



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

OHIO E.P.A.

FEB - 1 2013

ENTERED DIRECTOR'S JOURNAL

Meadowview Village, Inc.
c/o Joe Lamonica
6658 Palmer St. NW
Canton, OH 44718

Effective Date: February 1, 2013

Certified Mail

Re: Whispering Pines Estates Mobile Home Park Conditioned License to Operate a Public Water System

Dear Mr. Lamonica:

Enclosed is the 2013 license to operate (LTO) a public water system (PWS) for Meadowview Village, Inc. (Whispering Pines Estates MHP PWS ID# OH8502912). In accordance with Ohio Revised Code (ORC) § 6109.21 and Ohio Administrative Code (OAC) Rule 3745-84-06, the LTO is hereby issued with conditions due to violations of drinking water regulations at the PWS. In accordance with OAC Rule 3745-84-04, PWSs are required to display the yellow, conditioned license where it is clearly visible to the residents and general public and to notify the residents of the conditioned status of the license in the Consumer Confidence Report pursuant to OAC Chapter 3745-96.

The LTO is conditioned through January 30, 2014, with the following actions:

1. Immediately comply with all terms of the Director's Final Findings and Orders issued on September 09, 2010, including, but not limited to:
 - a) Comply with all current and subsequent monitoring schedules issued by the Director, in accordance with OAC Chapter 3745-81;
 - b) Comply with total coliform bacteria monitoring requirements, including both routine and repeat samples, in accordance with OAC Rule 3745-81-21 and OAC Rule 3745-81-42;
 - c) Prepare a Monthly Operating Report (MOR), in accordance with OAC Rule 3745-83-01(H)(1), and submit the MOR via a method acceptable to the Director no later than the tenth of the month following the month for which the

report was prepared, in accordance with OAC 3745-83-01(H)(3); and

- d) Provide to customers, by July first annually, a Consumer Confidence Report (CCR) containing data collected during or prior to, the previous calendar year; and provide a copy of the CCR distributed and a distribution certification to the Director, in accordance with OAC Chapter 3745-96.
 - e) Retain an appropriately certified operator to fulfill the minimum staffing requirements specified by OAC Rule 3745-7-03(C)(1). In addition, when the PWS is in operation, daily visits to the PWS shall be performed by the owner, supplier, or his representative or agent seven days per week and noted in the operational and maintenance records required by OAC Rule 3745-7-09, in accordance with 3745-7-03(D)(2).
 - f) Notify the Director in the event of a change of operator of record, in writing, by submitting an Operator of Record Notification Form, in accordance with OAC Rule 3745-7-02.
2. Within sixty (60) days of the effective date of these Orders, issue the lead consumer notices to the persons served by the PWS at the sites that were tested during June 1 – September 30, 2010; and complete and return the lead consumer notice verification form to the Ohio EPA, Division of Drinking and Ground Waters (DDAGW), Central Office (CO), P.O. Box 1049, Columbus, Ohio 43216-1049, in accordance with OAC Rule 3745-81-85.
 3. Comply with all LTO renewal requirements, in accordance with OAC Chapter 3745-84.

If the requirements of this conditioned LTO are fulfilled, the PWS may be eligible for a green, unconditioned license in the next renewal period. Should the PWS fail to comply with these conditions, the LTO may be suspended or revoked. A PWS with a suspended LTO may only operate as authorized by the Director, and a PWS with a revoked LTO is prohibited from producing water for human consumption. Human consumption is defined in OAC Rule 3745-81-01 to include, but is not limited to, drinking, food preparation, dishwashing, and hand washing. Additionally, owners or operators who fail to comply with Ohio's safe drinking water laws are subject to civil penalties of up to \$25,000.00 per day per violation under ORC § 6109.33. Operating with a suspended or revoked LTO may jeopardize other licenses, such as those for mobile home park operations.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to ORC § 3745.04. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00, made payable to "Ohio Treasurer Josh Mandel," which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause

extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
77 South High Street, 17th Floor
Columbus, OH 43215

If you have any questions regarding this action, please contact Christel Sherron at (614) 644-2752.

Sincerely,



Scott J. Nally, Director
Ohio Environmental Protection Agency

- cc: Wayne County Health Department
Ohio Manufactured Homes Commission
- ec: Holly Kaloz, Manager, Ohio EPA, DDAGW-CO
Todd Kelleher, Supervisor, Ohio EPA, DDAGW-CO
Stivo DiFranco, Supervisor, Ohio EPA, DDAGW- NEDO
Dave Maschak, Ohio EPA, DDAGW-NEDO
Beth Madis, Ohio EPA, DDAGW-NEDO
Kimberly Rhoads, Ohio EPA-Legal