



**Environmental  
Protection Agency**

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

September 6, 2011

**Re:** Belmont County  
Egypt Valley Stone LLC, Shugert Mine  
Storm Water Construction Activity  
Notice of Violation  
0GC01028\*AG

Mr. Tillio Petrozzi  
Egypt Valley Stone LLC  
P.O. Box 188  
Morristown, Ohio 43759

Dear Mr. Petrozzi:

On August 4, 2011, I conducted an inspection of the Egypt Valley Stone Shugert Mine. The purpose of the inspection was to determine the compliance 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. (Table 2) 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.

**Upon inspection, there were several large areas of disturbed ground, along with soil stockpiles toward the rear of the mining operation. Please stabilize these areas with a vegetative cover as soon as possible to prevent sediment laden runoff from affecting waters of the state.**

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.

Violators of ORC 6111 may be fined up to \$10,000 per day of violation. In addition, federal law allows for third party lawsuits for failure to comply with terms and conditions of NPDES permits.

Southeast District Office  
2195 Front Street  
Logan, OH 43138-8637

740 | 385 8501  
740 | 385 6490 (fax)  
www.epa.ohio.gov

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 me at (740) 380-5447 or Aaron Wolfe at (740) 380-5277.

Sincerely,



L.J. Parkins  
Storm Water Section  
Division of Surface Water

LJP/dh