

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

February 12, 2013

RE: Morrow County
Apple Pie Inn
Transient Non-Community
PWSID#: OH5941412

Charles Santee
7398 State Route 42
Mt. Gilead, OH 43338

Hand Delivery

Dear Owner:

Apple Pie Inn public water system (PWS) has violated Ohio's safe drinking water law. Specifically, the PWS failed to monitor for total coliform bacteria, nitrate and nitrite; exceeded the maximum contaminant level (MCL) for total coliform bacteria; failed to issue required public notifications; failed to timely submit an application and fee for the PWS license to operate (LTO); and failed to make modifications to the well as directed by Ohio EPA.

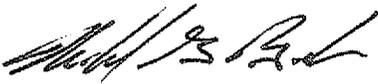
Owners or operators of public water systems that fail to comply with Ohio's safe drinking water laws and regulations are subject to civil penalties of up to \$25,000 per day per violation under Ohio Revised Code Section 6109.33.

To resolve your drinking water violations and avoid possible legal action and civil penalties, it is agreed that Apple Pie Inn will:

1. Comply with total coliform bacteria monitoring and maximum contaminant level (MCL) requirements, in accordance with OAC Rules 3745-81-21 and 3745-81-14, respectively. Specifically, monitor for total coliform bacteria with a minimum of one routine sample per quarter from the distribution system and perform any required repeat monitoring.
2. Comply with the monitoring and reporting requirements in accordance with the 2013 and future contaminant monitoring schedules.
3. Comply with all PWS LTO renewal requirements, in accordance with OAC Chapter 3745-84.

4. Within thirty (30) days of the effective date of this agreement, contract with a certified laboratory to collect and analyze the required samples for twelve (12) months to help meet regulatory requirements and establish a routine of compliance. Within thirty (30) days of the effective date of this agreement, submit a copy of the completed contract to Ohio EPA, Division of Drinking and Ground Waters, P.O. Box 1049, Columbus, Ohio 43216-1049, Attn: Katie Hernandez.
5. Within fourteen (14) days of the effective date of this agreement, post public notice for all past monitoring and MCL violations in accordance with OAC rule 3745-81-32. Posting must remain up for no less than seven (7) days. Send a copy of the public notice and completed verification form to the address listed in item #4.
6. Within sixty (60) days of the effective date of this agreement, complete corrective actions on the PWS well as indicated below. Please consult with Mark Boden in Ohio EPA's Central District Office prior to undertaking these activities.
 - a. Make modifications to the well as directed by this office based on the findings of the down-hole investigation conducted on November 9, 2011.
 - b. Disinfect the well and distribution system, per OAC 3745-9-08 (attached).
 - c. Take a set of four total coliform samples labeled "special purpose."
 - d. Should corrective actions fail to resolve the contamination, you will be required to take further action, which may include installing treatment or obtaining an alternative source of water.

Sincerely,



Michael G. Baker, Chief
Division of Drinking and Ground Waters

If it is your intent to comply with the safe drinking water laws and regulations in the manner specified, please sign this document and return it to the attention of Katie Hernandez at Ohio EPA, DDAGW, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049, within fourteen (14) days. The effective date of this agreement is the date when you sign this document. Your signature is not considered an admission of guilt, only an indication of your intention to address the violations noted. Ohio EPA reserves its right to seek civil penalties pursuant to Revised Code 6109.33 for the violations described in this letter. **If you have any questions concerning this letter, please call Katie Hernandez at (614) 644-2752.**

Candie Santee
Signature

2/12/2013
Date

Candie Santee
Printed Name

Owner
Title