



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 Korteski, Director

August 26, 2009

Re: Lawrence County
Riverwalk Retail & Commercial Office Park
Storm Water Construction Activity
Notice of Violation
OGC01229*AG

Mr. Michael Manns
Riverwalk Land Development, LLC
P.O. Box 519
South Point, Ohio 45619

Dear Mr. Manns:

On August 5, 2009, I visited your site on Private Drive 5994 in Proctorville. 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. **At the time of my inspection it appeared that a large portion of your site was not draining to your sediment pond. Please send a copy of your storm water pollution prevention plans to Aaron Wolfe at the Ohio EPA Southeast District Office at 2195 Front Street, Logan, Ohio 43138.**

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 or me at (740) 380-5413.

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,



Dustin Tschudy
Storm Water Section
Division of Surface Water

DT/dh