



**Environmental  
Protection Agency**

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

July 5, 2011

RE: SUMMIT COUNTY  
4461 MANCHESTER ROAD  
SPARKLE MARKET/DOLLAR GENERAL  
NPDES PERMIT NO. 3PR00406\*AD  
EXPIRATION DATE 9/30/2010

**NOTICE OF VIOLATION**

**CERTIFIED MAIL**

Mr. Dan Haseley  
Sparkle Market – Dollar General  
5461 Manchester Road  
Akron, OH 44319

Dear Mr. Haseley:

It has come to the attention of this office that your National Pollutant Discharge Elimination System (NPDES) permit referenced above has expired. To date, our office does not have on file a renewal application. The NPDES permit is required for a discharge of wastewater to 'waters of the state'. Pursuant to Ohio Revised Code (ORC) Section 6111.04

*"No person shall cause pollution or place or cause to be placed any sewage, industrial waste, or other wastes in a location where they cause pollution of any waters of the state... except in such cases where the director of environmental protection has issued a valid and unexpired permit..."*

Furthermore, the Ohio Administrative Code (OAC) 3745-33-04 states that *"no person may discharge any pollutant....without applying for and obtaining an Ohio NPDES permit..."*

Sanitary and industrial wastewater treatment system discharges and non-contact/contact cooling water discharges are examples of projects subject to the referenced rules and regulations. The completed NPDES permit renewal application with the application fee was due 180 days prior to permit expiration. Failure to submit a completed application prior to expiration of the permit results in an unauthorized discharge of pollutants subject to enforcement action pursuant to ORC 6111.

NPDES permit General Form 1 and the appropriate supporting application forms (2A, 2C, 2E, 2F, 2S) may be obtained from our office or downloaded from our Web page at:

<http://www.epa.state.oh.us/dsw/permits/npdesform.aspx>

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An Antidegradation Addendum must also accompany the application.

The aforementioned forms are to be submitted to our office with the \$200 application fee, checks made payable to 'Treasurer, State of Ohio'. Unauthorized discharges are subject to enforcement penalties outlined in ORC 6111.99

Due to your failure to comply with your NPDES permit, it will be necessary for you to schedule a meeting with us at the Northeast District Office of Ohio EPA in Twinsburg. **Failure to meet with us within thirty (30) days from the date of this letter will result in this matter being referred to our Legal Section for an enforcement action.** At this meeting be prepared to discuss your immediate actions to restore compliance with your permit monitoring and reporting requirements, and submit a renewal application.

Please contact Jennifer Bennage at (330) 963-1151 to schedule your meeting.

Respectfully,



Richard D. Blasick  
Environmental Manager  
Division of Surface Water

RDB/mt

ec: Jennifer Bennage, Ohio EPA, NEDO, DSW

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