



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

May 3, 2010

**Re: Perry County  
Snug Harbor  
Stormwater Construction Activity  
Notice of Violation  
0GC00384\*AG; 0GC01155\*AG;  
0GC01128\*AG; 0GC00161\*AG**

Mr. Marty Finta  
Triglyph Development Co., Ltd.  
309 S. Fourth Street, 5th Floor  
Columbus, Ohio 43215

Dear Mr. Finta:

On April 23, 2010, I visited your site on Custers Point Road. This inspection may have covered all or part of the above permits. The purpose of the inspection was to determine the compliance of these sites with the National Pollutant Discharge Elimination System (NPDES) permits for the discharge 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. 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 violations must be addressed.

1. 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.

**During my inspection, I noticed that the soil stockpiles were not stabilized. This has been an ongoing violation. These areas must be brought into compliance with the permit immediately.**

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) 380-5277.

Sincerely,



Aaron Wolfe  
Storm Water Coordinator  
Division of Surface Water

AW/dh

c: Tracy Freeman, Ohio EPA, Director's Office