

**Environmental
Protection Agency**

Paul R. Wolf, Governor
Robert F. Utz, Lt. Governor
Chris Mitchell, Director

July 12, 2010

RE: SCOOTERS RESTAURANT
OHIO EPA PERMIT 3PR00428
ANDOVER TWP, ASHTABULA COUNTY
COMPLIANCE INSPECTION EVALUATION

Mr. Jeff McWilliams, Owner
Scooters Restaurant
6669 State Route 85
Andover, OH 44003

Dear Mr. Mitchell:

On July 8, 2010, a site inspection was conducted at the above referenced facility at 6669 State Route 85, Andover Township, Ashtabula County. The inspection was conducted by John Schmidt of this office, and you represented Scooters Restaurant during the inspection. The purpose of the inspection was to evaluate the facility's compliance status with respect to the terms and conditions of the facility's National Pollutant Discharge Elimination System (NPDES) permit. The last compliance inspection was conducted on June 30, 2008.

The system consists of a 1,000 gallon trash trap, 200 gallon equalization tank, 5,000 gpd extended aeration system with clarifier, lift station, dosing chamber, 432 square foot surface sand filtration, chlorine disinfection, and dechlorination. Sludge management consists of sludge removal from a 1,000 gallon aerated sludge holding tank when needed to another POTW. The facility discharges to Wade Creek adjacent to the north side of the facility. No backup power is provided to the facility, and the facility is provided with alarms.

Observations

The following observations were made during the inspection.

1. The design flow of the extended aeration plant is 5,000 gallons per day. The plant operates on a timer from 10 a.m. to 11 p.m., and again from 3 a.m. to 5 a.m. The blowers were operating and the plant was discharging at the time of the inspection.
2. The content of the aeration tank had a septic odor, dark grey color with fair mixing. The blowers were running and the plant was not receiving sufficient aeration. A chocolate brown color with only an earthy odor is more typical for the aeration tank. Insufficient aeration, insufficient waste water flow or strength, sludge age, and excessive sludge and grease accumulation can affect plant performance. From examination of the plant monitoring report, sludge has not

Northeast District Office
2110 East Aurora Road
Twinsburg, OH 44087-1924

330 | 963 1200
330 | 487 0769 (fax)
www.epa.ohio.gov

Mr. Jeff McWilliams
Scooters Restaurant
July 12, 2010
Page 2

been removed from this facility for several years. It is also unknown the last time that any grease traps have been pumped out. Please provide information of the last time the sludge tanks and grease traps were pumped. If an additional grease trap is warranted, a permit-to-install application would be required from Ohio EPA.

3. The surface of the clarifier was somewhat cloudy, and should be clear. Effluent channels and weirs need cleaning.
4. The surface sand filters had a significant accumulation of vegetation (see attached pictures). The sand filter accumulation of weeds and leaves/debris should be removed and the filters re-raked. A discharge to the sand filters was observed during the inspection.
5. The final discharge pipe at Wade Creek was observed, and appeared reasonably clear and colorless.
6. During the inspection you noted that Roger Osborn of Lewis Wastewater Management is the designated operator of record for this facility.
7. Samples are collected and analyzed by the Lewis Wastewater Management / Clean Streams, with data reported by the laboratory on the electronic discharge monitoring reports (eDMRs) on your behalf.

NPDES Permit Compliance Review

Camp Whitewood operates under Permit 3PR00428*AD. A review of the electronic discharge self-monitoring reports (eDMRs) received by Ohio EPA for the period June 1, 2008 through July 1, 2010 indicates apparent noncompliance of the terms and conditions of your NPDES permit as identified below:

Limit Violations

No violations were noted for the period reviewed.

Reporting Violations

No reporting violations were noted for the reporting period reviewed.

Compliance Schedule Violations

Based upon a review of Ohio EPA's files, the following is a compliance schedule summary as specified by your permit:

Mr. Jeff McWilliams
Scooters Restaurant
July 12, 2010
Page 3

Permit Effective Date	Permit Expiration Date	Schedule Due Date	Completion Date	Event Code	Schedule Type	Schedule Milestone
06/06/2006	06/30/2011	06/06/2006	04/01/2008	---	O & M	Clean Sand Filters
06/06/2006	06/30/2011	06/06/2006	02/15/2008	---	O & M	Submit Operator Contract
06/06/2006	06/30/2011	06/06/2006	04/01/2008	---	O & M	Cover Exposed Wiring
06/06/2006	06/30/2011	06/06/2006	04/01/2008	---	O & M	Install Flow Meter

The previous owner and your operator provided the dates that construction was completed. No additional response is necessary for these violations.

Other Violations

1. Failure to Designate an Operator of Record - Pursuant to Part II, Item A of your NPDES permit, the wastewater treatment works must be under the supervision of a Class I State Certified Operator as required by OAC 3745-7-02. The previous owners submitted a contract between themselves and Lewis Wastewater Management, Inc., however Ohio EPA has no record of the contract between you and Lewis Wastewater Management for the operation of the facility. You may enter into a contract for the technical services of an appropriately certified operator to inspect, monitor, and supervise the operation thereof provided that a renewable contract, describing the duties and responsibilities of said certified operator, is submitted to and approved by Ohio EPA. To-date, Ohio EPA has not received a contract with an appropriately certified operator. The operator of record designation form may be found at [http://epa.ohio.gov/portals/35/opcert/Operator of Record Notification Form.pdf](http://epa.ohio.gov/portals/35/opcert/Operator_of_Record_Notification_Form.pdf). It appears that Mr. Roger Osborn and/or Mr. Dustin Lewis of Lewis Wastewater Management, Inc. continues to service the facility.

Please provide evidence that you have contracted with an appropriately certified operator to operate your WWTP and submit the Operator of Record Notification Form to Ohio EPA.

2. Failure to Notify of a Change in Ownership or Control: Pursuant to Part III, Item 19 of your NPDES permit, the Permittee must notify the succeeding owner or successor of the existence of this permit and a copy forwarded to this office. Ohio EPA has no record of receiving this notification from the former facility owners. Your permit also states that Ohio EPA know the date of transfer to enable to establish ownership of violation(s). Please provide Ohio EPA the date of ownership and permit transfer. Upon date of the notification, Ohio EPA will commence the process to modify this permit to reflect the change on ownership of this permit.

Mr. Jeff McWilliams
Scooters Restaurant
July 12, 2010
Page 4

Based on the above information, Scooter's Restaurant is considered to be in substantial compliance with the terms and conditions of the NPDES permit. However, the above items must be addressed.

Please inform this office, in writing, within 30 days of the date of this letter as to the actions we discussed that have been or will be taken to correct the above noncompliance or explanations if you believe the noncompliance issues noted are in error. Your response to this letter should include the dates that the actions have been or will be completed. Please be advised that past or present issues of noncompliance can continue as subjects of future enforcement actions by Ohio EPA.

If you have any questions or comments regarding this inspection, please feel free to contact me at (330) 963-1175.

Respectively,



John M. Schmidt P.E., R.S.
Environmental Engineer
Division of Surface Water

JMS/mt

File: Scooter's Restaurant (Andover Twp) Ashtabula Co./Semipublic P/C