



**Environmental
Protection Agency**

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

June 21, 2010

RE: TRUMBULL COUNTY
KINSMAN TOWNSHIP
EVANS PROPERTY/AUNTIE V'S PIZZERIA
(FKA KINSMAN PIZZA)
6442 KINSMAN NICKERSON ROAD
NPDES PERMIT NO. OH0133116
OHIO EPA PERMIT NO. 3PR00330

Terrence and Alison Evans
2898 Fallehn Drive
Cortland, Ohio 44410

Dear Mr. and Mrs. Evans:

On June 16, 2010, an inspection was conducted by the undersigned of the sanitary wastewater treatment plant serving the above referenced commercial building. The building is the current location of Auntie V's Pizzeria. The inspection was conducted as a follow-up to the December 18, 2009 site visit. In addition, information gathered during the inspection will be utilized in determining the renewal status of the NPDES permit.

Inspection Findings/Compliance Status

The existing 750 gallons/day treatment system consists of a trash trap, extended aeration activated sludge "package" plant, final settling tank, dual-unit slow surface sand filtration, and chlorination/dechlorination tank. The system discharges to Pymatuning Creek.

At the time of inspection, the following observations, findings and/or comments were noted:

- The general operation and maintenance of the treatment facility appeared to be satisfactory.
- The rusted grating over the aeration tank had been replaced.
- The final effluent being discharged to the receiving stream appeared to be of satisfactory visual quality.

A review of the Discharge Monitoring Reports (DMRs) received by Ohio EPA for the period, December 2009– May 2010, indicates violations of the effluent limitations and/or monitoring requirements contained in the NPDES permit. The specific instances of noncompliance are as follows:

Reporting Period	Station	Parameter	Limit Type	Limit	Reported Value	Violation Date
December 2009	001	Nitrogen, Ammonia (NH3)	30D Conc	3.0	3.9	12/1/2009
December 2009	001	Dissolved Oxygen	1D Conc	5.0	2.3	12/1/2009

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Please be advised that any violations referenced herein are subject to appropriate enforcement actions pursuant to Chapter 6111 of the Ohio Revised Code. Such actions can result in the imposition of fines of up to \$10,000 per day of violation.

Anticipated NPDES Permit Changes

Based on recent rule revisions, the following changes will be incorporated into the renewal permit:

- The facility will be reclassified as a Class A treatment works in accordance with Ohio Administrative Code (OAC) 3745-7. Additionally, the facility must provide written notice regarding the name and certification of the designated operator(s) of record for the facility. Please complete the enclosed Operator of Record (ORC) Notification Form and return it to the specified address within 30 days of receipt of this letter.
- As of March 15, 2010, the current Fecal Coliform water quality standard has been replaced by an *E. coli* standard. Based on the new Class A Primary Contact Recreation standard, the projected *E. coli* effluent limitations for the facility will be 126/100 ml (30-day average) and 284/100 ml (7-day average). The NPDES permit will include a "Schedule of Compliance" to allow the facility until May 2011 to achieve compliance with the new requirement.

Summary/Conclusion

Based on the inspection findings and the facility's improved compliance record, this office anticipates drafting and public-noticing the renewal permit for public review and comment. Comments received during the public-notice period will be considered by Ohio EPA prior to issuance of a final permit.

Should you have any questions or comments regarding this letter, please contact me at (330) 963-1196.

Respectfully,



Ermelindo Gomes
Environmental Engineer
Division of Surface Water

EG/mt

Enclosure: ORC Form

cc: Auntie V's Pizzeria
Richard Curl, Trumbull County Health Department

File: Semipublic/Trumbull County/Kinsman Twp./Evans Property