



State of Ohio Environmental Protection Agency

**Southeast District Office**

2195 Front Street  
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490  
www.epa.state.oh.us

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

August 31, 2009

**Re: Belmont County  
Ridges of Olde Cumberland  
Storm Water Construction Activity  
Notice of Violation  
0GC01075\*AG**

Mr. Christopher Dutton  
Windemere Properties LLC  
P.O. Box 152  
Bannock, Ohio 43972

Dear Mr. Dutton:

On August 12, 2009, I visited your site on Country Club Road in St. Clairsville. The purpose of the inspection was to determine the compliance status of this site with the National Pollutant Discharge Elimination System (NPDES) permit for discharges of stormwater associated with construction activity. The inspection was conducted under the provisions of Ohio's water pollution control statutes, Ohio Revised Code (ORC) Chapter 6111. The following areas need to be addressed:

Permit Coverage:

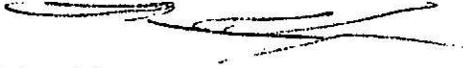
1. Part III.G.2.b.i. of the permit requires that any area that will lie dormant for more than 21 days, but less than a year be stabilized within 7 days of the most recent disturbance. **Many of the disturbed areas have been left dormant for some time including several of the top soil stockpiles. Please stabilize the disturbed areas that fall under the above criteria immediately. See attached photographs for more detail.**

Sediment and erosion controls for your site must meet the guidelines and design criteria set forth in the above mentioned *Rainwater and Land Development* manual. A copy of this manual may be obtained by contacting the Ohio Department of Natural Resources, Division of Soil and Water Conservation, at (614) 265-6610.

Within fourteen (14) days of receipt of this letter, please submit to me at this office a written notification as to actions taken or proposed to eliminate violations of the permit. Your response should include the dates, either actual or proposed, for the completion of the actions. If you have any questions, please contact Aaron Wolfe at (740) 380-5277.

**Please be advised that failure to comply with the terms and conditions of your NPDES permit may be cause for enforcement action pursuant to the Ohio Revised Code Chapter 6111.**

Sincerely,



Michael See  
Storm Water Section  
Division of Surface Water

MS/dh

Enclosure



