



Environmental
Protection Agency

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

February 18, 2011

RE: HARASSMENTS BAR AND GRILLE
OHIO EPA PERMIT 3PR00438
JEFFERSON TWP, ASHTABULA COUNTY
COMPLIANCE EVALUATION INSPECTION

Mr. Terry G. Schley
Harassment's Bar & Grille
4502 Anderson Road
Pierpont, Ohio 44082

Dear Mr. Schley:

On February 17, 2010, a site inspection was conducted at the above referenced facility at 900 North Market Street, Jefferson Township, Ashtabula County. The inspection was conducted by John Schmidt of this office, and you represented Harassment's Bar and Grille 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 April 8, 2010.

The system consists of a trash trap, flow equalization, extended aeration system with clarifier, dosing chamber, rapid sand filtration, chlorine disinfection, and dechlorination. Sludge management of sludge removal from an aerated sludge holding tank when needed to another POTW. The facility discharges to an unnamed tributary to Mill Creek adjacent to the south 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 1,750 gallons per day. The plant operates on a timer, and was not flowing at the time of the inspection.
2. The blowers were cycled and found in operating condition.
3. The content of the aeration tank had a slight musty odor, light brown color with good mixing. The blowers were running and the plant was receiving sufficient aeration. This may be because the plant is biologically under loaded. A medium brown color is more typical for the aeration tank.
4. The surface of the clarifier was clear with some freezing evident. Effluent channels were clean.

5. The dosing pumps were cycled and found in operating condition. The alarm system was checked and found in operating condition.
6. Rapid sand filters were clean and operable, with filters free of leaves and debris. No discharge to the sand filters was observed during the inspection. When water from the dosing pumps was conveyed to the sand filters, the sand filter influent was clear.
7. The final discharge at Mill Creek could not be observed due to lack of flow.
8. Josh Goodridge and Ron Bell operate the plant on behalf of Harassment's Bar and Grille and perform the routine inspection and conducts routine monitoring of flow rate, odor, color, and turbidity. Quarterly monitoring is conducted by Geauga County Department of Water Resources. As discussed during our visit, a review of Ohio EPA files indicate that the agency has not received your executed an official operator of record designation for this facility, which is required to be signed by both yourself, Mr. Bell, and Mr. Goodridge. In correspondence to me dated March 5, 2010, you indicated that you retained the services of Mr. Josh Goodridge of B & J Environmental as your contract operator and that+ laboratory services would be performed by Geauga County Department of Water Services. You later sent me a delegation of authority form that allows B & J Environmental to submit data into the eDMR system on your behalf, which is not the same as the operator of record form. A copy of the operator (ORC) designation form, which should be completed by you and both Mr. Bell and Mr. Goodridge, may be found on the web 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). I have attached a copy for your reference.
9. You indicated plans to expand an outdoor patio for the bar, and that no additional seats are proposed as a part of this expansion. If you plan to add seating capacity to the facility, you will need to notify this office so that we may evaluate the capacity of your wastewater system to accommodate any additional flow.

NPDES Permit Compliance Review

Harassment's Bar and Grille operates under Permit 3PR00438*AD. A review of the electronic discharge self-monitoring reports (eDMRs) received by Ohio EPA for the period April 1, 2010 through January 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; however it is noted that no data has been reported for this facility prior to July 1, 2010. You previously responded that you

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were unaware of the data collection requirement or the provisions to obtain a licensed operator to operate your facility prior to being notified by Ohio EPA in 2010. Data must be collected and reported in accordance with the terms prescribed by your NPDES permit. No additional response is required to respond to the data not collected prior to July 1, 2010.

Reporting Violations

The following sampling frequency violations are noted for the period reviewed:

Station	Reporting Code	Parameter	Sample Frequency	Expected	Reported	Violation Date
001	00056	Flow Rate	1/Day	1	0	10/01/2010
001	00056	Flow Rate	1/Day	1	0	10/02/2010
001	00056	Flow Rate	1/Day	1	0	10/03/2010
001	00056	Flow Rate	1/Day	1	0	10/04/2010
001	00056	Flow Rate	1/Day	1	0	10/05/2010
001	00056	Flow Rate	1/Day	1	0	10/06/2010
001	00056	Flow Rate	1/Day	1	0	10/07/2010
001	00056	Flow Rate	1/Day	1	0	10/08/2010
001	00056	Flow Rate	1/Day	1	0	10/09/2010
001	00056	Flow Rate	1/Day	1	0	10/10/2010
001	00056	Flow Rate	1/Day	1	0	10/11/2010
001	00056	Flow Rate	1/Day	1	0	10/12/2010
001	00056	Flow Rate	1/Day	1	0	10/13/2010
001	00056	Flow Rate	1/Day	1	0	10/14/2010
001	00056	Flow Rate	1/Day	1	0	10/15/2010
001	00056	Flow Rate	1/Day	1	0	10/16/2010
001	00056	Flow Rate	1/Day	1	0	10/17/2010
001	00056	Flow Rate	1/Day	1	0	10/18/2010
001	00056	Flow Rate	1/Day	1	0	10/19/2010
001	00056	Flow Rate	1/Day	1	0	10/20/2010
001	00056	Flow Rate	1/Day	1	0	10/21/2010
001	00056	Flow Rate	1/Day	1	0	10/22/2010
001	00056	Flow Rate	1/Day	1	0	10/23/2010
001	00056	Flow Rate	1/Day	1	0	10/24/2010
001	00056	Flow Rate	1/Day	1	0	10/25/2010
001	00056	Flow Rate	1/Day	1	0	10/26/2010
001	00056	Flow Rate	1/Day	1	0	10/27/2010
001	00056	Flow Rate	1/Day	1	0	10/28/2010
001	00056	Flow Rate	1/Day	1	0	10/29/2010
001	00056	Flow Rate	1/Day	1	0	10/30/2010
001	00056	Flow Rate	1/Day	1	0	10/31/2010
001	00056	Flow Rate	1/Day	1	0	12/01/2010
001	00056	Flow Rate	1/Day	1	0	12/02/2010
001	00056	Flow Rate	1/Day	1	0	12/03/2010

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Station	Reporting Code	Parameter	Sample Frequency	Expected	Reported	Violation Date
001	00056	Flow Rate	1/Day	1	0	12/04/2010
001	00056	Flow Rate	1/Day	1	0	12/05/2010
001	00056	Flow Rate	1/Day	1	0	12/06/2010
001	00056	Flow Rate	1/Day	1	0	12/07/2010
001	00056	Flow Rate	1/Day	1	0	12/08/2010
001	00056	Flow Rate	1/Day	1	0	12/09/2010
001	00056	Flow Rate	1/Day	1	0	12/10/2010
001	00056	Flow Rate	1/Day	1	0	12/11/2010
001	00056	Flow Rate	1/Day	1	0	12/12/2010
001	00056	Flow Rate	1/Day	1	0	12/13/2010
001	00056	Flow Rate	1/Day	1	0	12/14/2010
001	00056	Flow Rate	1/Day	1	0	12/15/2010
001	00056	Flow Rate	1/Day	1	0	12/16/2010
001	00056	Flow Rate	1/Day	1	0	12/17/2010
001	00056	Flow Rate	1/Day	1	0	12/18/2010
001	00056	Flow Rate	1/Day	1	0	12/19/2010
001	00056	Flow Rate	1/Day	1	0	12/20/2010
001	00056	Flow Rate	1/Day	1	0	12/21/2010
001	00056	Flow Rate	1/Day	1	0	12/22/2010
001	00056	Flow Rate	1/Day	1	0	12/23/2010
001	00056	Flow Rate	1/Day	1	0	12/24/2010
001	00056	Flow Rate	1/Day	1	0	12/25/2010
001	00056	Flow Rate	1/Day	1	0	12/26/2010
001	00056	Flow Rate	1/Day	1	0	12/27/2010
001	00056	Flow Rate	1/Day	1	0	12/28/2010
001	00056	Flow Rate	1/Day	1	0	12/29/2010
001	00056	Flow Rate	1/Day	1	0	12/30/2010
001	00056	Flow Rate	1/Day	1	0	12/31/2010

A review of your permit for Outfall 001 (final outfall) indicates that some parameters (flow rate) are to be reported daily. It appears that this data was not collected for the months of October and December, 2010. You may want to verify with B & J Environmental if this data was collected and not reported into the eDMR or if the data was not collected. If the data was collected, the eDMR for October and December should be amended to add this data. Sample collection should be scheduled when the plant is actually discharging, and daily readings recorded, with "AN" noted for weekends and holidays. Many owners defer reporting on their behalf to their licensed WWTP operators.

Compliance Schedule Violations

Based upon a review of Ohio EPA's files, Harassment's Bar & Grille has completed its compliance schedule prescribed by the NPDES permit.

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Other Violations: Failure to Designate a Licensed Wastewater Plant Operator - 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. Ohio EPA is aware of your selection of B & J Environmental as your designated operator, however Ohio EPA has not received the prescribed form. A follow-up call with your operator indicated that this was sent to Ohio EPA, but may have been lost in transit and that Ron Bell and Josh Goodridge are the operators of record. A new ORC form was being prepared as of February 14, 2010. I also sent you an electronic copy of this form via email on February 18, 2010.

Please provide evidence that you have executed an operator-of-record (ORC) notification form completed by both the owner and the operator to operate your WWTP.

Based on the above information, Harassment's Bar is now considered to be in substantial compliance with the terms and conditions of the NPDES permit. Please provide a copy of your Operator of Record Designation sent to Columbus for our files.

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.

It was a pleasure to meet you yesterday. 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: SP/Ashtabula/Jefferson Twp./Harassment's Bar & Grille