



State of Ohio Environmental Protection Agency

Northeast District Office

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Twinsburg, Ohio 44087

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

October 12, 2007

RE: LAKE COUNTY
LEROY TOWNSHIP
BUNKY'S PUB
(FORMERLY THE OTHER INN)
13526 PAINESVILLE-WARREN ROAD
NPDES PERMIT NO.3PR00380
APPLICATION NO. OH0134708

NOTICE OF VIOLATION

Mr. John Geiger
7134 Callow Road
Painesville, OH 44077

Dear Mr. Geiger:

On October 4, 2007, this writer conducted an operation and maintenance inspection of the sewage treatment plant serving Bunky's Pub. The sewage system is an extended aeration plant with tertiary treatment and disinfection facilities. The plant discharges to a storm drain on the north edge of the property which flows to a tributary of Big Creek. The average daily design flow of the plant is 3,500 gallons per day.

At the time of inspection, the overall operation and maintenance of the plant was marginal. The following observations were noted:

- The content of the aeration tank was virtually clear. Little to no activated sludge solids was evident in the mixed liquor. Measures must be taken to increase the organic load in this plant. Some of the grating covers over the tank were missing. Immediate corrections and adjustments to this process unit must occur.
- The settling tank content was turbid. The sludge return line was clear and contained no activated sludge. Any accumulated sludge in the settling tank must be gently scraped toward the hopper bottom so that the sludge can be picked up by the sludge return pump.
- The filter beds contained excess vegetation. The vegetation and any solid laden sand must be removed from the beds. Each filter bed must contain 18 inches of Ohio EPA approved filter sand. Approved filter sand consists of clean and washed sand with an effective size between 0.4 and 1.0 mm and a uniformity coefficient not greater than 3.0. The filter sand must be raked and evenly distributed across the surface area of the bed. The filter beds must be routinely switched to maximize the performance of the filter beds.
- This plant has no dechlorinator. The NPDES permit residual chlorine effluent limit is 0.019 mg/l. A dechlorinator must be installed to meet this limit.

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- The wastewater treatment plant is unsafe. Excessive clutter and debris around the plant makes it a safety hazard for anyone who must work and inspect this plant. Steps are needed to enter down into the plant. The steps must be immediately constructed. The clutter must be immediately removed.

These items must be corrected immediately.

A review of the monthly operating reports for Outfall 001, covering the period of April 2006 to August 2007 revealed the following effluent limitation violations:

| Station | Reporting Code | Parameter | Limit Type | Limit | Reported Value | Violation Date |
|---------|----------------|-------------------------|------------|-------|----------------|----------------|
| 001 | 00610 | Nitrogen, Ammonia (NH3) | 30D Conc | 3.0 | 7.14 | 3/1/2007 |
| 001 | 00610 | Nitrogen, Ammonia (NH3) | 7D Conc | 4.5 | 7.14 | 3/1/2007 |
| 001 | 00610 | Nitrogen, Ammonia (NH3) | 30D Conc | 1.0 | 6.09 | 6/1/2006 |
| 001 | 00610 | Nitrogen, Ammonia (NH3) | 7D Conc | 1.5 | 6.09 | 6/22/2006 |
| 001 | 00610 | Nitrogen, Ammonia (NH3) | 30D Conc | 1.0 | 3.22 | 6/1/2007 |
| 001 | 00610 | Nitrogen, Ammonia (NH3) | 7D Conc | 1.5 | 3.22 | 6/15/2007 |

The flow value being reported continues to be the average daily design flow of the wastewater treatment plant. This is an incorrect value to use and must cease. Acceptable methods for estimating daily flow at plants are, in order of preference, 1) elapsed time meters on sand filter dosing pumps; 2) elapsed time meters on influent pumps; or 3) water use records

Please 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.

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. Some of the information that must be recorded includes the identification of the treatment works, date and times of arrival and departure for the operator of record, specific operation and maintenance activities that affect the quality or quantity of sewage or effluent produced, results of tests performed and samples taken, performance of preventative maintenance and repairs, and identification of the persons making the entries. In addition the administrative code requires any owner of a sewage treatment works who enters into a contract with a certified operator to maintain a copy of the contract onsite at the treatment works. Please carefully review Ohio Administrative Code 3745-7-09 for information on all requirements.

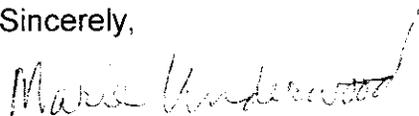
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According to our telephone conversation on this day, you have sold the bar and restaurant business to Mr. John McCluskey. Although you are no longer the owner of the business, you are still legally responsible for all requirements associated with the NPDES permit that was issued to you. In order to change this, you will need to transfer the NPDES permit to the new owner. An Application for the Transfer of the Ohio NPDES Permit must be completed and submitted to this office. Your signature and the signature of the new owner are required. Another form is enclosed for your convenience.

Within 10 days of the date of this letter, you are directed 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, please contact the undersigned at (330) 963-1183.

Sincerely,



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

MU/mt

enclosure

cc: John Mc Cluskey, Bunky's Pub