



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



November 1, 2012

NOTICE OF VIOLATION – ACTION REQUIRED

Mr. Dave Brunswick
BGS Restaurant
26 N. Main Street
P.O. Box 104
North Star, OH 45350

**RE: Darke County
BGS Restaurant
Non-Community, Transient PWS
PWS ID: OH1931012**

Subject: Failure to Sample Drinking Water for Total Coliforms as Required

Dear Mr. Brunswick:

BGS Restaurant is in violation of Ohio Administrative Code (OAC) Rule 3745-81-21 for failure to comply with the total coliform monitoring.

Monitoring Period: Third quarter of 2012
Required Coliform Monitoring: 1 routine per quarter
Sample Results Submitted: 0

To ensure the safety of drinking water provided by your system, monitoring for total coliforms is essential.

ACTION REQUIRED:

1. Notify the people served by this water system using one or more of the methods and the timing as required by OAC Rule 3745-81-32 to reach all persons served.

Timing: As soon as practical, but no later than 30 days after learning of the violation:

- Posting in conspicuous locations, such as bulletin boards, restrooms, drinking fountains, vending areas;
- Mail or other direct delivery to each customer;
- Newsletters or newspaper;
- Email to employees or students;

- Send to parents or guardians of children at schools or day care facilities;
- Posted notices must remain in place as long as the violation or situation exists, but in no case less than seven days (even if the violation is resolved). The language in italics on the enclosed public notice is mandatory and must be included, as written. Do not make changes to the public notice without consulting with Ohio EPA beforehand.

2. Complete the enclosed Verification Form within 10 days of issuing the Public Notice and mail it to Ohio EPA, Southwest District Office. Include a copy of each notice distributed, published or posted.

If total coliform samples were collected as required, submit the results as soon as possible. The monitoring violation would be rescinded and a reporting violation given for late submittal of the results.

If you have any questions, please contact me at 937-285-6446.

Sincerely,



Kathy Lee Fox
Environmental Specialist
Division of Drinking and Ground Waters

KLF/tf

Enclosures: Tier 3 Public Notification
Public Notice Instructions & Verification Form

cc: Darke County Health Department

PUBLIC NOTICE INSTRUCTIONS AND VERIFICATION FORM FOR NON-COMMUNITY PUBLIC WATER SYSTEMS WITH TIER 3 VIOLATIONS

The owner or operator of a non-community public water system with a Tier 3 violation or situation shall notify the persons served by the public water system as soon as practical but **no later than 30 days** after the system learns of the violation. Public notice issued by posting shall remain in place as long as the violation or situation persists. Public notice issued by other methods shall be repeated annually as long as the violation or situation persists.

I HEREBY CERTIFY THAT THE PUBLIC WAS NOTIFIED BY THE FOLLOWING METHOD(S) INDICATED BELOW, AS DESCRIBED IN THE OHIO ADMINISTRATIVE CODE RULE 3745-81-32:

Required Method of Public Notification	Actual Method of Public Notification
<p>Use one or more of the following methods to reach all persons served by the public water system:</p> <p>1. Public notice issued by posting in conspicuous locations throughout the distribution system (required to remain posted for as long as the violation exists, but in no case less than 7 days)</p> <p>2. Public notice issued by mail or other direct delivery to each customer and service connection (where known).</p>	<p>Describe actual methods used to notify public of the violation:</p> <p>1A. Dates of posting _____</p> <p>1B. Locations of posting _____ _____</p> <p>2. Date of mailing/delivery _____</p>
<p>Schools and Day Care Facilities must notify parents or guardians of children being served by methods besides posting, such as a newsletter, email notice, or direct mailing</p>	<p>A. Method(s) _____ _____</p> <p>B. Date(s) _____</p>
<p>If the above methods do not reach all persons served, also use any other method reasonably calculated to reach other persons served by the system (e.g. publication in a local newspaper or newsletter, use of email to notify employees or students, or delivery of multiple copies to central locations).</p>	<p>A. Method(s) _____ _____</p> <p>B. Date(s) _____</p>

Please indicate below what public notice was used. INCLUDE A COPY OF THE PUBLIC NOTICE.

_____ A public notice as provided was issued without changes.

_____ A different public notice was issued.

Signature of Responsible Person Date

Printed Name and Title of Responsible Person

BGS Restaurant
OH1931012
Darke County
Third Quarter of 2012
Total Coliform Monitoring (Vio. Type 23/24)
Vio. Id: 8630208

For Ohio EPA Use Only:

Date PN received: _____

PN acceptable: _____ PN not acceptable: _____