



State of Ohio Environmental Protection Agency

Northeast District Office

2110 East Aurora Rd.
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

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

June 16, 2009

RE: LAKE COUNTY
KIRTLAND
JUST ONE MORE TAVERN
NPDES PERMIT NO. 3PR00150
APPLICATION NO. OH0103055

Mr. Michael Albino
10010 Sherman Road
Chesterland, Ohio 44026

Dear Mr. Albino:

On June 10, 2009, this writer conducted a compliance evaluation inspection of the wastewater treatment plant (WWTP) that serves the complex. The purpose of the inspection was to evaluate the WWTP's operation and maintenance condition, and to evaluate the facility's compliance with National Pollutant Discharge Elimination System (NPDES) permit effluent limits.

Wastewater Treatment Plant Observations

At the time of the inspection, operation and maintenance of the plant was unsatisfactory. The effluent was of a poor visual quality. The following comments are provided:

- The wastewater treatment plant is septic and odorous. The mixed liquor was black. The plant needs to be reseeded.
- The settling tank content was black.
- Both filter beds contained some vegetation and black sludge on the surface. The sludge, vegetation and any sludge laden filter sand must be removed from the filter bed and disposed in a public landfill. Assurance must be made that 18 inches of Ohio EPA approved sand exists on the filter bed. Ohio EPA approved filter sand has an effective size of 0.4 to 1.0 mm and a uniformity coefficient not greater than 3.0. The sand must be raked and evenly distributed across the filter bed surface.
- The chlorinator was filled with chlorine tablets.
- This plant does not have a dechlorinator to reduce the chlorine residual.
- The wastewater treatment plant grounds were extremely cluttered with debris. The fence surrounding the plant is broken and capable of permitting unauthorized access. This is unacceptable and poses as a safety hazard. All the clutter must be removed. Only those items directly associated with the operation of this wastewater treatment plant should be neatly stored on the wastewater treatment plant grounds. The operator of this plant should be able to conduct his duties in a clutter-free, safe environment. The fence should be repaired.

The above referenced deficiencies must be corrected immediately.

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NPDES Permit Violations

A review of our records reveals that you have not submitted Discharge Monitoring Reports (DMRs) since the effective date of the NPDES permit, June 1, 2007. Each month, DMRs must be submitted to the Central Office of Ohio EPA. Your NPDES permit requires monitoring and/or analytical testing for Odor, Color, Turbidity, Total Suspended Solids, CBOD-5day, Dissolved Oxygen, Fecal Coliform, Chlorine Residual and Ammonia Nitrogen. Please refer to Table I of the NPDES permit for specific information. You must obtain the services of a laboratory familiar with the requirements for wastewater treatment plant analyses.

In striving to improve and update resource management, the Division of Surface Water has implemented a new electronic monthly data reporting system called eDMR or Electronic Discharge Monitoring Report System. eDMR is entirely on the internet. It contains many of the Division of Surface Water's permit applications and reporting forms (i.e. discharge monitoring reports) and provides users with the ability to submit information electronically to meet their permitting and reporting obligations. Please contact Mr. James Robert via e-mail at James.Robert@epa.state.oh.us or by telephone at (614) 644-2054 for additional information.

Part II of your NPDES permit requires the plant to be under the supervision of a state certified operator of record with a Class I wastewater treatment license. Attached with this letter is an Operator of Record Notification form. Please complete the form and return it to our Columbus Office. Please be aware that both the owner and operator of record must sign the form.

Be advised that failure to comply with the effluent limitations or to satisfy the monitoring or reporting requirements of your NPDES permit may be cause for enforcement pursuant to the Ohio Revised Code Chapter 6111.

Also, pursuant to Ohio Administrative Code 3745-7-09, effective December 21, 2006, this Agency requires the owner and operator of record of a wastewater treatment plant to maintain operation and maintenance records for the wastewater treatment plant. The records shall be housed on site and shall be accessible for twenty-four hour inspection. Please inform this office of the proposed location for the operation and maintenance records. The following information must be recorded and kept on site:

1. Identification of the sewage treatment works;
2. Date and times of arrival and departure for the operator of record and any other operator required by this chapter;
3. Specific operation and maintenance activities that affect or have the potential to affect the quality or quantity of sewage conveyed or effluent produced;
4. Results of tests performed and samples taken, unless documented on a laboratory sheet;

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5. Performance of preventative maintenance and repairs or requests for repair of the equipment that affect or have the potential to affect the quality or quantity of sewage conveyed, effluent produced; and
6. Identification of the persons making entries.

Actions to be Taken by Permittee

You are directed to notify this office, in writing, within 10 days of the date of this letter, outlining the corrective action that will be taken to eliminate the above highlighted deficiencies.

This office has been notified that the Lake County Board of Commissioners had adopted on March 31, 2009, a resolution authorizing the advertising of bids for the construction of the gravity sewer, force main and pump stations along State Route 306 that will discharge to the Gary L. Kron Water Reclamation Facility. Once the sewer is constructed this office will require the abandonment of the wastewater treatment plant that serves Just One More Tavern. Once the plant is connected to the operating public sewer and the package plant is abandoned, the NPDES permit for the facility will be revoked.

Should you have any questions regarding this letter, do not hesitate to contact this writer at (330) 963-1183.

Sincerely,



Marie Underwood, P.E.
Environmental Engineer
Division of Surface Water

Enclosure-Operator of Record Form

MU/mt