Ohio Environmental Protection Agency

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

June 8, 2011

Rob Luckenbach
Bluegrass Farms
9768 Mill-Jeff Road
PO Box 57
Jeffersonville, OH 43128

Re: Bluegrass Farms / Fayette County
Permit Number: 4GC03367 *AG

Dear Mr. Luckenbach:

This letter is written regarding a storm water inspection at Bluegrass Farms located at State route 729, 1075 Mile North of Old Us Route 35 Jefferson Township, OH, on June 6, 2011. The site had active construction during my site inspection. I understand this site is currently covered under the General Storm Water Permit Associated with Construction Activities. Please consider this a formal notice of violation. Based on my site inspection and the conditions set forth in the General Permit, the following items must be addressed:

Sediment and Erosion Controls:

Silt fencing was installed on the downslope of the site. However, there were several areas that needed to be repaired. Please maintain the erosion controls. Please see attached pictures.

The project site was mostly barren and some areas appeared to be at final grade. Please be aware the General Permit mandates specific permanent and temporary stabilization requirements. All disturbed areas which remain idle in excess of 21 days must be protected from erosion within seven days of the last earth disturbing activities. All areas of final grade must be protected within seven days. All earth disturbing activities should be clearly logged in your inspection reports to ensure the 21 day / seven day requirement is not violated. Please see attached pictures.

The General Permit requires the permittee to conduct inspections of all sediment and erosion controls every seven days or within 24 hours of a rain event equal to or greater than 0.5 inches. A log of the inspections and resulting corrective actions must be maintained on site available for review. All earth disturbing activities must be clearly documented in your inspection reports to ensure the temporary or permanent stabilization requirements are not violated.

During a meeting held on November 1, 2010 at your office, it was stated that a revised storm water pollution prevention plan (SWP3) would be submitted to me that show the use of grass filter strips in lieu of sediment basins. I have not received the revised SWP3 as of this date. Sediment basins should be used until grass filter strips are approved by this Agency.

Check dams should be installed in the long ditches/swales at the site to slow down the velocity of the storm water.

There was another active construction site to the west of the rail spur. Was this project included in your original notice of intent application? If this is a part of your project, it must also be included in the SWP3.

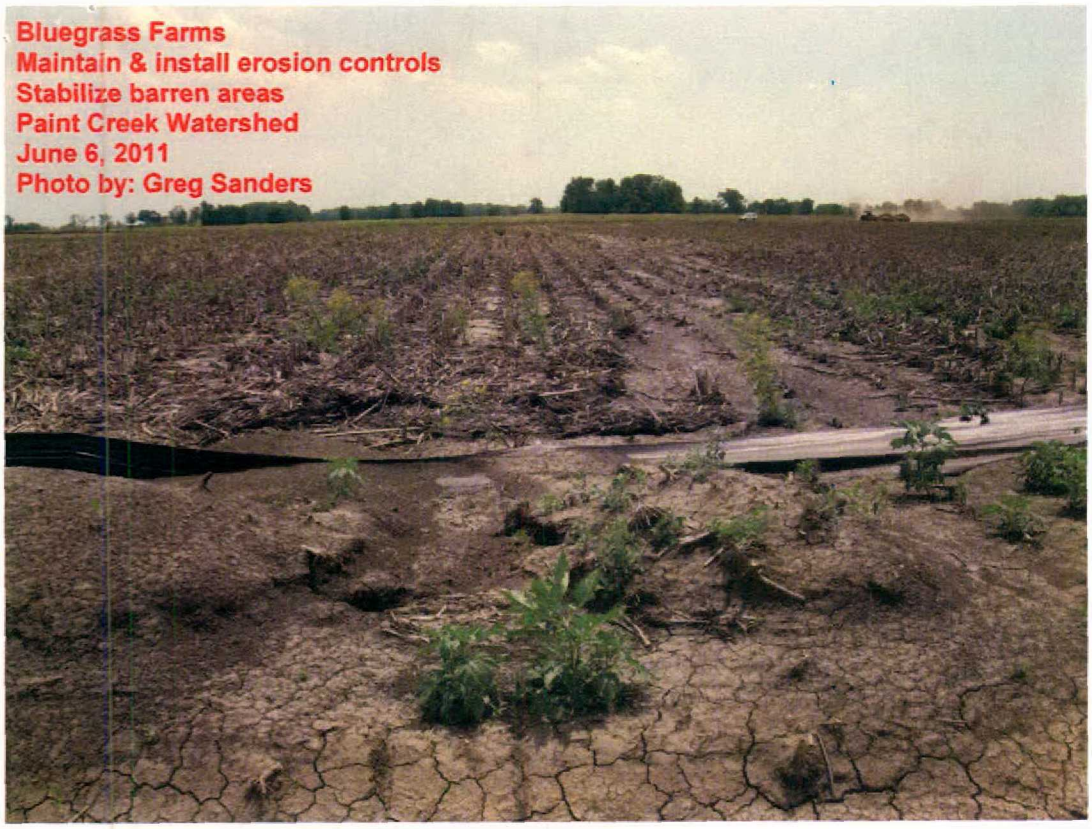
If you have any questions regarding this letter or the inspection, please do not hesitate to contact me at our Central District Office at 614-728-3851 or email at greg.sanders@epa.state.oh.us.

Sincerely,

Gregory L. Sanders
Environmental Specialist
Division of Surface Water
Central District Office

c: Jeff Bohne, Water Quality Supervisor, DSW/CDO
Chris Schaeffer, P.E., Schaeffer Engineering
Victor Roberts, P.E., R.B. Jergens

GS/nsm Bluegrass Farms, June 6, 2011


Bluegrass Farms
Maintain & install erosion controls
Stabilize barren areas
Paint Creek Watershed
June 6, 2011
Photo by: Greg Sanders

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Install erosion controls
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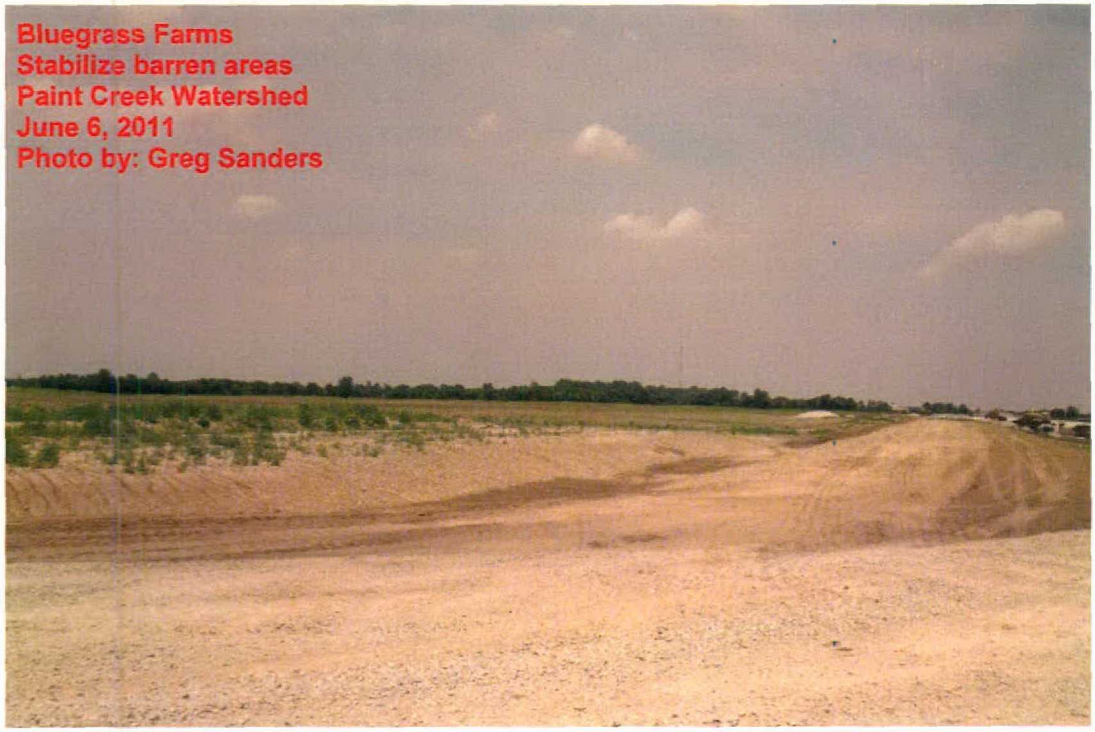
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