



Environmental
Protection Agency

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

July 14, 2011

RE: SUMMIT COUNTY
VILLAGE OF NORTHFIELD
BRANDYWINE HIKE AND BIKE TRAIL
CONSTRUCTION STORM WATER

Mr. Paul Wilkerson
Metro Parks Serving Summit County
975 Treaty Line Road
Akron, OH 44313

Cavanaugh Building
1744 Collier Road
Akron, OH 44320

Dear Mr. Wilkerson and Cavanaugh Building:

On July 6, 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 #3GC05247*AG. While on site, I spoke with Pete Halas of Cavanaugh Building. Our records indicate that Metro Parks Serving Summit County was granted coverage under the NPDES permit on January 20, 2011. However, our records further indicate that Cavanaugh Building has not submitted a Co-Permittee Notice of Intent (Co-Permittee NOI). **This is a violation of Part I.E of the NPDES permit for failure to obtain NPDES permit coverage.** This violation is specific to Cavanaugh Building. All parties that meet the definition of operator are required to obtain NPDES permit coverage. The definition of "operator" in the NPDES permit includes the party that manages the day-to-day operations at the construction site that are required to comply with the NPDES permit. It is our understanding that Cavanaugh Building meets the definition of operator. To obtain NPDES permit coverage, Cavanaugh Building must submit a Co-Permittee NOI to Ohio EPA. The Co-Permittee NOI was to be submitted by Cavanaugh Building prior to the start of construction activities. The form and instructions can be downloaded from our website at www.epa.ohio.gov/dsw/storm/stormform.aspx. There is no fee to file the form.

During my inspection, I documented the following deficiencies:

1. The storm drain in the corner of the future parking lot is missing inlet protection (Figure 1). Please install an appropriate form of inlet protection in accordance with the *Rainwater and Land Development Manual* (Ohio Department of Natural Resources, 2006), available on-line at <http://www.dnr.state.oh.us/tabid/9186/default.aspx>.

Mr. Paul Wilkerson and Cavanaugh Building
Brandywine Hike And Bike Trail
July 14, 2011
Page 2

2. A new skimmer has not been installed on the sediment basin. Please obtain an appropriately-sized skimmer device and install it as soon as possible to ensure that the runoff in the sediment basin is treated properly.
3. As the limits of construction activity expand, please continue to install straw wattles around all disturbed areas to prevent sediment-laden runoff from leaving the 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 25, 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: Alan Brubaker, Engineer, Summit County
Richard Wasosky, MS4 Program Manager, Village of Northfield
Victor Milani, Mayor, Village of Northfield
Joan Hug-Anderson, Summit SWCD

ec: Phil Rhodes, Ohio EPA, NEDO, DSW

Brandywine Hike and Bike Trail
Village of Northfield Summit County

Photos Taken: July 6, 2011
By: Michelle Hummel, DSW, NEDO



Figure 1 – No inlet protection is present on the storm drain in the corner of the future parking lot.