



**Environmental  
Protection Agency**

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

Re: Hancock County  
Texas Roadhouse Holdings LLC  
Construction  
Storm Water

August 26, 2010

Mr. Doug Druen  
Texas Roadhouse  
6040 Dutchmans Lane  
Louisville, Kentucky 40205

Dear Mr. Druen:

On June 7, 2010, Sarah Clement and Judson M. Delancey IV inspected the Texas Roadhouse at 1111 W Trenton Ave in Findlay. 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, Facility ID No. 2GC02437\*AG. 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 at this site.

As a result of this inspection, you may be eligible to terminate NPDES permit coverage. It appears that construction activities at the site are near completion. 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 conditions 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 is permanently stabilized; or
  2. For construction projects on land used for agricultural purposes, final stabilization may be accomplished by returning the disturbed 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) above.

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- ▶ Another operator(s) has assumed control over all areas of the site that have not been fully stabilized.

It appears that your site meets the above criteria. If you believe the same is true and you have installed the project's post construction storm water Best Management Practices (BMPs), please file the NOT form. The NOT form and instructions can be found on our website: <http://epa.ohio.gov/dsw/storm/stormform.aspx>. NOTs must be submitted to Ohio EPA's Central Office within 45 days of when the above criteria are met.

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~~  
Brian Hurt, Chief Engineer  
Randy L Greeno, WPC Superintendent