

**Environmental
Protection Agency**

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

August 11, 2011

Re: Monroe County
Monroe Central High School
Woodsfield Elem. School
Storm Water Construction Activity
Notice of Violation
0GC01350*AG

Mr. Marc Ring
Swiss Valley Associates, Inc.
P.O. Box 39
Hannibal, Ohio 43931

Dear Mr. Ring:

On July 6, 2011, I visited your site on State Route 79. The purpose of the inspection was to determine the compliance of this site with the National Pollutant Discharge Elimination System (NPDES) permit for the discharge 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. 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. The following areas need to be addressed:

Permit Coverage:

1. 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 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 area left of the construction entrance did not have adequate stabilization. Restabilize the area and apply rip-rap below the outfall to prevent any further erosion.

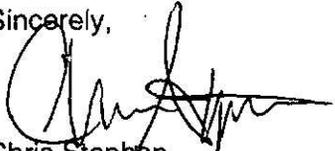
2. In accordance with the permit (Part II. D.), the permittee shall make the NOI and SWP3 available upon the request of the director of Ohio EPA or authorized representative; local agencies approving sediment and erosion control plans, grading plans, or storm water management plans; local government officials; or operators of municipal separate storm water systems. Part III.C.2.a. requires the NOI application, letter of approval, and SWP3 to be available at the construction site upon the request of the director of Ohio EPA or his authorized representative.

At the time of inspection a Storm Water Pollution Prevention Plan was not on site. Please keep a copy of the SWP3 at the site and available upon request.

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