



State of Ohio Environmental Protection Agency

**Southeast District Office**

2195 Front Street  
Logan, Ohio 43138

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

August 31, 2009

**Re:** Gallia County  
New Green Elementary School  
Storm Water Construction Activity  
Notice of Violation  
0GC01197\*AG

Mr. Jack Payton  
Gallipolis City School District  
61 State Street  
Gallipolis, Ohio 45631

Dear Mr. Payton:

On August 17, 2009, I visited your site on Centenary Road in Gallipolis. 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 storm water 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. In accordance with Part III.G.2.d.i. and Part III.G.2.h. of the permit, all sediment control structures shall be functional throughout the course of earth disturbing activities. Sediment controls should be in place prior to the onset of construction activities and must remain in place until the entire up slope area is stabilized.  
**Silt fence needs to be installed along the backside of the new building.**  
**Assess existing silt fence for sections that need repair.**

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,

A handwritten signature in black ink, appearing to read 'Dustin Tschudy', with a long horizontal flourish extending to the right.

Dustin Tschudy  
Storm Water Section  
Division of Surface Water

DT/dh