

Environmental  
Protection Agency

Governor  
Lt. Governor  
Director

August 2, 2011

RE: Trumbull County  
Liberty Township  
RAAW LLC Commercial Site  
NPDES Permit No. OHC000003  
Ohio EPA Permit No. 3GC03921\*AG  
Construction Storm Water Inspection

Mr. Bob Walley, Sr.  
RAAW, LLC  
5000 West Liberty Street  
Hubbard, Ohio 44425

Mr. Bob Walley, Sr.  
4603 Michigan Boulevard  
Youngstown, Ohio 44505

Dear Mr. Walley:

On July 29, 2011, Ohio EPA conducted an inspection of the RAAW LLC Commercial Site, located at 5000 West Liberty Street, Liberty Township, Trumbull County (site). Ohio EPA records indicate that the site is covered by General National Pollutant Discharge Elimination System Permit for Storm Water Associated with Construction Activity (General Storm Water Permit), permit No. 3GC03921\*AG. The inspection documented the following violations:

**RAAW LLC Commercial Site**

- A brownish-orange leachate from numerous spent foundry sand stockpiles was discharging directly into "surface waters of the State" (Figures 1 to 2). The spent foundry sand had a very strong odor present during the inspection. **Failure to implement appropriate best management practices (BMP) to prevent the discharge of non-sediment pollutants to the drainage system of the site or "surface waters of the State" constitutes violations of ORC Chapter 6111 and Part III.G.2.g.i of the General Storm Water Permit. In addition, the discharge of leachate to "surface waters of the State" constitutes a violation of Ohio Administrative Code rule 3745-1-04(C).** Please submit copies of any analytical data that has been performed or provided by the generator that was utilized to characterize the spent foundry sand;

Mr. Bob Walley  
RAAW LLC Commercial Site  
August 2, 2011  
Page 2

- Portions of the site do not have appropriate BMPs installed to prevent the discharge of sediment to "surface waters of the State" (Figure 3). **Failure to install sediment basins and perimeter sediment barriers prior to grading and within seven days from the start of grubbing and to ensure that sediment control structures are functional throughout the course of earth disturbing activity constitute violations of ORC Chapter 6111 and Part III.G.2.d.1 of the General Storm Water Permit.**
- During a March 3, 2011 onsite meeting with Bob Walley, Jr. who explained that the industrial activities occurring at the site include grinding concrete, wood pallets, shingles, and bricks. These industrial activities appear to fall into either Occupational Safety and Health Administration's (OSHA) Standard Industrial Classifications (SIC) 2875 or 3295, which are both regulated by Ohio EPA's General National Pollutant Discharge Elimination System Permit for Storm Water Associated with Industrial Activity (General Industrial Storm Water Permit).

Via a March 18, 2011 letter, Ohio EPA notified you to develop a storm water pollution prevention plan and submit a Notice of Intent (NOI) and a \$350 permit fee for a General Industrial Storm Water Permit to Ohio EPA. As of the date of this notice of violation (NOV), Ohio EPA records do not indicate that an NOI and permit fee have been received for the site. **Failure to obtain coverage under the General Industrial Storm Water Permit constitutes a violation of ORC chapter 6111.**

Within ten days of receiving this NOV, please submit a written report detailing the corrective actions that have been initiated to address the violations detailed above. Should you have any questions regarding this matter, please contact me at your earliest convenience at (330) 963-1118 or via email at [chris.moody@epa.ohio.gov](mailto:chris.moody@epa.ohio.gov).

Sincerely,



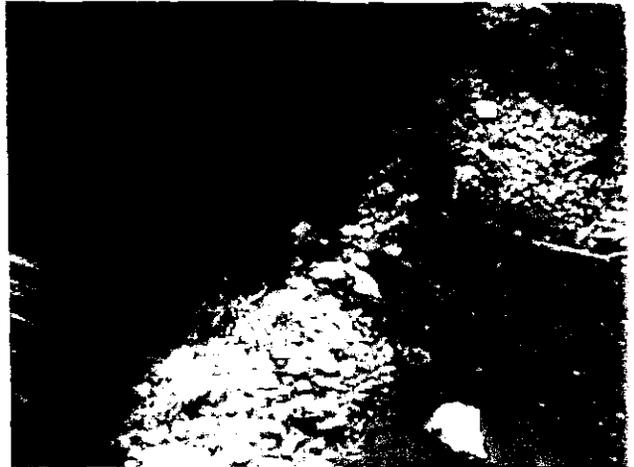
Chris Moody  
Environmental Specialist II  
Division of Surface Water

CM/mt

cc: Bob Walley, Jr., RAAW, LLC



**Figure 1** - A brownish-orange leachate from numerous spent foundry sand stockpiles was discharging directly into "surface waters of the State."



**Figure 2** - A brownish-orange leachate from numerous spent foundry sand stockpiles was discharging directly into "surface waters of the State."



**Figure 3** - Portions of the site do not have appropriate BMPs installed to prevent the discharge of sediment to "surface waters of the State"

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**NOTICE OF VIOLATION**

**CERTIFIED MAIL**

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RAAW, LLC  
5000 West Liberty Street  
Hubbard, Ohio 44425

Mr. Bob Walley, Sr.  
4603 Michigan Boulevard  
Youngstown, Ohio 44505

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Chris Moody  
Environmental Specialist II  
Division of Surface Water

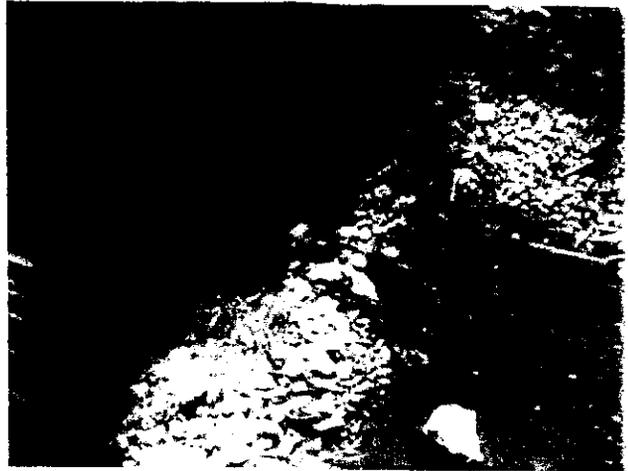
CM/mt

cc: Bob Walley, Jr., RAAW, LLC

ec: Jacob Gore, Trumbull SWCD



**Figure 1** - A brownish-orange leachate from numerous spent foundry sand stockpiles was discharging directly into "surface waters of the State."



**Figure 2** - A brownish-orange leachate from numerous spent foundry sand stockpiles was discharging directly into "surface waters of the State."



**Figure 3** - Portions of the site do not have appropriate BMPs installed to prevent the discharge of sediment to "surface waters of the State"

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

BOB WALLEY, SR  
 RAAW, LLC  
 5000 WEST LIBERTY ST  
 HUBBARD OH 44425

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X *Bob Walley*  A  ssee

B. Received by (Printed Name) C. Date of Delivery

*BOB WALLEY* *8/4/11*

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

2. Article Number 7010 3090 0000 3936 8225 (MOODY 8/3/11)  
 (Transfer from service label)

**U.S. Postal Service**  
**CERTIFIED MAIL RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To: *Bob Walley*

Street, Apt. No., or PO Box No.

City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

7010 3090 0000 3936 8225

**SENDER: COMPLETE THIS SECTION**

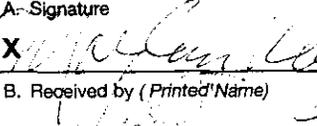
- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**Bob Walley, Sr.**  
**4603 Michigan Blvd**  
**Youngstown OH 44505**

2. Article Number  
 (Transfer from service label) **7009 1680 0000 6381 3026 (Moody 018/10)**

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
  Agent  Addressee

B. Received by (Printed Name) \_\_\_\_\_ C. Date of Delivery **10/19/10**

D. Is delivery address different from item 1?  Yes  
 If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

7009 1680 0000 6381 3057

**U.S. Postal Service**  
**CERTIFIED MAIL RECEIPT**  
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For delivery information visit our website at [www.usps.com](http://www.usps.com)

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To **Tri County Sports Complex**  
 Street, Apt. No., or PO Box No.  
 City, State, ZIP+4

7009 1680 0000 6381 3026

**U.S. Postal Service**  
**CERTIFIED MAIL RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To **Bob Walley, Sr.**  
 Street, Apt. No., or PO Box No.  
 City, State, ZIP+4

7009 1680 0000 6381 3064

**U.S. Postal Service**  
**CERTIFIED MAIL RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To **Bob Walley, Sr.**  
**RAAW, LLC**  
 Street, Apt. No., or PO Box No.  
 City, State, ZIP+4

7009 1680 0000 6381 3040

**U.S. Postal Service**  
**CERTIFIED MAIL RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

Postage	\$	Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

Sent To **Steve Scilian**  
 Street, Apt. No., or PO Box No.  
 City, State, ZIP+4