



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 18, 2010

**Re:** Gallia County  
Washington Elementary School  
Storm Water Construction Activity  
Notice of Violation  
0GC01284\*AG

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

Dear Mr. Payton:

On July 14, 2010, Lynn Parkins and I visited your site on 4th Avenue in Gallipolis. 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 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:

1. Part III.G.2.b: Stabilization

**Table 1: Permanent Stabilization**

| Area requiring permanent stabilization                                      | Time frame to apply erosion controls                       |
|---|--|
| Any areas that will lie dormant for one year or more                        | Within seven days of the most recent disturbance           |
| Any areas within 50 feet of a surface water of the State and at final grade | Within two days of reaching final grade                    |
| Any other areas at final grade  | Within seven days of reaching final grade within that area |

**Table 2: Temporary Stabilization**

| Area requiring temporary stabilization   | Time frame to apply erosion controls   |
|--|--|
| Any disturbed areas within 50 feet of a surface water of the State and not at final grade  | Within two days of the most recent disturbance if the area will remain idle for more than 21 days  |
| For all construction activities, any disturbed areas that will be dormant for more than 21 days but less than one year, and not within 50 feet of a surface water of the State | Within seven days of the most recent disturbance within the area<br><br>For residential subdivisions, disturbed areas must be stabilized at least seven days prior to transfer of permit coverage for the individual lot(s). |
| Disturbed areas that will be idle over winter  | Prior to the onset of winter weather   |

Where vegetative stabilization techniques may cause structural instability or are otherwise unobtainable, alternative stabilization techniques must be employed.

**The hillside at the back of the site needs stabilization. Seed and straw this area along with all dormant soil stock piles as soon as possible. A wetland area at the base of the slope is being directly impacted by the sediment carried by the storm water runoff. All impacts to the wetland must cease.**

1. Silt Fencing

Part III.G.2.d.iii of the permit requires silt fence to be installed on a level contour. Silt fence should be utilized in accordance with the specification of the *Rainwater and Land Development* manual.

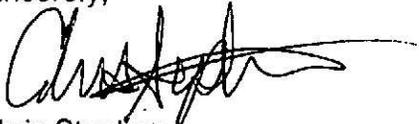
Part III.G.2.h of the permit states that all sediment control practices must be maintained and repaired until the entire up slope area of the development has been stabilized. According to Part III.G.2.i. of the permit, controls must be inspected once every seven calendar days and within 24 hours after any storm event greater than one half an inch in 24 hours. Repairs must be accomplished within three days of the inspection, except in the case of sediment ponds, which must be repaired within 10 days. In accordance with Part III.G.2.d.vi., if inspections or other information indicates that a control is not functioning or ineffectual, then the permittee must replace or modify the control.

**The silt fence at the rear of the property has been broken down by erosive flows and needs repaired as soon as possible.**

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 me at (740) 380-5418 or Aaron Wolfe at (740) 380-5277.

Sincerely,



Chris Stephan  
Storm Water Section  
Division of Surface Water

CCS/dh