



State of Ohio Environmental



Northeast District Office

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2110 East Aurora Rd.
Twinsburg, Ohio 44087

TELE: (330) 963-1200 FAX: (330) 487-0769
www.epa.state.oh.us

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

October 15, 2009

RE: STARK COUNTY
ROSE HILL WATER COMPANY
COMMUNITY WATER SYSTEM
PWS ID NO. OH7675512
STU ID NO. 7661983

Mr. Fred Tobin, President
Tobin Construction Company
7694 Strausser Street, NW
North Canton, OH 44720

NOTICE OF VIOLATION

Dear Mr. Tobin:

This letter is notification that Rose Hill Water Company is in violation of the detail plan requirements of Ohio Revised Code (ORC) Section 6109.07 and Ohio Administrative Code (OAC) Section 3745-91-02. Additional requirements will be sent in other correspondence.

Section 6109.07 of the ORC states that, "No person shall construct or operate a water system until plans have been approved by the Director of Environmental Protection."

Water treatment equipment has been constructed and is being operated in violation of state law. This violation is subject to enforcement and possible fines as established by Section 6109.23 of the ORC.

Plans of the water system have been submitted but have not been approved due to deficiencies described in correspondence dated February 6, 2007.

Plans of your distribution system were approved for the connections to the Aqua Ohio – Stark Region and are not applicable for a well water system with limited capacity.

Please proceed with connecting to the Aqua Ohio – Stark Region water system as previously proposed or provide us with approvable detail plans within 45 days of this letter.

ROSE HILL WATER COMPANY
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Plans must include acceptance by the Public Utilities Commission of Ohio or Home Owner's Association with an established escrow account.

Plans must also include an acceptable Capability Assurance Plan (CAP) and revised detail plans for a distribution system appropriately sized for your wells and treatment system.

If you have any questions regarding this letter, or any other matter involving your water system, please feel free to contact me at (330) 963-1236.

Respectfully,



Dave Bowland
Environmental Specialist
Division of Drinking and Ground Waters

DJB:dms

enclosures: Detail Plan Instructions

pc: Mr. Brandon Mantel, Donamarc Water Company
Stark County Health Department
DDAGW, CO-Operations Section

ec: Mr. Stivo DiFranco, DDAGW-NEDO
Mr. Dan Underwood, DDAGW-NEDO
Mr. Kirk Leifheit, DDAGW-CO
Mr. Mike Baker, DDAGW-CO