

REV_4

Department:

Subdepartment:

DSW

NULL

DSW

<NONE>

Program:

NPDES

DSW - NPDES

Office Location:

Medium:

CO

WATER

CO

WATER

Doc Type:

Doc Subtype:

DFFO

NULL

DFFO

<NONE>

Facility County:

Facility ID:

34

13003VC

34 - HARRISON

13-003VC

Date:

20130731

7/31/2013

Facility/Site/Location/Regulated Entity Name:

CHESAPEAKE_ENERGY

Chesapeake Energy

Your input is 17 characters long (Max 40).

Facility Address 1:

DODSON_FARM,_DODSON_WELL_SITE,_STOCK_TOWNSHIP

Dodson Farm, Dodson Well Site, Stock Township

THIS BARCODE CONTAINS INVALID CHARACTERS...PLEASE REVIEW AND REENTER.

Facility Address 2:

NULL

Your input is 0 characters long (Max 40).

Facility City:

STOCK_TOWNSHIP

Stock Township

Facility State:

Facility ZIP: (00000 or 00000-0000)

OH

NULL

OH

Mailing Name:

NULL

Your input is 0 characters long (Max 40).

Mailing Address 1:

NULL

Your input is 0 characters long (Max 40).

Mailing Address 2:

NULL

Your input is 0 characters long (Max 40).

Mailing City:

NULL

Mailing State/Province: |

Mailing ZIP: (00000 or 00000-0000 or X0X0X0)

NULL

NULL

<NONE>

Project Name:

Project Type:

NULL

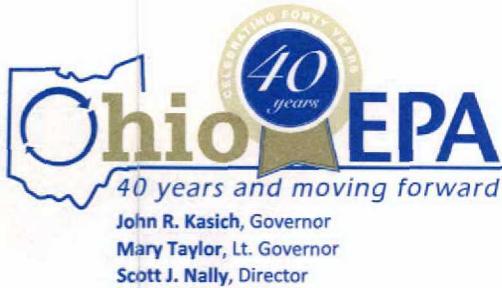
NULL

Latitude:

Longitude:

NULL

NULL



OHIO E.P.A.
JUL 31 2013
ENTERED DIRECTOR'S JOURNAL

July 30, 2013

Mr. John Luber
86663 Fife Road
Cadiz, Ohio 43907

CERTIFIED MAIL

**RE: Verified Complaint No. VC13003W01
Alleged Violator: Chesapeake Energy Corporation**

Dear Mr. Luber:

This letter is intended to serve as a response to the verified complaint, referenced above, that Ohio EPA received on December 20, 2012. Your complaint alleged unauthorized discharges of pollution to waters of the state from the Dodson Well site in Stock Township in Harrison County in the vicinity of Fife Road.

Upon receipt of the verified complaint, staff from Ohio EPA's Division of Surface Water performed an investigation of the alleged violation. This investigation included multiple visits to the site, water quality sampling, a discussion of your complaint between you and Aaron Wolfe of Ohio EPA's Division of Surface Water, and meetings with Chesapeake Energy Corporation.

Based on its investigation, Ohio EPA believes that a storm water discharge did occur from the Dodson Well site and the white substance observed in the stream was limestone dust from the well pad. It is believed that a large rain event occurred and created significant head pressure from ponded water and that these high pressures in conjunction with a subsurface French drain water storage area led to a hydraulic connection between the well pad and the discharge point.

Subsequent to this incident Chesapeake took corrective actions to eliminate this hydraulic connection and prevent further storm water discharges of this kind from occurring. Follow up visits to this site have not revealed any further problems.

Pursuant to 33 USC Section 1342(I)(2), 40 CFR 122.26 and Ohio Administrative Code Rule 3745-39-04, storm water discharges from oil and gas production operations are exempt from NPDES permitting. While it is possible that such exemption would not apply if a discharge caused a water quality standard to be exceeded, I find that the discharge has been corrected and thus any potential violation that may have occurred has been terminated and is unlikely to reoccur. Accordingly, I am dismissing your

verified complaint. Thank you for bringing this concern to our attention so that it could be adequately investigated and addressed.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. 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

Sincerely,



Scott J. Nally
Director

cc: Bill Fischbein, Legal
Rachel DeMuth, DSW, CO
Aaron Wolfe, DSW, SEDO