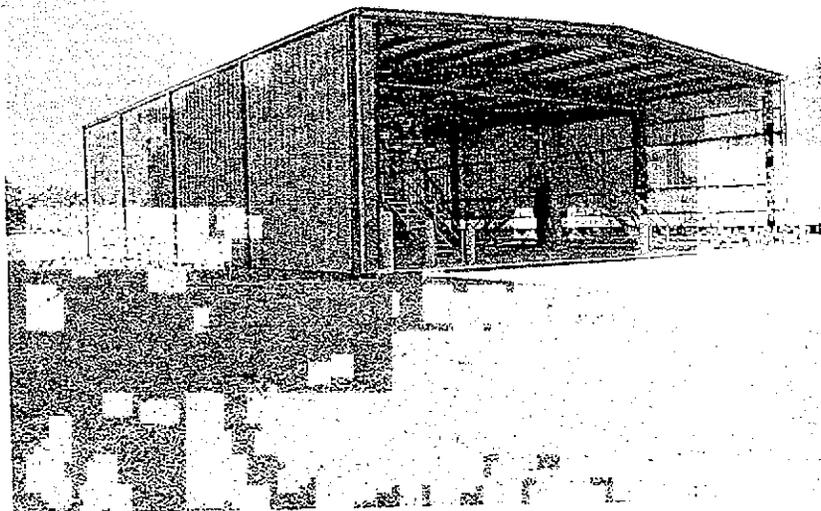


June 4, 2009, 12:30 PM. Shelly Co. Allen County. 2x4 stakes not used and no lateral support for inlet protection on catch basin east of driveway. Taken by Danielle Weisenburg. ShellyCo_060409_06.jpg

June 4, 2009, 12:30 PM. Shelly Co. Allen County. 2x4 stakes not used, no lateral support, fabric not taut on Inlet protection on catch basin east of the driveway. Taken by Danielle Meienburg. ShellyCo_060409_07.jpg



June 4, 2009, 12:30 PM. Shelly Co. Allen County. New fuel canopy. Grass not at 70% density west of the structure. Taken by Danielle Meienburg. ShellyCo_060409_08.jpg



June 4, 2009, 12:30 PM. Shelly Co. Allen County. Grass not at 70% density west of fuel canopy structure. Taken by Danielle Meienburg. ShellyCo_060409_09.jpg

