



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

May 28, 2009

RE: WAYNE COUNTY  
EAST UNION TWP  
WHISPERING PINES MHP  
NPDES #3PV00101

**NOTICE OF VIOLATION**

**CERTIFIED MAIL**

Mr. Joseph LaMonica  
Whispering Pines MHP  
4616 Parkdale Ave.  
Canton, OH 44718

Dear Mr. LaMonica:

On May 13, 2009 this writer met with Matt Shepherd to conduct an inspection of the sewage treatment plant serving the above referenced facility. The intent of the inspection was to inspect the wastewater treatment plant in response to a recent complaint this office received alleging the improper disposal of sewage onto an adjacent property.

Our records indicate the wastewater treatment plant was approved by Ohio EPA in February 1995. The wastewater treatment plant consists of a 2,000 gallon trash trap, followed by a 15,000 gallon extended aeration treatment plant, dosing chamber, surface sand filter, and a chlorine contact tank. At the time of the inspection, the wastewater treatment plant was in poor operation and maintenance condition. Below are the findings and comments from the inspection:

- 1) The alleged complaint against your facility was investigated and found to be valid. There was evidence that untreated sewage overflowed from the wastewater treatment plant. Mr. Shepherd indicated the trash trap overflowed approximately one week prior to the inspection. The cause of this overflow was found to be a plastic pop bottle plugging up the sewer pipe. Mr. Shepherd indicated lime will be spread around the property impacted by the overflow to counteract the effects of the sewage.
- 2) Please be aware, failure to report unauthorized discharge(s) from your wastewater treatment plant to Ohio EPA is a violation of Part III, Section 11 and Section 12 of your NPDES permit. According to Part III, Section 11 (D) the permittee shall submit notice of an unanticipated bypass as required in section 12.A. As such, you are required to report, by telephone, any future bypass or overflow event at 1-800-282-9378.
- 3) The presence of a pop bottle in your collection system may indicate the manhole covers are easily removed. Please ensure that all manhole covers in the collection system are tightened or locked.
- 4) The trash trap is cleaned out at least every 6 months. Stinky's septic service is used to clean out the unit and haul the solids off site for disposal at another Publicly Owned Wastewater Treatment Works. The flow equalization basin and raw water pumps appeared to be in good condition.



- 5) The sludge drying beds have been taken out of service since this office's last inspection on November 3, 2006. The wastewater treatment plant used these old sludge drying beds to divert flow around the plant during heavy flow events.
- 6) The grates throughout the wastewater treatment plant were missing and/or rusting and breaking apart. For safety purposes, this office recommends the grates be replaced.
- 7) The color of the mixed liquor in the aeration tank was a chocolate brown color. The aeration tank appeared to be lacking adequate rollover with some areas of the tank in need of more air circulation. This is indicative there may be a slight imbalance in the diffuser line. It is understood the air lines are maintained once a year. The sludge return line was in operation. The clarifier portion of this system had weeds and floating solids on the surface of the tank and in the weir and influent baffle. The skimmer was not visible and was plugged with weeds and solids. At the time of the inspection, the skimmer return line was not in operation. The weeds must be removed from the clarifier and the sidewalls should be scraped down to ensure a proper return of solids to the aeration system.
- 8) The dosing chamber and dosing pumps were in good condition. The surface sand filters had vegetative growth and solids buildup on the surface of both filters. The sand filters must be operated on alternating cycles and must never be used at the same time. The sand in both beds will need to be replaced. The replacement sand must be Ohio EPA approved sand and should be uniformly level so the beds flood evenly. The sand filters must be cleared of all vegetative growth and solids. Anything being removed from the sand filters needs to be disposed at a licensed solid waste landfill.
- 9) The wastewater treatment plant does not have a sludge holding tank and sludge is hauled to another publicly owned wastewater treatment plant. It is necessary to periodically remove sludge from the treatment system in order to balance the solids within the aeration system.
- 10) Your NPDES permit contains a compliance schedule that required you to submit detail plans for wastewater treatment plant upgrades. To date, these detail plans have not been submitted. The required upgrades included the sludge holding tank. According to the compliance schedule of your NPDES permit (copy enclosed), the detail plans for the upgraded wastewater treatment plant were required to be submitted by December 1, 2007 and the upgrades were required to be installed by June 1, 2008. You are currently in noncompliance with your NPDES permit for failing to comply with your compliance schedule.

Four sets of detail plans of the wastewater treatment system must be prepared and stamped by a Professional Engineer and submitted to this office for review. The detail plans will be forwarded to the Director's Office with our recommendations. The Professional Engineer preparing the plans shall also be responsible for overseeing the installation of the system. Your contract with the engineer must include the inspection during construction. In accordance with the Ohio Revised Code (ORC) 6111.44, you must receive formal approval from the Director's Office prior to construction. The Plan Approval Procedures can be found on our Web site at:

Mr. Joseph LaMonica  
Whispering Pines MHP  
May 28, 2009  
Page 3

[www.epa.state.oh.us/dsw/pti/HowToObtainPTI.html](http://www.epa.state.oh.us/dsw/pti/HowToObtainPTI.html).

It is our recommendation that you begin working on submitting a Permit-to-Install (PTI) to our office for wastewater plant upgrades. Please respond within 30 days from the date of this letter with a workplan which addresses the wastewater treatment plant upgrades. The workplan must include a timeframe to get the PTI submitted.

- 11) A review of your discharge monitoring reports covering the period July 1, 2007 through May 1, 2009, revealed that your facility has not been submitting data. Not submitting your discharge monitoring reports is a violation of your NPDES permit and subject to enforcement action by this Agency.

It is possible the non submittal of data is due to an error. As such, you must review all plant data available for the above noted time period to determine if there was a reporting error by the lab or our data collection program. Any reporting errors or eDMR errors must be reported to this office to be resolved. You may contact Mr. James Roberts of this Agency's Central Office at (614) 644-2054 to discuss this issue directly. Respond within 30 days from the date of this letter with a follow up regarding the non submittal of your discharge monitoring reports. This office must know why sample data is missing for over two years and whether there were any reporting errors.

Should you have any comments or questions regarding this letter, please contact this office at (330) 963-1299.

Respectfully,



Laura A. Weber, P.E.  
Environmental Engineer  
Division of Surface Water

LAW/mt

cc: Matt Shepherd  
Lonnie McGhee, McGhee's Technical Water Service's, Inc.  
Lynnessa Reichert, Wayne County Health Dept.

File: Semi-Public/Wayne/E. Union Twp/Whispering Pines MHP (AKA) Riceland MV

Discharge Monitoring Violations:

Reporting Period	Reporting Code	Parameter	Limit Type	Limit	Reported Value	Violation Date
August 2008	00515	Residue, Total Dissolv	1D Conc	1500	3180.	8/22/2008
October 2008	00515	Residue, Total Dissolv	1D Conc	1500	2820.	10/24/2008
November 2008	00515	Residue, Total Dissolv	1D Conc	1500	2330.	11/25/2008
December 2008	00515	Residue, Total Dissolv	1D Conc	1500	2730.	12/19/2008
January 2009	00515	Residue, Total Dissolv	1D Conc	1500	4610.	1/23/2009
February 2009	00515	Residue, Total Dissolv	1D Conc	1500	1770.	2/27/2009
March 2009	00515	Residue, Total Dissolv	1D Conc	1500	4840.	3/20/2009
April 2009	00515	Residue, Total Dissolv	1D Conc	1500	5450.	4/17/2009
March 2009	00530	Total Suspended Solids	30DConc	12	14.	3/1/2009
March 2009	00530	Total Suspended Solids	30DConc	30	48.	3/1/2009
March 2009	00530	Total Suspended Solids	1D Conc	45	48.	3/26/2009

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) C. Date of Delivery 6-29-09</p>
<p>1. Article Addressed to:</p> <p>JOSEPH LAMONICA WHISPERING PINES MHP 6658 PALMER DRIVE CANTON OH 44718</p>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number 7008 3230 0003 5419 5682 (WEBER 6/25/09) (Transfer from service label)</p>	

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

E. Union Twp.

7007 2680 0002 2987 0015

U.S. Postal Service™ <b>CERTIFIED MAIL™ RECEIPT</b> Domestic Mail Only; No Insurance Coverage (provided)	
For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a>	
Postage \$ Certified Fee Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required) Total Postage & Fees \$	Postmark Here
Sent To Street, Apt. No., or PO Box No. City, State, ZIP+4	
PS Form 3800, August 2006 See Reverse for Instructions	