



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

February 12, 2009

RE: LAKE COUNTY
LEROY TOWNSHIP
JUNIOR PROPERTIES, LTD
NPDES PERMIT NO. 3PR00478
APPLICATION NO. OH014057

NOTICE OF VIOLATION

Mr. Rick Osborne, Jr.
8500 Station Street
Mentor, OH 44060

Dear Mr. Osborne:

On February 11, 2009, this writer, along with Terry Kent, R.S. of the Lake County General Health District, conducted a compliance evaluation inspection of the wastewater treatment plant that serves the above referenced facility. At the time of inspection, the trash trap and flow equalization tank were overflowing with raw sewage, resulting in the unauthorized discharge of pollutants to waters of the state. This is a direct violation of Ohio Revised Code 6111.04 that is subject to enforcement action.

You are required to immediately cease the unauthorized discharge of pollutants to waters of the state and come into compliance with Ohio Revised Code 6111.

The following observations were noted:

- The trash trap was filled to the rim and raw sewage was overflowing from the tank onto the ground.
- The flow equalization tank was filled to the rim and raw sewage was overflowing from the tank onto the ground.
- The aeration tank blowers were operating.
- The dosing chamber alarm light was "ON" indicating a failure.
- Both surface sand filter beds contained sludge. The sludge and solids laden sand in the filter beds must be removed and replaced with clean sand. Assurances must be made that 18 inches of Ohio EPA approved filter sand exists on both beds. Ohio EPA approved filter sand has a uniformity coefficient that does not exceed 3.0 and an effective size of 0.4 mm - 1.0 mm. The sand must be raked and evenly distributed across the surface of the filter bed.
- Disinfection of the plant effluent is required from May 1st to October 31st. When the disinfection season starts, chlorination tablets and dechlorination tablets must be placed in the chlorinator and dechlorinator, respectively.

The above referenced items must be corrected immediately and a program of reliable operation and maintenance must be initiated for this facility.

Your National Pollutant Discharge Elimination System (NPDES) permit requires the wastewater treatment plant to be operated by a Class I licensed wastewater treatment operator. The operator of record is responsible for overseeing the technical operation of the plant. Enclosed

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with this letter is an Operator of Record Notification Form. Please immediately complete the form and return it to this office. The form requires both the signatures of the owner and the operator of record.

A review of our records revealed that you have not submitted any discharge monitoring reports as required by your NPDES permit. The plant discharge must be monitored for the pollutants listed in your permit and at the required frequency stated in your permit. Discharge monitoring reports submitted electronically must be received no later than the 20th day of the month following the month-of-interest.

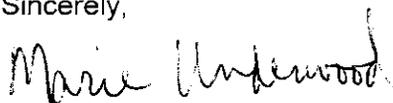
Your NPDES permit also required the posting of a permanent marker on the stream bank at each outfall that is regulated under the NPDES permit and discharges to the unnamed tributary of Big Creek. No such marker has been posted. The marker shall consist of, at a minimum, the name of the establishment, the Ohio EPA permit number, the outfall number and a contact telephone number. The specific information is found in Part II of the permit.

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

Within 10 days of the date of this letter, you are required to notify this office, in writing, outlining the corrective action, either actual or proposed, that will be taken to eliminate the above highlighted deficiencies.

Should you have any questions regarding this letter, please contact the undersigned at (330) 963-1183.

Sincerely,



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

MU/mt

Enclosure

cc: Terry Kent, R.S., Lake County General Health District