



**Environmental
Protection Agency**

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

April 15, 2011

**Re: Athens County
OU Compost Facility
Industrial Stormwater
Notice of Violation
Permit #0GR00369*DG**

Mr. Steve Mack
49 Factory Street
Athens, Ohio 45701

Dear Mr. Mack:

On March 18, 2011, I performed an inspection of the OU Compost facility in Athens County along with Mike Cooper (Athens LHD) and Joe Holland (Ohio EPA DSWIM). The inspection was conducted under the provisions of Ohio's water pollution control statutes, Ohio Revised Code (ORC) Chapter 6111. As a result of the inspection, I have the following comments:

1. **Ohio Revised Code (ORC) Chapter 6111.04 (1) states, "No person shall cause pollution or place or cause to be placed any sewage, sludge, sludge materials, industrial waste, or other wastes in a location where they cause pollution of any waters of the state."**

Current grade in the compost storage/windrow area is allowing leachate to migrate to waters of the state via overland flow. The area must be regraded to ensure that leachate does not mix with stormwater and migrate into waters of the state during rain events. I have included pictures of the headwater tributary that is within 50 yards of the storage/windrow area. Future planning should take this stream into account.

Please give me a timeline and discuss how you plan to abate this issue.

Consult the U.S. Army Corps of Engineers in Huntington, West Virginia before any filling is completed of the headwater tributary.

2. I discovered that what was once thought to be groundwater monitoring wells was nothing more than a short section of PVC pipe with gravel in the bottom of the pipe.

What was the overall intent of installing inspection ports of this type?

In January, I asked you to collect samples of raw leachate and groundwater near the compost storage/windrow area. Has this been accomplished?

3. If your new project disturbs more than one acre of ground you are required to obtain coverage under the Ohio EPA General Construction Stormwater Permit.
4. Ohio EPA spoke with the City about high costs associated with running sewer to the facility. After speaking with the City we feel that an economical solution can be found by running a small force main into the existing sewer manhole on Dairy Lane.

Within fourteen (14) days of receipt of this letter, please submit to me, at this office, a written response to this letter. Your response should include the dates, either actual or proposed, concerning measures taken to address the items noted above.

If you have any questions, please contact me at (740) 380-5277.

Sincerely,



Aaron Wolfe
Storm Water Coordinator
Division of Surface Water

AW/dh

Enclosure

c: Joe Holland, DSIWM, SEDO