

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

November 30, 2012

James Lacivita
Deer Creek Golf Course
7691 East Liberty Street
Hubbard, Ohio 44425

RE: Trumbull County
Deer Creek Golf Course
Non-Community, Transient
PWS ID No. OH7837112

Hand Delivery

Dear Mr. Lacivita:

The Deer Creek Golf Course public water system (PWS) has violated Ohio's safe drinking water regulations. Specifically, the PWS has failed to monitor for total coliform and nitrate, failed to complete timely repeat sampling, violated monthly total coliform maximum contaminant levels (MCL's), and failed to issue required public notifications.

Owners or operators of public water systems that fail to comply with Ohio's safe drinking water laws and regulations are subject to civil penalties of up to \$25,000 per day per violation under Ohio Revised Code Section 6109.33.

To resolve your drinking water violations and avoid possible legal action and civil penalties, it is agreed that Deer Creek Golf Course will:

1. Comply with total coliform bacteria monitoring and maximum contaminant level (MCL) requirements, in accordance with OAC Rules 3745-81-21 and 3745-81-14, respectively. Specifically, monitor for total coliform bacteria with a minimum of one routine sample each calendar quarter the facility is open. Collect any subsequent samples (repeat samples) based upon the outcome of the routine sample.
2. In accordance with OAC Rules 3745-81-21, collect and report 5 additional routine total coliform bacteria samples from the distribution system to satisfy the requirements for July 2010 total coliform bacteria monitoring. These 5 routine samples are to be collected within the first month upon re-opening in the spring 2013.
3. Comply with nitrate monitoring requirements, in accordance with OAC Rule 3745-81-23.
4. Comply with all current and future contaminant monitoring schedules issued by the Director.
5. Enter into a contract with a certified operator (for a minimum of one year) prior to opening the PWS for the 2013 season to properly start-up the water system for the season as well as collect the PWS's required samples and submit them to a certified laboratory for analysis and reporting.
 - a. Deer Creek Golf Course will provide documentation evidencing the contract, including but not limited to a copy of the contract, to "Ohio EPA, Division of Drinking and Ground Waters, Central Office, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049, Attn: Mike Perriguy."

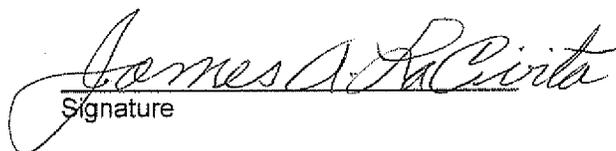
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- b. Upon the opening and closing of operations for the season, Respondent shall follow and complete the Seasonal Non-community Public Water Systems Start-up and Shut-down Checklist. Upon completion, Respondent shall submit the completed checklist to "Ohio EPA, Division of Drinking and Ground Waters, Central Office, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049, Attn: Mike Perriguey."
6. ~~Within the first month of re-opening in the spring 2013,~~ Post public notice for all past monitoring and MCL violations in accordance with OAC rule 3745-81-32. Posting must remain up for no less than seven (7) days. Send a copy of the public notice and completed verification form to "Ohio EPA, Division of Drinking and Ground Waters, Central Office, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049, Attn: Mike Perriguey."
7. Comply with all public notification requirements associated with any future monitoring and MCL violations, in accordance with OAC Rule 3745-81-32.

Sincerely,



Michael G. Baker, Chief
Division of Drinking and Ground Waters

If it is your intent to comply with the safe drinking water laws and regulations in the manner specified, please sign this document and return it to "Ohio EPA, DDAGW, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049, Attn: Mike Perriguey," within fourteen (14) days. Your signature is not considered an admission of guilt, only an indication of your intention to address the violations noted. Ohio EPA reserves its right to seek civil penalties pursuant to Revised Code 6109.33 for the violations described in this letter. **If you have any questions concerning this letter, please contact Mike Perriguey at (614) 644-3124.**


Signature

11-30-12
Date

JAMES A. LACIVITA
Printed Name

PRES
Title