Environmental Protection Agency

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Korleski, Director

NOTICE OF VIOLATION – ACTION REQUIRED

July 22, 2010

RE: Miami County
36 Skate Club
PWS Type: Non-Community, Transient
PWS ID: OH5536412

Mataleen Phillabaum
4835 W Us Rte 36
Piqua, OH 45356

Subject: Failure to Sample Source Water for Fecal Indicators (Total Coliform) as Required

36 Skate Club is in violation of Federal Code, Rule 141.402 for failure to comply with the Ground Water Rule monitoring.

Monitoring Period:	June 2010
Required Monitoring:	1
Sample Results Submitted:	None

ACTION REQUIRED:

1. **To address this violation, return to compliance, and prevent federal enforcement action, the required source water samples must be collected. Failure to collect the required source water sample(s) may result in enforcement action by the United States Environmental Protection Agency (USEPA).** If source water (raw) samples were collected as required, submit the results to the appropriate Ohio EPA District Office as soon as possible. The monitoring violation would be rescinded and a reporting violation given for late submittal of the results. If raw water samples were not collected, they must still be collected and Ohio EPA must receive results to return to compliance and prevent referring this violation to USEPA.

2. **Notify the people served by this water system** using one or more of the methods and the timing as required by OAC, Rule 3745-81-32 to reach all persons served.

   Timing: As soon as practical, but no later than 30 days after learning of the violation:

   - Posting in conspicuous location, such as bulletin boards, restrooms, drinking fountains, vending areas;
   - Mail or other direct delivery to each customer;
   - Newsletters or newspaper;
   - E-mail to employees or students;
   - Send to parents or guardians of children at schools or day care facilities;

Southwest District Office
401 East Fifth Street
Dayton, OH 45402-2911

937 | 285 6357
937 | 285 6249 (fax)
www.epa.ohio.gov

- Posted notices must remain in place as long as the violation or situation exists, but in no case less than seven days (even if the violation is resolved). The language in italics on the enclosed public notice is mandatory and must be included, as written. Do not make changes to the public notice without consulting with the Ohio EPA beforehand.

3. **Complete the enclosed Verification Form within 10 days of issuing the Public Notice** and mail it to Ohio EPA - SWDO. Include a copy of each notice distributed, published or posted.

If you have any questions, please contact me at 937-285-6417 or Dave Secor at 937-285-6114.

Sincerely,

Mark J Verbsky R.S.

Mark J. Verbsky, R.S.
Environmental Specialist

Enclosures: Tier 3 Public Notification
Public Notice Instructions & Verification Form

ec: Miami County Health Department
Information Management Section, DDAGW, CO

MJV/mab

DRINKING WATER NOTICE

Source Monitoring requirements were not met for 36 Skate Club

We are required to monitor our source (raw) water for fecal indicators following a positive sample for total coliform in our distribution system. During June 2010, we "did not monitor or test" or "did not complete all monitoring or testing" for total coliform bacteria, and therefore cannot be sure of the quality of your drinking water during that time.

What Should I Do?

There is nothing you need to do at this time. You do not need to boil your water or take other corrective actions. If a situation arises where the water is no longer safe to drink, you will be notified within 24 hours.

What is being done?

Upon being notified of this violation, the water supply was required to have the drinking water analyzed for the above mentioned parameters and post this public notice to inform our customers. 36 Skate Club will take steps to ensure that adequate monitoring will be performed in the future.

For more information, please contact _____ at _____
name of contact phone number

or at _____.
mailing address

Please share this information with all the other people who drink this water, especially those who may not have received this notice directly (for example, people in apartments, nursing homes, schools and businesses). You can do this by posting this notice in a public place or distributing copies by hand or mail.

PWSID# OH5536412	Date Distributed:

Tier 3: Monitoring Violation Notice

PUBLIC NOTICE INSTRUCTIONS AND VERIFICATION FORM FOR NON COMMUNITY PUBLIC WATER SYSTEMS WITH TIER 3 VIOLATIONS

The owner or operator of a non community public water system with a Tier 3 violation or situation shall notify the persons served by the public water system as soon as practical but **no later than 30 days** after the system learns of the violation. Public notice issued by posting shall remain in place as long as the violation or situation persists. Public notice issued by other methods shall be repeated annually as long as the violation or situation persists.

I HEREBY CERTIFY THAT THE PUBLIC WAS NOTIFIED BY THE FOLLOWING METHOD(S) INDICATED BELOW, AS DESCRIBED IN THE OHIO ADMINISTRATIVE CODE RULE 3745-81-32:

Required Method of Public Notification	Actual Method of Public Notification
Use one or more of the following methods to reach all persons served by the public water system: 1. Public notice issued by posting in conspicuous locations throughout the distribution system (required to remain posted for as long as the violation exists, but in no case less than 7 days 2. Public notice issued by mail or other direct delivery to each customer and service connection (where known).	**Describe actual methods used to notify public of the violation:** 1A. Dates of posting _____ 1B. Locations of posting _____ _____ _____ 2. Date of mailing/delivery _____
Schools and Day-Care Facilities must notify parents or guardians of children being served by methods besides posting, such as a newsletter, e-mail notice, or direct mailing	A. Method(s) _____ _____ B. Date(s) _____
If the above methods do not reach all persons served, also use any other method reasonably calculated to reach other persons served by the system (e.g. publication in a local newspaper or newsletter, use of e-mail to notify employees or students, or delivery of multiple copies to central locations).	A. Method(s) _____ _____ _____ B. Date(s) _____

Please indicate below what public notice was used. INCLUDE A COPY OF THE PUBLIC NOTICE.

____ A public notice as provided was issued without changes.

____ A different public notice was issued.

_____
Signature of Responsible Person Date

_____
Printed Name and Title of Responsible Person

36 Skate Club
OH5536412
Miami County
June 2010
Ground Water Rule Monitoring (VioType 34)

For Ohio EPA use only:
Date PN received: _____
PN acceptable: _____ **PN not acceptable:** _____