



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.  
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769  
www.epa.state.oh.us

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

July 30, 2009

RE: PORTAGE COUNTY  
TOWNSHIP OF BRIMFIELD  
CRANBERRY CREEK

**NOTICE OF VIOLATION**

**CERTIFIED MAIL**

Mr. Mark Kopcienski  
Wojno Development LLC  
453 S. High St. #303  
Akron, OH 44311

Dear Mr. Kopcienski:

On June 28, 2009, Cory Harris and I performed a compliance inspection of storm water best management practices (BMPs) at the above referenced site in response to a complaint received by this office. Our records indicate that this site is covered by Ohio EPA General Storm Water Permit for Construction Activities # 3GC03720\*AG.

The inspection revealed the following deficiencies:

- Many areas of the site consisted of bare soil. All areas of bare soil must be stabilized with grass seeding and mulching. Some areas may need sodding or matting to ensure that 70% coverage is obtained.
- The sediment pond, in the northeast corner of the site, outlet structure has completely failed. Soil around the outlet structure has completely eroded away. The soil around the outlet pipe needs replaced and stabilized. Sediment laden runoff is able to bypass the sediment pond. This should be repaired immediately and maintained.
- It appears that the sediment pond is severely undersized. This sediment pond must be made larger or another sediment pond must be installed. Please refer to the following Web site for the specifications of sediment ponds:

<http://www.dnr.state.oh.us/water/rainwater/default/tabid/9186/Default.aspx>

- The sediment control structure in the sediment pond appears to be improperly working. Another structure should be installed if needed.

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- There is a storm drain observed on site that is unprotected. All storm drains must be provided with inlet protection. The specifications for inlet protection can also be found at the Web site above.
- There are many wetlands on site. Appropriate BMPs, such as perimeter silt fencing and sediment traps, should be installed to ensure that no sediment laden runoff enters these wetlands.
- Regular inspections of the site BMPs should be conducted to ensure they are in good working order. All BMPs should be maintained so that they function properly.

**Within 7 days of receipt of this letter you are requested to provide this office with a letter of response indicating the corrective actions you will take to address these deficiencies. All corrective actions should be completed by August 14, 2009. This letter also serves to request that a copy of the site's Storm Water Pollution Prevention Plan (SWP3) be submitted for review by the Ohio EPA.**

If you have any questions, please contact me at (330) 963-1138 or you may e-mail me at [marcus.hollenbank@epa.state.oh.us](mailto:marcus.hollenbank@epa.state.oh.us). Thank you for your prompt attention to these matters.

Sincerely,



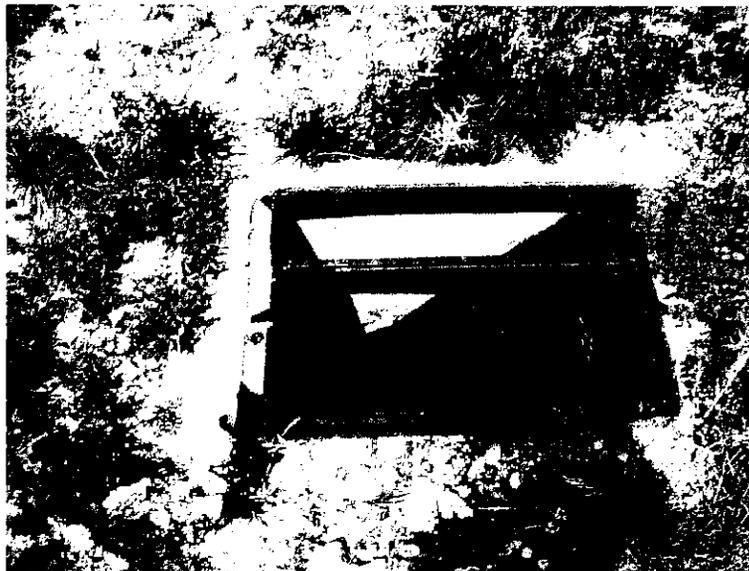
Marcus Hollenbank  
Assistant to the District Engineer  
Division of Surface Water

MH/mt

cc: James Bierlair, Summit SWCD



As shown in the picture, the soil around the outlet pipe is completely eroded away and sediment laden storm water is able to bypass the sediment pond completely. This must be fixed immediately.



All storm sewer inlets located on site must be provided with inlet protection.



All areas of bare soil must be re-stabilized with grass seeding and mulching, including diversion trenches/drainage canals. These are not the only areas of bare soil; they are just examples.

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# OhioEPA

## COMPLAINT INVESTIGATION FORM

Date/Time Reported: 5/6/09 1030hrs	DISTRICT OFFICE: NE
<b>COMPLAINANT:</b>	<b>SUSPECTED SOURCE:</b>
Name Fred Zofchak	Name/Facility: Cranberry Creek development
Address: 1711 Sandy Lake Road	Address: Sandy Lake Road
Phone No: 330.678.8295	County: Portage
work/other:	Phone No:
	<b>Regulatory Status: storm water</b>
	<b>USEPA/Ohio ID #:</b>

**STATEMENT OF COMPLAINT:** *(Location, type of material, quantity, areas affected, phone #'s.)*

Retention pond located in NE corner of development – outlet structure/embankment has washed out and sediment being discharged onto complainants property. Would like OEPA to investigate and have developer repair pond embankment.

Associated Individuals/Companies: Wojno Developer – Mark Kopacinski

Complaint Received By: Kelvin Rogers, Ohio EPA NEDO DSW

**INVESTIGATION SUMMARY:**

Investigator assigned: Marcus Hollenbank	Priority: High
<b>Actions/observations/recommendations:</b>	
Investigation status/resolution:	

File :[]