

**Environmental
Protection Agency**

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Koneski, Director

May 3, 2010

RE: MAHONING COUNTY
SAWMILL CREEK BASIN
VILLAGE OF CANFIELD
SAYBROOKE POINTE

Mr. Charles Masters
ASM Investment, Inc.
200 Victoria Road, Suite #4
Austintown, Ohio 44515

Dear Mr. Masters:

On April 27, 2010, Ohio EPA conducted an inspection of proposed mitigation sites located adjacent to Saybrooke Pointe Subdivision in the City of Canfield, Mahoning County. I accompanied Ed Wilk of Ohio EPA and Joshua Noble of Wallace and Panther, Inc.

Ohio EPA records indicate that Saybrooke Pointe Subdivision (site) is covered by General National Pollutant Discharge Elimination System Permit for Storm Water Associated with Construction Activity (General Storm Water Permit), permit No. 3GC00302*AG. Part III.G.2.e of the General Storm Water Permit requires that post-construction storm water practices provide perpetual management of runoff quality and quantity so that the receiving stream's physical, chemical, and biological characteristics are protected and stream functions are maintained.

While performing the proposed mitigation site inspection, the two retention ponds serving the site do not appear to be functioning correctly for the following reasons:

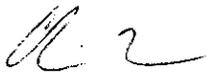
- The retention basin outlet structures (Figures 1 and 2) do not appear to have been designed to address water quality via the General Storm Water Permit's requirements for post-construction storm water management;
- The outlet structure of the northern retention basin was plugged (Figure 2) and was causing storm water runoff to discharge via the emergency spillway. Erosion of the retention basins emergency spillways were occurring (Figure 3); and
- Embankment failure of the retention basins had occurred, which was resulting in the deposition of soil within the adjacent stream (Figure 4).

To meet the post-construction requirements of this General Storm Water Permit, the site's storm water pollution prevention plan (SWP3) must contain detail drawings and

Mr. Charles Masters
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maintenance plans must be provided for all post-construction best management practices (BMP). Maintenance plans shall be provided by the permittee to the post-construction operator of the site (including homeowner associations) upon completion of construction activities (prior to termination of permit coverage). Since the retention basins do not appear to be functioning correctly, please submit copies of the site's SWP3 and post-construction maintenance plan to Ohio EPA by May 31, 2010. Should you have any questions regarding this matter, please contact me at your earliest convenience at (330) 963-1118.

Sincerely,



Chris Moody
Environmental Specialist
Division of Surface Water

CM/mt

cc: City of Canfield Engineer
Mahoning SWCD

ec: Ed Wilk, Ohio EPA, DSW, NEDO

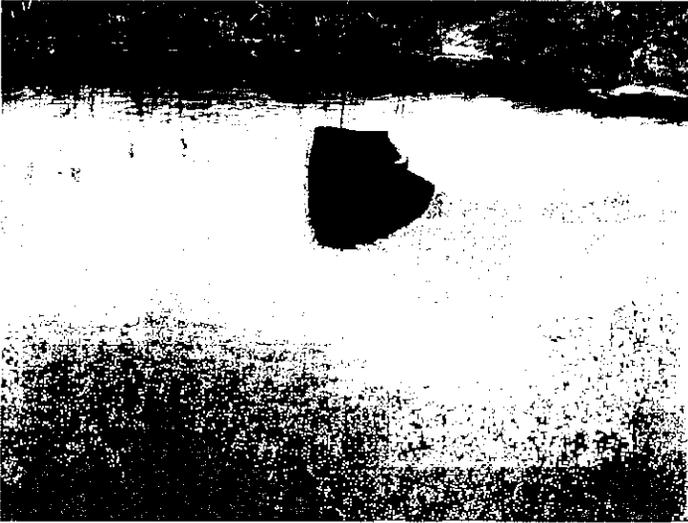


Figure 1 – The retention basin outlet structures do not appear to have been designed to address water quality



Figure 2 – The outlet structure of the northern retention basin was plugged.



Figure 3 – Erosion of the retention basins emergency spillways were occurring.



Figure 4 – Embankment failure had occurred, which was resulting in the deposition of soil within the adjacent stream.



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July 19, 2010

RE: MAHONING COUNTY
BEAVER DITCH #1 BASIN
BEAVER TOWNSHIP
SOUTH RANGE PK-12 CAMPUS

Mr. Dennis Dunham
11836 South Avenue
North Lima, OH 44452

Dear Mr. Dunham:

On July 15, 2010, Ohio EPA conducted an inspection of the South Range PK-12 Campus project, located at State Route 46 and Green Beaver Road, Beaver Township, Mahoning County (site). 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. 3GC04986*AG. The inspection documented the following:

- Dust control appears to be a major issue on-site. Minimize dust generation through watering activities and street sweeping.
- The contractor wishes to remove the temporary sediment basin along State Route 46. I informed Chris McCoy of Hammond Construction that the temporary sediment basin may be removed once all areas that drain to the sediment basin have been stabilized and all storm sewers that discharge to the sediment basin have been rerouted to another best management practice (BMP) (i.e. sediment basin, biofilter, etc.).
- Stabilize all areas that will remain idle for 21 days or longer or that are at final grade.

A written report detailing how the above deficiencies will be addressed must be submitted to Ohio EPA within seven days of receiving this letter. The above deficiencies must be addressed within 14 days of receiving this letter. Should you have any questions regarding this matter, please contact me at your earliest convenience at (330) 963-1128.

Sincerely,

Sean Green
Assistant to the District Engineer
Division of Surface Water

SG/mt

cc: Chris McCoy, Hammond Construction