



**Environmental
Protection Agency**

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

Re: Erie County
Two Rivers Condominiums
Construction
Storm Water

December 30, 2010

Mr. James Murray
Mr. Jim Seitz
Two Rivers Condominiums
111 Shoreline Drive
Sandusky, Ohio 44870

Dear Mr. Murray and Mr. Seitz:

On December 2, 2010, I inspected the Two Rivers Condominiums Phases 1 and 2 located at the north terminus of Marina Drive, Huron. The purpose of the visit was to evaluate compliance of the site with the National Pollutant Discharge Elimination System (NPDES) permit for storm water discharges associated with construction activity (Construction General Permit), Facility ID Nos. 2GC01506 and 2GC01666. The inspection was conducted under the provisions of Ohio's water pollution control statutes, Ohio Revised Code (ORC) Chapter 6111. Ohio EPA has no record of other permittees for this site.

At the time of the inspection, the site was inactive. There was a model home that was completed in Phase 1 of the project. Two homes were completed in the second phase. The right of way along the road had a grass cover. The ground east of Phase I appeared to have been tilled and planted. Due to the absence of construction personnel or a trailer, the Storm Water Pollution Prevention Plan and inspections logs were not reviewed.

In Ohio EPA's April 17, 2008, and July 23, 2009, letters to you, we cited a violation for not providing post construction storm water management facilities in accordance with the permit. The permit requires that permanent structural post-construction Best Management Practices (BMPs) must be installed to treat the water quality volume (WQv) and ensure compliance with Ohio's Water Quality Standards in Ohio Administrative Code 3745-1. On October 15, 2010, Ohio EPA staff met with you and Mr. Don Weaver, P.E., Contractors Design Engineering, to discuss the issue. To date we have not received a plan or a schedule to achieve compliance with this permit condition. During my December 2, 2010, visit, no provisions for post construction storm water management facilities were observed. *This is a violation of Part III.G.2.e. of the permit.*

Mr. James Murray
Mr. Jim Seitz
December 30, 2010
Page 2

Within 30 days of the date on this letter, please submit to this office those portions of the site's Storm Water Pollution Prevention Plan which demonstrate compliance with the post construction storm water management requirements of the permit. The latter would include a site map delineating the drainage area and location of each post construction control, the rationale for each control, detailed drawings and water quality design calculations. **Failure to address this issue will result in escalated enforcement action.**

If there are any questions, please contact me at (419) 373-3009.

Sincerely,



Lynette Hablitzel, P.E.
Division of Surface Water
Storm Water Program

/llr

pc: ~~DSW:NWDO:File~~
Andrew White, City Manager
Tim White, District Director