



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 15, 2009

RE: SUMMIT COUNTY
SPRINGFIELD TWP.
FIREHOUSE GRILLE & PUB
2437 CANTON ROAD

NOTICE OF VIOLATION

CERTIFIED MAIL

Ms. Dana Eldredge
Firehouse Grille & Pub
2437 Canton Road
Akron, OH 44312

Dear Ms. Eldredge:

On June 9, 2009, this office conducted an inspection at the wastewater treatment plant serving Firehouse Grille. The inspection was prompted by a citizen complaint concerning improper operation and maintenance of the treatment plant.

According to our files, the wastewater treatment plant consists of a 1000 gallon trash trap, a 3015 gpd extended aeration treatment plant, a 142 gallon dosing chamber, a 152 square foot surface sand filter, and a 342 gallon chlorine contact tank.

During the inspection, the plant was in poor operation and maintenance condition. The following deficiencies were noted:

1. Aeration Tank - The mixed liquor in the aeration tank appeared to be slightly light in color, rather than the appropriate chocolate brown color. Possibly, more sludge needs to be returned into the aeration tank from the clarifier. No sludge return line was seen operating from the clarifier back to the aeration tank. The sludge return line must be made operational immediately.
2. Clarifier - The skimmer in the clarifier did not appear to be working properly.
3. Surface Sand Filter - One side of the surface sand filter was clogged with solids and partially treated effluent. If the sand filter is not draining, it should be pumped out. As was mentioned in the previous Notice of Violation letter (see attachment), the surface sand filter does not have the proper distribution arms with concrete splash pads to each section of the sand filter. Please see the enclosed Greenbook diagram. Furthermore, it was noted that one half of the sand filter had been divided by a piece of wood. A sheet had been laid on top of this segregated section of sand filter. It appears someone has attempted to modify a section of the sand filter into a sludge drying bed. A Permit to Install is required to be obtained from Ohio EPA prior to modifying any portion of the wastewater treatment system.

Upon review of our computer database, it was noted that no monthly Discharge Monitoring Reports (DMRs) have been submitted to Ohio EPA as is required by your NPDES permit. Monitoring data required by this permit shall be submitted on Ohio EPA 4500 Discharge Monitoring Report (DMR) forms using the electronic DMR (e-DMR) internet application. e-DMR allows permitted facilities to enter, sign, and submit DMRs on the internet. It is accessed from the Ohio EPA eBusiness Center. The eBusiness Center is found on the following Web page:



Ms. Dana Eldredge
Firehouse Grille & Pub
June 15, 2009
Page 2

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

For e-DMR, the person signing and submitting the DMR will need to obtain an eBusiness Center account and personal Identification Number (PIN). For questions pertaining to e-DMRs and obtaining a PIN, please contact Mr. Jamie Roberts of Division of Surface Water at (614) 644-2054. Enclosed are Fact Sheets pertaining to Ohio EPA's eBusiness Center.

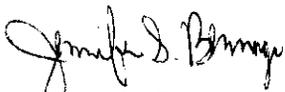
Please note that failure to submit this effluent quality data constitutes a violation of the terms and conditions of your NPDES permit, and therefore is subject to enforcement actions. Such actions can result in fines of up to \$10,000 per day of violation. Ohio EPA would like to resolve these violations prior to commencing an enforcement action.

Lastly, you are also in non-compliance with your NPDES permit's compliance schedule. By October 1, 2007, you were to have submitted a paid Permit to Install (PTI) application and detail engineering plans for the required wastewater treatment plant upgrade. The upgrade is to consist of, at a minimum, an aerated sludge holding tank and dechlorination facilities. An appropriately sized outdoor grease trap would also be extremely beneficial. According to the NPDES permit's compliance schedule, construction of the upgrade was to be completed by April 1, 2008.

Please be advised that failure to adequately operate and maintain your wastewater treatment plant, failure to submit the required DMRs, and failure to comply with the compliance schedule in your NPDES permit are cause for enforcement action pursuant to Chapter 6111 of the Ohio Revised Code. If enforcement proceeds, not only would the plant upgrade still be required, but a civil monetary penalty usually is required.

It is directed that you send Ohio EPA's Northeast District Office a written explanation to the reasons for non-submittal violations, a proposed time-frame to submit the PTI and detail plans for the plant upgrade, and processes implemented to prevent further instances of non-compliance. Also, please send this office the current address for T.J. Land Management, as the NPDES permit is in their name. Therefore, T.J. Land Management is ultimately responsible for the wastewater treatment plant. Should you have questions concerning this letter, please contact this office at (330) 963-1151.

Sincerely,



Jennifer S. Bennage
Environmental Engineer
Division of Surface Water

JSB/mt

Enclosures

cc: Tom LaPlante, Summit County Health Department
T.J. Land Management
Joel Helms, WWTP Technical Operator

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