Ohio Environmental Protection Agency
John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

OH0301312801109

Re: Ashland County
Mohican River Estates
PWS Type: Community
PWS ID: OH0301312

July 27, 2011

NOTICE OF VIOLATION-ACTION REQURED

Ms. Julie Vantaggi
Mohican River Estates
6 Corporation Center
Broadview Heights, Ohio 44147

Subject: Failure to Sample Source Water for Fecal Indicators (Total Coliform) as Required

Mohican River Estates is in violation of Ohio Administrative Code (OAC) 3745-81-42 for failure to comply with the Ground Water Rule monitoring requirements.

Monitoring Period: July 2011
Required Monitoring: One (1) raw sample from the well
Sample Results Submitted: None

ACTION REQUIRED:

1. **To address the violation, return to compliance, and prevent federal enforcement action the required source water samples must be collected. Failure to collect the required source water sample(s) may result in enforcement action by the Ohio EPA.** If source water (raw) samples were collected as required, submit the results to the appropriate Ohio EPA District Office as soon as possible. The monitoring violation would be rescinded and a reporting violation given for late submittal of the results. If raw water samples were not collected, they must still be collected and Ohio EPA must receive results to return to compliance.

2. **Notify the people served by this water system** using one or more of the methods and the timing as required by OAC, Rule 3745-81-32 to reach all persons served.

   Timing: As soon as practical, but no later than one year after learning of the violation:

- Mail or other direct delivery to each customer; OR
- Annual Consumer Confidence Report provided it's distributed within one year after learning of the violation; and
- If necessary to reach all persons regularly served, use other notification methods such as newspaper publication, public posting or Internet posting;
- Posted notices must remain in place as long as the violation or situation exists, but in no case less than seven days (even if the violation is resolved). The language in italics on the enclosed public notice is mandatory and must be included, as written. Do not make changes to the public notice without consulting with the Ohio EPA beforehand.

3. **Complete the enclosed Verification Form within 10 days of issuing the Public Notice** and mail it to Ohio EPA - NWDO. Include a copy of each notice distributed, published or posted.

If you have any questions, contact me at 419-373-3107.

Sincerely,

Elizabeth Ames
Division of Drinking and Ground Waters

/llr

Enclosures: Tier 3 Public Notification
Public Notice Instructions & Verification Form

pc: Ashland County Health Department
Information Management Section, DDAGW, CO
DDAGW – NWDO (w/enclosures)

DRINKING WATER NOTICE

Source Monitoring requirements were not met for Mohican River Estates

Monitoring Period: July 2011

Our water system recently failed to collect well water samples for fecal indicators following a routine total coliform positive result in our distribution system. Although this incident is not an emergency, as our customers, you have the right to know what happened and what we did to correct the situation.

What Should I Do?

- *There is nothing you need to do at this time. You do not need to boil your water or take other corrective actions. If a situation arises where the water is no longer safe to drink, you will be notified within 24 hours. We will announce any emergencies on local radio and television stations.*

What is being done?

Upon being notified of this violation, we are required to post this public notice to inform our customers. Mohican River Estates will take steps to ensure that adequate monitoring will be performed in the future.

For more information, please contact _____ at _____
name of contact phone number

or at _____.
mailing address

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

PWSID# OH0301312	Date Distributed:

PUBLIC NOTICE INSTRUCTIONS AND VERIFICATION FORM FOR COMMUNITY PUBLIC WATER SYSTEMS WITH TIER 3 VIOLATIONS

The owner or operator of a community public water system with a Tier 3 violation or situation shall notify the persons served by the public water system as soon as practical but **no later than one year** after the system learns of the violation. At a minimum, community public water systems must issue the notice by **mail or other direct delivery**. Public notice issued by methods other than posting shall be repeated annually as long as the violation or situation persists.

I HEREBY CERTIFY THAT THE PUBLIC WAS NOTIFIED BY THE FOLLOWING METHOD(S) INDICATED BELOW, AS DESCRIBED IN THE OHIO ADMINISTRATIVE CODE RULE 3745-81-32:

Required Method of Public Notification	Actual Method of Public Notification
Use the following method to reach all persons served by the public water system: Public notice issued by mail or other direct delivery to each customer receiving a bill and to other service connections to which water is delivered by the public water system. The consumer confidence report delivered to customers by July 1 of each year may be used as long as the public notice includes all the required content and is delivered within the required timeframe.	**Describe actual methods used to notify public of the violation:** A. Date of mailing/delivery _____
If the above method does not reach all persons served, also use any other method reasonably calculated to reach other persons regularly served by the public water system (e.g. publication in a local newspaper, delivery of multiple copies for distribution by customers that provide their drinking water to others, posting in public places served by the system or on the Internet, or delivery to community organizations). If the notice is posted, it shall remain in place as long as the violation exists, but in no case less than 7 days.	A. Method(s) _____ _____ B. Date(s) _____

Complete the enclosed Verification Form and mail it to Ohio EPA – NWDO. **INCLUDE A COPY OF THE PUBLIC NOTICE.**

_____
Signature of Responsible Person Date

_____
Printed Name and Title of Responsible Person

Mohican River Estates
OH0301312
Ashland County
July 2011
Ground Water Rule Monitoring (VioType 34)

For Ohio EPA use only:
Date PN received: _____
PN acceptable: _____ **PN not acceptable:** _____