



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

September 5, 2008

**RE: SMITH-SPILIOS INC.
DBA GIONINOS PIZZA
PERMIT NO. 3PR00390
PORTAGE COUNTY
EDINBURG TOWNSHIP**

Mr. Chris Smith, President
Smith-Spilios Inc.
Gioninos Pizza
6982 Tallmadge Road
Rootstown, Ohio 44255

CERTIFIED MAIL

Dear Mr. Smith

On September 3, 2008, an inspection of the above referenced facility's wastewater treatment system was conducted. No one was present during the inspection. The purpose of the inspection was to evaluate the operation and maintenance of the treatment system along with the facility's compliance status with respect to the terms and conditions of the above referenced National Pollutant Discharge Elimination System (NPDES) permit.

During the inspection, the following items were noted:

1. The plant design of the wastewater treatment system is 1500 gpd.
2. The blowers were running and the plant was receiving good aeration.
3. The contents of the aeration tank were medium brown in color and no foam was present. This is typical of a properly operating plant.
4. Both the sludge return line and the skimmer return line were functioning properly.
5. Minimal scum build-up was present behind the baffle in the settling tank. This scum should be removed and properly disposed.
6. The weirs and the sidewalls in the settling tank were free of scum build-up.
7. Both surface sand filter beds were overgrown with vegetation, (see Figure 1). This vegetation should be removed immediately and properly disposed at a licensed solid waste landfill.
8. Once the vegetation is removed in the surface sand filter beds, additional filter media may be required. In general 18 inches of approved filter sand is necessary. Any filter sand that is used must meet the requirements of Ohio Administrative Code (OAC) 3745-42-09. More specifically, for conventional surface sand filters, filter sand shall be washed and free of silt; have an effective size of 0.4 mm to 1.0 mm; and have a uniformity coefficient less than 3.0.
9. The sidewall of the distribution box is severely rusted, (see Figure 2). The distribution box needs to be replaced or repaired so that it does not leak.

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10.A Web-based application for submitting the monthly operating report is currently available. Web addresses are available below which provide information on this topic along with training dates.

This office has recently reviewed your self-monitoring reports covering the period November 1, 2007 through July 31, 2008 for the referenced facility. Our review indicates violations of the terms and conditions of your NPDES permit. The specific instances of noncompliance are as follows:

Limit Violations

| Station | Reporting Code | Parameter | Limit Type | Limit | Reported Value | Violation Date |
|---------|----------------|------------------------|------------|-------|----------------|----------------|
| 001 | 50060 | Chlorine, Total Residu | 1D Conc | 0.019 | .97 | 6/25/2008 |

Frequency Violations

| Violation Date | Station | Reporting Code | Parameter | Sample Frequency | Expected | Reported |
|----------------|---------|----------------|---------------------|------------------|----------|----------|
| 4/22/2008 | 001 | 01330 | Odor, Severity | 1/Week | 1 | 0 |
| 4/22/2008 | 001 | 01350 | Turbidity, Severity | 1/Week | 1 | 0 |
| 6/1/2008 | 001 | 31616 | Fecal Coliform | 1/Quarter | 1 | 0 |

Please note that Ohio EPA has converted from the existing **SWIMware** software to a Web-based reporting system, **e-DMR**. The new reporting system is entirely Web based and accessible via any Internet connection. Ohio EPA Form 4500, commonly known as MORs, will now be called Discharge Monitoring Reports (DMRs or e-DMRs). User training is going to be available in October of this year. Please consult the following Web site for updates regarding the specific date:

<http://www.epa.state.oh.us/dsw/swims/eDMR/eDMRtraining.html>

If you need additional information pertaining to the SWIMware replacement e-DMR, consult the following Web site.

<http://www.epa.state.oh.us/dsw/swims/eDMR/eDMR.html>

Please notify this office in writing within 14 days receipt of this letter your intentions to resolve items 5, 7, and 9. This letter shall include a completion date for each item. A follow-up inspection will be conducted subsequent to the completion date.

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Please be advised that such instances of noncompliance may be cause for enforcement actions pursuant to the Ohio Revised Code, Chapter 6111.

Should you have any comments or questions concerning this letter, please feel free to call me at (330) 963-1143.

Respectfully,



Michael W. Stevens
Environmental Engineer
Division of Surface Water

MWS/mt



Figure 1



Figure 2

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**MR. CHRIS SMITH, PRESIDENT
SMITH-SPILIOS INC.
GIONINOS PIZZA
6982 TALLMADGE RD.
ROOTSTOWN, OH 44255**

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent
 Addressee
- B. Received by (Printed Name) *Gust Spilios* C. Date of Delivery *9/9/08*
- D. Is delivery address different from Item 1? Yes
 If YES, enter delivery address below: No

3. Service Type
- Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

2. Article Number **7008 0150 0001 7111 2347 MSTEVENS 9/8/08**
 (Transfer from service label)

7008 0150 0001 7111 2347

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9/8/08

Sent to *Chris Smith, President*
 Street, Apt. No.,
 or PO Box *Smith - Spilios*
 City, State, ZIP+4® *Domino's Pizza*