



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

June 30, 2011

RE: HOLMES COUNTY
WALNUT CREEK
WALNUT CREEK FOODS
CONSTRUCTION STORM WATER

Mr. Mark Weaver
Ivan Weaver Construction
P.O. Box 258
Fredericksburg, OH 44627

Shaffer, Johnston, Lichtenwalter, & Associates
3477 Commerce Parkway Suite C
Wooster, OH 44691

Dear Mr. Weaver and Shaffer, Johnston, Lichtenwalter, & Associates:

On June 15, 2011, I performed an inspection at the above-referenced site to determine compliance with the Ohio EPA General Storm Water National Pollutant Discharge Elimination System (NPDES) Permit for Construction Activities #3GC03942*AG. While on site, I spoke with Mark Coblentz of Walnut Creek Foods and Joe Yoder of Yoder Excavators. Our records indicate that Ivan Weaver Construction was granted coverage under the NPDES permit on June 12, 2008.

During my inspection, I documented the following deficiencies:

1. No silt fence is present along the boundaries of the earth disturbance, even though silt fence is shown on the Storm Water Pollution Prevention Plan (SWP3). In order to prevent sediment from leaving the site, you must install silt fence around all disturbed areas, as well as around the dirt stockpiles that are present on the site (Figures 1-3). If these stockpiles will not be used within the next 21 days, you must also temporarily stabilize them within seven days of last use.
2. The rock construction entrance needs maintenance (Figure 4). Please add more stone to this area to reduce the off-site tracking of sediment that is currently occurring.
3. No inlet protection is present on the storm drains (Figure 5). The SWP3 shows that Dandy Bags should be installed on all inlets on the site, as well as on the inlets immediately out of the construction area, in the paved parking lot.
4. Concrete trucks are being washed out over bare soil, and the water from these activities is flowing directly to the storm drains (Figures 6-8). According to the NPDES permit, you must designate contained areas for concrete washout, and these locations must be outlined in your SWP3. You are not permitted to discharge concrete waste water to the storm drains.

With regards to the SWP3 developed for this site, the following deficiencies must be addressed:

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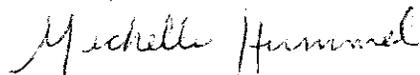
1. No design details are given for the swale that is to be implemented when construction is complete. Please revise the SWP3 to include a detailed drawing and explanation of this post-construction best management practice (BMP).
2. The pond that is currently in place on the site is a post-construction water quality wet extended detention pond (Figure 9). This BMP is only meant to treat runoff from completed sites. However, it is currently being used to treat both the post-construction runoff from the completed portion of the site and the sediment-laden runoff from the current construction site. This is not acceptable. You must construct a separate sediment basin, designed to hold the appropriate sediment settling and dewatering volumes, to treat the sediment-laden water that is flowing off the active construction site.

Please provide me with a letter of response indicating the actions you will take to address the deficiencies noted above. Your response, along with any amendments to the SWP3, must be submitted to the Ohio EPA **no later than July 9, 2011**. If corrective actions are not completed by this date, please include a schedule that outlines when action will be taken. It is Ohio EPA's expectation that all of these deficiencies will be addressed within 10 days of receipt of this letter.

Finally, please fax a copy of your most recent storm water inspection report to my attention at (330) 487-0769 or via e-mail at michelle.hummel@epa.state.oh.us. The NPDES permit requires you to inspect all storm water best management practices once every 7 days and within 24 hours of a 0.5-inch or greater rainfall. The results of these inspections must be documented as indicated in Part III.G.2.i of the NPDES permit.

If you have any questions regarding this matter, please contact me at your earliest convenience at (330) 963-1128.

Sincerely,



Michelle Hummel
Assistant to the District Engineer
Division of Surface Water

MH/mt

cc: Holmes County SWCD
Mark Coblentz

ec: John Kwolek, Ohio EPA, NEDO, DSW



Figure 1 – No silt fence is present behind the dirt stockpiles.



Figure 2 – No silt fence is present between the dirt stockpiles and the adjacent fields.



Figure 3 – No silt fence is present along the boundaries of the earth disturbance.



Figure 4 – The rock construction entrance needs maintenance.

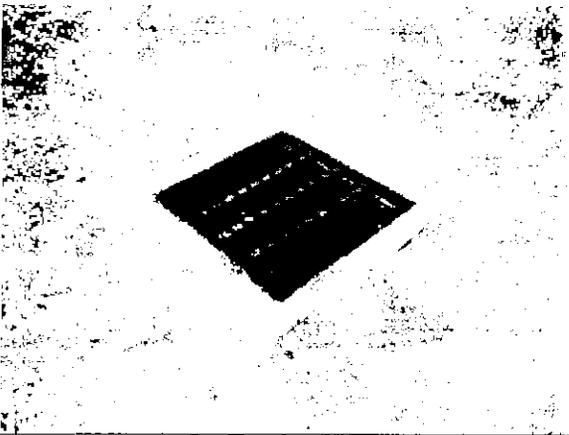


Figure 5 – No inlet protection is present on the storm drains.



Figure 6 – Concrete washout is flowing into the storm drains.



Figure 7 – Concrete washout is present on the exposed dirt.

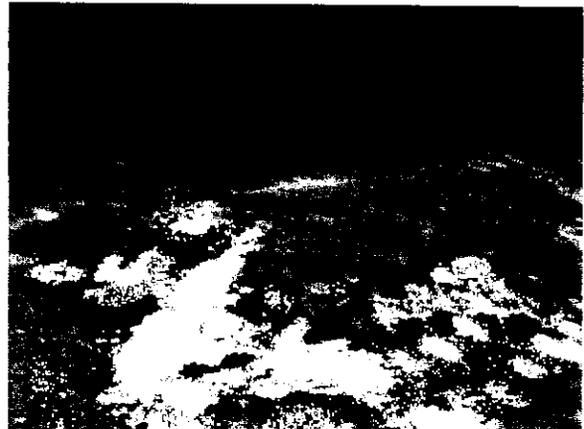


Figure 8 – Concrete washout is not contained in a designated area.



Figure 9 – The wet extended detention pond is not meant to treat sediment-laden water from construction activities.