



State of Ohio Environmental Protection Agency

Southeast District Office

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Logan, Ohio 43138

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

June 14, 2010

Re: Jackson County
City of Wellston
Notice of Violation
Correspondence (PWW)

Mayor and Council
City of Wellston
203 East Broadway
Wellston, Ohio 45692

Dear Mayor and Council:

The City of Wellston is in non-compliance with the National Pollutant Discharge Elimination System (NPDES) permit 0PC00013*KD. This permit was issued on May 27, 2008 for the discharge from the City's "North" Wastewater Treatment Plant. A Schedule of Compliance was included in the permit as Part I, C. and included a requirement for an Infiltration/Inflow Control Plan to be submitted to Ohio EPA by July 1, 2009. Ohio EPA has not received the plan. **Address this Violation.**

On October 23, 2009 a Compliance Evaluation Inspection cover letter was sent to the City of Wellston addressed to Mayor and Council and included the following:

In Part I, C – Schedule of Compliance number 2, an Infiltration/Inflow Control Plan was to be submitted by July 1, 2009. The study is yet to be received. Please follow up with correspondence that identifies the status of this plan.

No written correspondence has been received. Ohio EPA has expressed verbal notifications of the violation on several occasions, most recently on May 18, 2010 at 2:20 p.m. with Tim Wojdacz, City Engineer and Leon Jayjohn, Collections Personnel. Previous notifications were made to Mayor, Service Director, Wastewater treatment plant operators, City Engineer, and Collections Superintendent. Not one person acknowledges the responsibility for collecting data, strategizing, and documenting the Infiltration/Inflow Control Plan. The responsibility is ultimately **Mayor and Council**. The City is to address the inadequacies of its collection system, most significantly in eliminating Sanitary Sewer Overflows due to poor Lift station maintenance. This Control Plan shall, as a minimum, focus on assuring adequate Lift Station performance to convey flow to the WWTP. Additional focus should identify Inflow/Infiltration sources that can be removed from the sanitary sewers.

In Part I. C. 3. of the NPDES permit, an Annual Pump/Lift Station Report is included as a requirement. The report is due January 31 of each year. No report was received in 2010; **Address this violation.** The NPDES permit clearly defined that the annual reports include a summary of the problems from the previous year, a list of work done, recommendations of repair or replacement, and a proposed schedule to achieve the recommendations. Ohio EPA has provided notification that no proposed schedule has been received, not to mention other ancillary details. A list of the autodialer callouts from the lift stations in 2009 has been attached.

These permit requirements are to address ongoing sanitary sewer overflows during wet weather and poor lift station maintenance/design. In November of 2009, the following picture documents a sanitary sewer overflow that occurred for over a week. *Poor preparedness for a pump station malfunction along with neglecting to address collection system observations led to an excessively long overflow.*



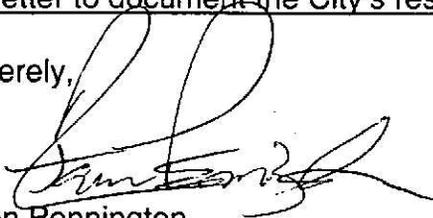
There have been many received complaints for sanitary overflows throughout the City. Each and every overflow occurrence is a violation of Ohio Revised Code 6111.07 and subject to a fine up to \$10,000 per-day.

Permit 0PC00013*KD requires the Owner to report non-compliance as directed by Part III.12.E which shall contain information listed in Part III.12.B and Part III.12.C. Review the requirements for reporting non-compliance and provide the appropriate correspondence. Non-compliance notifications have not been received in months, while complaints of overflows continue. **Respond in writing detailing the current administrative procedure for reporting non-compliance.** The reports submitted for an NPDES permit have the signatory requirements described in 40 CFR 122.22.

Ohio EPA has been verbally notified of one item as it pertains to the collection system. There is no certified operator associated with the collection system. The NPDES permit Part II. Item A.5. A minimum of a Wastewater Class II Collections certified Operator is required for the sewer system. **Address this violation.**

Ohio EPA is requesting the City of Wellston, Mayor and Council, be present for a meeting at Southeast District Office on the week of June 28, 2010. Call (740) 380-5272 to arrange a specific date and time. The meeting will include a discussion of the items included herein. A written response is requested within 30 days upon receipt of this letter to document the City's responsiveness to non-compliance.

Sincerely,



Aaron Pennington
District Representative
Division of Surface Water

AMP/dh

- c: Matt Lusk, Chief Operator, City of Wellston WWTP
- c: Kristen Miller, Jackson County Health Department

Wellston Lift Station Dialer Log				
Date	Time	Lift Station Name/Number	Name Sewer Personnel Notified	Time
4-5-08	1059	Green Acres	Alvis Electric Off	1049
4-16-08	1257	Pleasant Hill	Alvis	1252
05-07-08	2352	Oak Ridge	Alvis Brown	2352
5-16-08	0540	Oak Ridge	Steve Broock Electric Off	0544
5-16-08	626	Fairgrounds	Steve Broock	0627
5-16-08	1019	OAK RIDGE	STEVE BROOK (ABOVE)	0544
06-03-08	2332	PLEASANT HILL	ALVIS BROWN	2333
6-11-08	1054	Fairgrounds		
6-9-08	1105	"	Called Broock	1108
6-10-08	1043	F ST	Called Brown	1209
6-19-08	2219	F ST	Called Steve Broock	2226
6-19-08	2225	Fairgrounds	" "	"
07-08-08	2236	203 E. BROADWAY	Alvis Brown	NIC
07-08-08	2240	" "	Steve Broock	2242
07-08-08	2258	Honeysuckle Ln	" "	2301
7-22-08	1309	Oak Ridge	Called Dreama	1311
8-05-08	0045	Aaron Ave	Called Steve Broock	0050
8-05-08	0045	Green Acres	" "	"
8-05-08	0045	Bylers Campground	" "	"
08-05-08	0457	Aaron Ave	unable to get answer	0459
08-05-08	0455	Green Acres	"	0457
8-5-08	0802	203 E Broadway	Bridgett	0804
"	0803	"	"	0804
"	1206	Intersect Green Acres	"	1207
"	1251/1300	Honeysuckle	"	1302
"	1319	Aaron Ave	Steve Broock	1319
9-19-08	1349	Fairground X 3	Clubs Office	1750
9-20-08	725	Fairgrounds	Steve Broock	
09-20-08	1637	FAIRGROUNDS	ALVIS BROWN	1634
10-05-08	1550	FAIRGROUNDS	ALVIS BROWN	1550
9-16-09	06410	Aaron Ave	Steve Broock	06417
1-14-09	06410	Green Acres	"	0647
1-14-09	06410	Fairgrounds	"	0647
1-16-09	0906	Green Acres	Dreama	0906
1-28-09	1110	327 - 788	Broock	1121
1-28-09	1210	Aaron Ave	"	1228
"	1232	327 - 788	"	"
"	1348	Aaron Ave	"	1352
1-30-09	1110	SR 32	Bridgett	1112
07-11-09	2335	HONEY SUCKLE LN.	ALVIS BROWN	2335
09-11-09	2028	BYLER CAMPGROUND	ALVIS BROWN	2029
09-11-09	2031	FAIRGROUNDS	ALVIS BROWN	2032
09-27-09	1035	BYLER CAMPGROUND	ALVIS BROWN	1036
09-28-09	1200	BYLER CAMPGROUND	MARK JACOBS	1200
11-12-09	1802	SR 32	ALVIS BROWN	1803
11-13-09	0824	SR 32	MARK JACOBS	0825
11-18-09	1004	SR 32	MARK JACOBS	1005
12-30-09	0838	SR 32	MARK JACOBS	0838