



State of Ohio Environmental Protection Agency

**Northwest District Office**

347 North Dunbridge Road  
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468  
www.epa.state.oh.us

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

Re: Marion County  
American Legion Post 605  
TNC Water System  
PWD ID: OH5142512  
STUD ID: 5156241

May 14, 2008

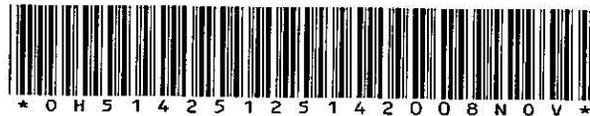
CERTIFIED MAIL

OH5142512

AMERICAN LEGION POST 605

5/14/2008

Mr. Dave Lust  
144 W. Main Street  
Waldo, Ohio 43356



**Subject: Notice of Violation for Failure to Respond to a Significant Deficiency**

Dear Mr. Lust:

This letter is notification that the American Legion Post 605 has not complied with requirements issued during this Agency's last survey performed on March 6, 2008, in violation of rule 3745-81-60 of the Ohio Administrative Code. The American Legion Post was notified in correspondence dated March 24, 2008, to respond in writing no later than 45 days, with time frames for:

1. Maintain a written Total Coliform Sample Siting Plan in conformance with OAC Rule 3745-81-21. A template was provided and discussed during the survey.
2. The well cap is not designed with a screened vent. Replace with a watertight well cap designed in conformance with "Water System Council Pitless Adapter Standard PAS-97". (OAC Rule 3745-9-05 (P)).
3. Maintain an air gap separation of the drain line between the cation exchange unit drain line and the waste water drain piping (OAC Rule 3745-95-05).
4. The pressure tank and softener (cation exchange unit) substantially deviate from the specifications contained with Plan Approval Application Number NW-3134-WS 9. Both installed components are of a smaller capacity than what was approved. Submit specifications for the equipment installed and the reasons the sizes were changed from the plan approval.

The water system must respond in writing within 15 days from the date of this letter with the required information. Failure to comply may result in further enforcement action.

Mr. Dave Lust  
May 14, 2008  
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If you have any questions, please contact me at (419) 373-3042.

Sincerely,



Larry W. Moritz  
Division of Drinking and Ground Waters

/llr

Enclosure

pc: Marion County Health Department  
DDAGW-CO  
DDAGW-NWDO File  
Gary Rowland, Operator  
ec: JoAnn Sabo, District Office Compliance Officer

<b>U.S. Postal Service™</b>		<b>SECTION ON DELIVERY</b>	
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Postage	\$ 59	C. Date of Delivery	5-16-08
Certified Fee	2.70	Address different from Item 1? <input type="checkbox"/> Yes	
Return Receipt Fee (Endorsement Required)	2.20	Delivery address below: <input type="checkbox"/> No	
Restricted Delivery Fee (Endorsement Required)			
Total Postage & Fees	\$ 5.49		
Ohio EPA			
Postmark Here			
Sent To		ii <input type="checkbox"/> Express Mail	
MR. DAVE LUST		<input type="checkbox"/> Return Receipt for Merchandise	
Street, Apt. No., or PO Box No.		<input type="checkbox"/> C.O.D.	
144 W. MAIN STREET		Delivery? (Extra Fee) <input type="checkbox"/> Yes	
City, State, ZIP+4			
WALDO OH 43356 #5142512			
PS Form 3800, August 2006			
See Reverse for Instructions			