



**Environmental
Protection Agency**

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

Re: Fulton County
City of Wauseon
North Fulton Street Redevelopment
Construction
Storm Water

July 26, 2010

Mr. Dennis Richardson
City of Wauseon
230 Clinton Street
Wauseon, Ohio 43567

Mr. Scott Nagel
Vernon Nagel, Inc.
0-154 County Road 11C
Napoleon, Ohio 43545

Dear Sirs:

On June 28, 2010, Judson Delancey and I inspected City of Wauseon North Fulton Street Redevelopment on North Fulton Street, east of Clinton Street, north of Depot Street, and south of Elm Street in Wauseon, Ohio. The purpose of our visit was to evaluate compliance of the site with your National Pollutant Discharge Elimination System (NPDES) permit for storm water discharge associated with construction activity, Facility ID No. 2 GC02623*AG. The inspection was conducted under the provisions of Ohio's water pollution control statutes, Ohio Revised Code (ORC) Chapter 6111. As a result of the inspection, your site may be eligible to terminate your NPDES permit.

It appears that construction activities at City of Wauseon North Fulton Street Redevelopment are near completion. The roads had been paved and the disturbed land had been seeded. At the time of the inspection workers were bringing the sewers up to grade. Accordingly, a Notice of Termination (NOT) must be filed to relieve you of the obligation to comply with this general permit. An NOT may be filed if one or more of the following criteria have been met:

- Final stabilization has been achieved on all portions of the site for which the permittee is responsible. Final stabilization means that either:
 1. All soil disturbing activities at the site are complete and a uniform perennial vegetative cover of at least 70% density has been established over the entire site.

All temporary erosion and sediment control measures have been removed, properly disposed of, and all trapped sediment has been permanently stabilized; or

2. For construction projects on land used for agricultural purposes, final stabilization may be accomplished by returning the land to its pre-construction agricultural use. If not returned to its pre-construction agricultural use, the land must meet the final stabilization criteria in (1) or (2) above.
- Another operator(s) has assumed control over all areas of the site that have not been fully stabilized; or
 - For residential construction only, temporary stabilization has been completed and the lot, which includes a home, has been transferred to the homeowner. (Individual lots without housing which are sold by the developer must undergo final stabilization prior to termination of permit coverage).

Your site does not meet all the above criteria at this time. A vegetative density of 70% has not been achieved across the entire project. Although the disturbed land appears to have been seeded, there are areas, such as the disturbed land around the drive off Clinton Street, which have no vegetative cover. If seasonal conditions have prohibited the establishment of a vegetative cover on these bare areas, I recommend that mulching or matting is used to temporarily stabilize the area until a more permanent method can be implemented.

When a uniform growth density of 70% has been achieved over the entire site, your site will be eligible to file a Notice of Termination (NOT) form. The form can be found at: <http://www.epa.state.oh.us/dsw/storm/stormform.aspx>. NOTs should be filed within 45 days of when the above criteria are met.

If there are any questions, please contact me at (419) 373-3025.

Sincerely,



Sarah Clement
Division of Surface Water
Storm Water Program

/llr

pc: DSW-NWDO File
Dave Murry, Public Works Superintendent