



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

OHIO E.P.A.

MAY 14 2013

ENTERED DIRECTOR'S JOURNAL

May 14, 2013

Frank Lanuzza
1134 W Fair Ave
Lancaster, OH 43130

Effective Date: May 14, 2013

Certified Mail
9171082133393715018853

Re: 2013 Conditioned License to Operate a Public Water System at Airport Gun Club

Dear Mr. Lanuzza:

Enclosed is the 2013 license to operate (LTO) a public water system (PWS) for Airport Gun Club (PWS ID# OH2351112). 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 general public and any person entering the facility.

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

1. Within thirty (30) days of the effective date of this letter, pay the outstanding balances due for the Airport Gun Club's 2006, 2007, and 2008 LTOs to the Attorney General's Office, Collections Enforcement Section (888-246-0688), 150 E. Gay Street, 21st Floor, Columbus, Ohio 43215 (Ohio EPA Revenue IDs: K-521850, K-579159, and K-629238).
2. Within forty-five (45) days of the effective date of this letter, submit a plan and schedule for a long-term solution to address the microbiological contamination at the Airport Gun Club PWS based on the options presented during the April 12, 2013 meeting regarding the proposed Findings and Orders mailed on February 12, 2013.
3. Comply with all LTO renewal requirements, in accordance with OAC Chapter 3745-84, including timely submitting an LTO renewal application and application fee.
4. Within ninety (90) days of the effective date of this letter, submit evidence to the Ohio EPA, Division of Drinking and Ground Waters Central Office, Lazarus Government Building, P.O. Box 1049, Columbus, Ohio 43216-1049, Attn: Laura Webb, that the following requirements have been completed:

- a. Removing dead end piping from the outside drinking fountain in accordance with OAC Rule 3745-81-14(F)(3);
- b. Keeping the hose removed from the hose bib when not in use in accordance with OAC Rule 3745-81-14(F)(3);
- c. Installing a check valve at the hose bib in accordance with OAC Rule 3745-95-04(A);
- d. Affixing the electrical conduit to the well cap by threading and sealing the connection in accordance with OAC Rule 3745-9-05(P); and
- e. Disinfecting the system in accordance with OAC Rule 3745-81-14(F)(4)

The evidence shall include, but is not limited to, written documentation, receipts, or photographs.

5. Comply with all current and subsequent chemical monitoring schedules, in accordance with OAC Chapter 3745-81.
6. Comply with total coliform bacteria monitoring requirements, including both routine and repeat sampling, in accordance with OAC Rule 3745-81-21 and OAC Rule 3745-81-42.
7. Comply with the total coliform bacteria maximum contaminant level, in accordance with OAC Rule 3745-81-14.
8. Comply with all actions as directed by Ohio EPA under the Ground Water Rule, in accordance with OAC Rules 3745-81-42 through 3745-81-45.
9. Issue public notice for any future violations in accordance with OAC Rule 3745-81-32.

If the requirements of this 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 and/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 you may hold, such as those for food service.

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 Laura Webb at (614) 644-2752.

Sincerely,



Scott J. Nally, Director
Ohio Environmental Protection Agency

cc: Fairfield Department of Health
Laura Webb, DDAGW-CO

ec: Holly Kaloz, Manager, DDAGW-CO
Bridgette Marchio, DOCC, DDAGW-CDO
Jose Quinones, Manager, DDAGW-CDO
Mark Boden, DDAGW-CDO
Kimberly Rhoads, Office of Legal Services
Nick Haritos, Fiscal Officer, DDAGW