



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

May 24, 2011

RE: SUMMIT COUNTY
BOSTON HEIGHTS
BUDGET INN
5891 AKRON-CLEVELAND ROAD
COMPLIANCE EVALUATION INSPECTION
OHIO EPA NO. 3PR00085

NOTICE OF VIOLATION

CERTIFIED MAIL

Mr. Peter Patel, Owner
Budget Inn
5891 Akron-Cleveland Road
Hudson, OH 44236

Dear Mr. Patel:

On May 19, 2011, a Compliance Evaluation Inspection (CEI) was conducted at the wastewater treatment plant serving Budget Inn. The wastewater treatment system consists of a 500 gallon trash trap, 3500 gallon extended aeration plant, 1000 gallon dosing chamber, 272 square foot surface sand filter, and 345 gallon chlorination/dechlorination tank. The plant discharges to a tributary of Boston Run, which proceeds to the Cuyahoga River.

During the inspection, the plant was shut off and flooded with raw sewage. The surface sand filters were close to overflowing with untreated sewage. Please note that a discharge of raw sewage to waters of the state is a violation of Ohio Revised Code (ORC) 6111 and subject to enforcement action. Such a discharge is also a risk to public health and the environment.

Review of your facility's Discharge Monitoring Reports from April 2010 to May 2011 revealed the following numeric effluent violations:

| Reporting Period | Station | Reporting Code | Parameter | Limit Type | Limit | Reported Value | Violation Date |
|------------------|---------|----------------|------------------------|------------|-------|----------------|----------------|
| April 2010 | 001 | 00530 | Total Suspended Solids | 30D Conc | 12 | 14.5333 | 4/1/2010 |
| April 2010 | 001 | 00300 | Dissolved Oxygen | 1D Conc | 6.0 | 5.8 | 4/4/2010 |
| May 2010 | 001 | 00610 | Nitrogen, Ammonia (NH3 | 30D Conc | 1.5 | 1.73333 | 5/1/2010 |
| May 2010 | 001 | 00610 | Nitrogen, Ammonia (NH3 | 7D Conc | 2.3 | 2.9 | 5/1/2010 |
| January 2011 | 001 | 00530 | Total Suspended Solids | 30D Conc | 12 | 37. | 1/1/2011 |
| January 2011 | 001 | 00610 | Nitrogen, Ammonia (NH3 | 30D Conc | 4.0 | 25.25 | 1/1/2011 |
| January 2011 | 001 | 00530 | Total Suspended Solids | 7D Conc | 18 | 44. | 1/8/2011 |
| January 2011 | 001 | 00610 | Nitrogen, Ammonia (NH3 | 7D Conc | 6.0 | 26.25 | 1/8/2011 |
| January 2011 | 001 | 00530 | Total Suspended Solids | 7D Conc | 18 | 30. | 1/22/2011 |
| January 2011 | 001 | 00610 | Nitrogen, Ammonia (NH3 | 7D Conc | 6.0 | 24.25 | 1/22/2011 |
| January 2011 | 001 | 00300 | Dissolved Oxygen | 1D Conc | 6.0 | 1.4 | 1/27/2011 |
| February 2011 | 001 | 00530 | Total Suspended Solids | 30D Conc | 12 | 16.5 | 2/1/2011 |
| February 2011 | 001 | 00610 | Nitrogen, Ammonia (NH3 | 30D Conc | 4.0 | 17.625 | 2/1/2011 |
| February 2011 | 001 | 80082 | CBOD 5 day | 30D Conc | 10 | 50.1 | 2/1/2011 |

Northeast District Office
2110 East Aurora Road
Twinsburg, OH 44087-1924

330 | 963 1200
330 | 487 0769 (fax)
www.epa.ohio.gov

Mr. Peter Patel
Budge Inn
May 24, 2011
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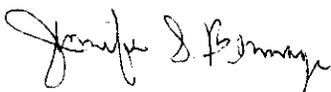
| Reporting Period | Station | Reporting Code | Parameter | Limit Type | Limit | Reported Value | Violation Date |
|------------------|---------|----------------|-------------------------|------------|-------|----------------|----------------|
| February 2011 | 001 | 00610 | Nitrogen, Ammonia (NH3) | 7D Conc | 6.0 | 13.5 | 2/8/2011 |
| February 2011 | 001 | 80082 | CBOD 5 day | 7D Conc | 15 | 35.2 | 2/8/2011 |
| February 2011 | 001 | 00300 | Dissolved Oxygen | 1D Conc | 6.0 | .01 | 2/10/2011 |
| February 2011 | 001 | 00530 | Total Suspended Solids | 7D Conc | 18 | 21. | 2/22/2011 |
| February 2011 | 001 | 00610 | Nitrogen, Ammonia (NH3) | 7D Conc | 6.0 | 21.75 | 2/22/2011 |
| February 2011 | 001 | 80082 | CBOD 5 day | 7D Conc | 15 | 65. | 2/22/2011 |
| March 2011 | 001 | 00530 | Total Suspended Solids | 30D Conc | 12 | 19. | 3/1/2011 |
| March 2011 | 001 | 00610 | Nitrogen, Ammonia (NH3) | 30D Conc | 4.0 | 12. | 3/1/2011 |
| March 2011 | 001 | 80082 | CBOD 5 day | 30D Conc | 10 | 66.35 | 3/1/2011 |
| March 2011 | 001 | 00610 | Nitrogen, Ammonia (NH3) | 7D Conc | 6.0 | 18.75 | 3/8/2011 |
| March 2011 | 001 | 80082 | CBOD 5 day | 7D Conc | 15 | 57.5 | 3/8/2011 |
| March 2011 | 001 | 00300 | Dissolved Oxygen | 1D Conc | 6.0 | .02 | 3/10/2011 |
| March 2011 | 001 | 00530 | Total Suspended Solids | 7D Conc | 18 | 22. | 3/22/2011 |
| March 2011 | 001 | 80082 | CBOD 5 day | 7D Conc | 15 | 75.2 | 3/22/2011 |
| March 2011 | 001 | 00300 | Dissolved Oxygen | 1D Conc | 6.0 | .1 | 3/24/2011 |

Please be advised such instances of significant non-compliance are also subject to enforcement pursuant to ORC 6111. With the assistance from your treatment plant operator, please send an explanation for the above violations along with a plan of action to alleviate the violations.

Furthermore, your current NPDES permit and authorization to discharge expires on May 31, 2011. In order to receive authorization to discharge beyond this date of expiration, the permittee shall submit the enclosed NPDES renewal application forms to Ohio EPA as soon as possible. Technically, the renewal forms were due 180 days prior to the expiration date.

Failure to renew your NPDES permit and properly operate your wastewater treatment plant will result in immediate escalated enforcement from this office. A monetary civil penalty may also be required. If you have any questions, please contact me at (330) 963-1151.

Sincerely,



Jennifer S. Bennage
Environmental Engineer
Division of Surface Water

JSB/mt

Enclosures

cc: Steve Howe, AKE
Bob Hasenyager, Summit County Health Dept.

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:

PETER PATEL
 BUDGET INN
 5891 AKRON-CLEVELAND RD
 HUDSON OH 44236

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X *R. Patel* Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery
Ronit Patel 6/3/11

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 7010 1670 0001 8461 1821 (BENPAGE 5/24/11)
 (Transfer from service label)

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

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 or PO Box No.

City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions