



State of Ohio Environmental Protection Agency

**Southeast District Office**

2195 Front Street  
Logan, Ohio 43138

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www.epa.state.oh.us

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

August 31, 2009

**Re: Muskingum County  
Holiday Inn Express  
Storm Water Construction Activity  
Notice of Violation  
0GC01092\*AG**

Mr. Ben Caufield  
Zanesville Lodging LLC  
437 Winston Avenue  
Zanesville, Ohio 43701

Dear Mr. Caufield:

On August 3, 2009, I visited your site on Spring Street. 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 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 1) of the permit requires that permanent stabilization be applied to areas at final grade within 7 days of the last disturbance. Permanent stabilization is defined as the establishment of permanent vegetative cover, decorative landscape mulching, matting, sod, rip rap and landscaping techniques to provide permanent erosion control. **All areas at final grade must be stabilized.**
2. 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. **Stabilize all areas that do not meet this requirement immediately.**
3. Part III.G.2.d.iv. of the permit states that sediment control practices must minimize the amount of sediment entering an active storm drain system, unless the system drains to a sediment settling pond. **All inlets that do not drain to a settling pond must be protected by storm water controls (ex., dandy bag, silt fence enclosure).**

4. 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. **Silt fence should be placed in areas of sheet flow runoff to help treat storm water.**
  
5. Detailed drawings and maintenance plans must be provided for all post-construction BMPs. Part III.G.2.e. of the permit states that post-construction storm water practices must provide perpetual management of runoff quality and quantity. These plans and drawings should be provided by the permittee to the post construction operator of the site. **Send a copy of the 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.

Sincerely,



Dustin Tschudy  
Storm Water Section  
Division of Surface Water

DT/dh