

**Environmental  
Protection Agency**

Governor  
Lt. Governor  
Director

August 2, 2011

RE: LAKE COUNTY  
VILLAGE OF WAITE HILL  
FRANK SINITO PROPERTY  
NPDES PERMIT NO. OHC000003  
OHIO EPA PERMIT NO. 3GC04379\*AG  
CONSTRUCTION STORM WATER

Matt Solomon  
Millennia Housing Management LTD  
8111 Rockside Road Suite #200  
Valley View, OH 44125

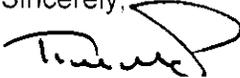
Dear Mr. Solomon:

On July 26, 2011, Ohio EPA conducted an inspection of the Frank Sinito Property project located at 6736 & 6820 Eagle Road, Village of Waite Hill, Lake County. Ohio EPA records indicate that the site is covered by the General National Pollutant Discharge Elimination System (NPDES) Permit for Storm Water Associated with Construction Activity (General Storm Water Permit), permit No. 3GC04379\*AG. While on site, I spoke with Dave Wegener of Buckeye Excavating. The inspection documented the following:

- **No one could provide me with a copy of the Storm Water Pollution Prevention Plan (SWP3).**
  - Failure to have a copy of the SWP3 on site at all times is a *direct violation of the NPDES Permit*. Also, beginning construction without an approved SWP3 is a *direct violation of the NPDES Permit and punishable with fines up to \$25,000 per day of violation*.
- **There were unprotected catch basins on site.**
  - All catch basins must have some type of adequate inlet protection to prevent sediment laden water from discharging to surface waters of the State. Discharging sediment laden water to surface waters of the state is a *direct violation of NPDES Permit requirements* (See Figure 1).
- **There were no erosion and sediment controls implemented.**
  - As specified in the NPDES permit, erosion and sediment controls must be implemented within seven (7) days of any earth disturbing activity. Although most runoff will be contained on Frank Sinito's property, it is likely that sediment laden water will make its way into the ditch downslope from the earth disturbing activity and discharge to the stream that runs through the property. A silt fence needs to be installed along the length of the property downslope of any earth disturbing activity to prevent sediment from entering the stream (See Figure 2).

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Please provide me with a letter of response indicating the actions you will take to address the deficiencies noted above. Your response must be received and corrective action completed by August 16, 2011. If corrective action cannot be completed by this date, your response should include the date by when corrections will be completed. Also, please fax a copy of your most recent storm water inspection report to my attention at (330) 487-0769 or via e-mail at [timothy.mcparland@epa.state.oh.us](mailto:timothy.mcparland@epa.state.oh.us). Should you have any questions regarding this matter, please contact me at your earliest convenience at (330) 963-1128.

Sincerely,  


Tim McParland  
Assistant to the District Engineer  
Division of Surface Water

TM:bo

pc: Dave Wegener, Buckeye Excavating  
Lake SWCD

ec: Dan Bogoevski, DSW, NEDO



Figure 1. Catch basins need to have inlet protection implemented.



Figure 2. Erosion and sediment controls need to be implemented.