



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

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

July 15, 2008

Re: Tuscarawas County
BP Oil Company - New Philadelphia
Notice of Violation
OIN00226, OH0124575
Correspondence (IWW)

Mr. Frank Marsek, Env. Specialist
BP Oil Company
4850 East 49th Street
Cuyahoga Heights, Ohio 44125

Dear Mr. Marsek:

We have received your self-monitoring reports covering the months of June 2003 through May 2008 for the referenced facility. Our review indicates violations of the conditions of your NPDES permit. The specific instances of noncompliance are as follows:

Outfall	Date	Parameter	Reported	Units	Permit Limitation
June 2003:					
001	29 Days	Total Precipitation	None	Inches	Reporting Required 1/day
001	30 Days	Flow Rate	None	GPD	Reporting Required 1/day
001	Monthly	pH, Lab	None	S.U.	Reporting required 1/month
November 2003:					
001	29 Days	Total Precipitation	None	Inches	Reporting Required 1/day
001	30 Days	Flow Rate	None	GPD	Reporting Required 1/day
001	Monthly	pH, Lab	None	S.U.	Reporting required 1/month
March 2006:					
001	30 Days	Flow Rate	None	GPD	Reporting Required 1/day
July 2006:					
001	30 Days	Flow Rate	None	GPD	Reporting Required 1/day
September 2006:					
001	30 Days	Total Precipitation	None	Inches	Reporting Required 1/day
001	30 Days	Flow Rate	None	GPD	Reporting Required 1/day
001	Monthly	pH, Lab	None	S.U.	Reporting required 1/month
001	Monthly	Ethylbenzene	None	ug/l	Reporting required 1/month
001	Monthly	Oil and Grease	None	mg/l	Reporting required 1/month
001	Monthly	Xylene, Total	None	ug/l	Reporting required 1/month
001	Monthly	Benzene	None	ug/l	Reporting required 1/month
001	Monthly	Toluene	None	ug/l	Reporting required 1/month
001	Monthly	Suspended Solids	None	mg/l	Reporting required 1/month
001	Monthly	Carbon, Total Organic	None	mg/l	Reporting required 1/month
001	Monthly	Chemical Oxygen Demand	None	mg/l	Reporting required 1/month
October 2006:					
001	10/31	Flow Rate	None	GPD	Reporting Required 1/day

Outfall	Date	Parameter	Reported	Units	Permit Limitation
November 2006:					
001	29 Days	Flow Rate	None	GPD	Reporting Required 1/day
December 2006:					
001	31 Days	Flow Rate	None	GPD	Reporting Required 1/Day
001	Quarterly	Phenol	None	ug/l	Reporting required 1/quarter
001	Monthly	Ethylbenzene	None	ug/l	Reporting required 1/month
001	Monthly	Oil and Grease	None	mg/l	Reporting required 1/month
001	Quarterly	Naphthalene	None	ug/l	Reporting required 1/quarter
001	Monthly	Carbon, Total Organic	None	mg/l	Reporting required 1/month
001	Monthly	Chemical Oxygen Demand	None	mg/l	Reporting required 1/month
001	Monthly	Xylene, Total	None	ug/l	Reporting required 1/month
001	Monthly	Benzene	None	ug/l	Reporting required 1/month
001	Monthly	Toluene	None	ug/l	Reporting required 1/month
001	Monthly	Suspended Solids	None	mg/l	Reporting required 1/month
001	Monthly	pH, Lab	None	S.U.	Reporting required 1/month
January 2007:					
001	30 Days	Flow Rate	None	GPD	Reporting Required 1/day
February 2007:					
001	28 Days	Flow Rate	None	GPD	Reporting Required 1/day
001	Monthly	Xylene, Total	None	ug/l	Reporting required 1/month
001	Monthly	Benzene	None	ug/l	Reporting required 1/month
001	Monthly	Toluene	None	ug/l	Reporting required 1/month
001	Monthly	Suspended Solids	None	mg/l	Reporting required 1/month
001	Monthly	pH, Lab	None	S.U.	Reporting required 1/month
001	Monthly	Ethylbenzene	None	ug/l	Reporting required 1/month
001	Monthly	Oil and Grease	None	mg/l	Reporting required 1/month
001	Monthly	Carbon, Total Organic	None	mg/l	Reporting required 1/month
001	Monthly	Chemical Oxygen Demand	None	mg/l	Reporting required 1/month
March 2007:					
001	30 Days	Flow Rate	None	GPD	Reporting Required 1/day
April 2007:					
001	29 Days	Flow Rate	None	GPD	Reporting Required 1/day
May 2007:					
001	30 Days	Flow Rate	None	GPD	Reporting Required 1/day
June 2007:					
001	29 Days	Flow Rate	None	GPD	Reporting Required 1/day
July 2007:					
001	30 Days	Flow Rate	None	GPD	Reporting Required 1/day
August 2007:					
001	30 Days	Flow Rate	None	GPD	Reporting Required 1/day
September 2007:					
001	29 Days	Flow Rate	None	GPD	Reporting Required 1/day
October 2007:					
001	30 Days	Flow Rate	None	GPD	Reporting Required 1/day
November 2007:					
001	29 Days	Flow Rate	None	GPD	Reporting Required 1/day
December 2007:					
001	30 Days	Flow Rate	None	GPD	Reporting Required 1/day

We have no monthly report on record for June, July, or August 2003. The monthly operating reports for these time periods should be completed and submitted immediately. Be aware that when using SWIMWARE, your monthly operating reports for the aforementioned time period should have been received no later than July 20, August 20, and September 20, 2003.

Please inform this office in writing within **ten** days of receipt of this notification as to the reasons for the aforementioned violations, as well as a description of actions taken or proposed to prevent any further violations. Your response should include the dates, either actual or proposed for completion of the actions.

Please be advised that failure to comply with the effluent limitations and/or monitoring requirements specified in your NPDES permit may be cause for enforcement action pursuant to Ohio Revised Code, Chapter 6111. If these violations continue to occur and if satisfactory progress is not made, it may be necessary to initiate enforcement action to achieve compliance.

If there are any questions, please contact me at (470) 380-5206.

Sincerely,



Jennifer M. Witte
Chemical Engineer - Environmental Specialist II
Division of Surface Water

JMW/dh