



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

OHIO E.P.A.

SEP 16 2013

ENTERED DIRECTOR'S JOURNAL

Richard Seckler
2913 North Island Circle
Port Clinton, OH 43452

Effective Date: **SEP 16 2013**

Re: 2013 Conditioned Licenses to Operate Public Water Systems

Dear Mr. Seckler:

Enclosed are the 2013 licenses to operate (LTOs) public water systems (PWSs) for Beachview Trailer Court (PWS ID# OH6203812) and North Shore Estates MHP (PWS ID# OH6202512). In accordance with Ohio Revised Code (ORC) § 6109.21 and Ohio Administrative Code (OAC) Rule 3745-84-06, the LTOs are hereby issued with conditions due to violations of drinking water regulations at the PWSs. 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 LTOs for both Beachview Trailer Court and North Shore Estates MHP are conditioned through January 30, 2014, with the following actions:

1. All terms of the Director's Administrative Orders (Orders) effective on June 4, 2013 shall be completed. The terms include, but are not limited to, completing a Supplemental Environmental Project (SEP) of connecting both PWSs to the Ottawa County Regional Water District (PWS ID# 6205011); and permanently abandoning and sealing the existing well(s) in accordance with OAC Rule 3745-9-10 or ceasing using water from the existing well(s) for human consumption as defined by OAC Rule 3745-81-01.
2. All current and subsequent monitoring schedules issued by the Director shall be complied with, in accordance with OAC Chapter 3745-81.
3. Beachview Trailer Court and North Shore Estates MHP will no longer be considered PWSs and will not be required to submit payment for the 2014 LTOs only if they are both connected to Ottawa County Regional Water District by October 4, 2013, meeting the conditions of the SEP. Should the PWSs fail to be connected by December 31, 2013, all LTO renewal requirements shall be complied with for 2014, in accordance with OAC Chapter 3745-84.

Should the PWSs fail to comply with these conditions, the LTOs 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 mobile home parks or campgrounds.

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 Susan Baughman at (614) 644-2752.

Sincerely,



Scott J. Nally, Director
Ohio Environmental Protection Agency

cc: Ottawa County Health Department
George Wilber, Wilber & Wilber Law

ec: Beth Messer, Assistant Chief, DDAGW
Holly Kaloz, Manager, DDAGW-CO
Julie Spangler, Supervisor, DDAGW-CO
Ellen Gerber, Manager, DDAGW-NWDO
Justin Bowerman, DOCC, DDAGW-NWDO
Kimberly Burnham, Inspector, DDAGW-NWDO
Kimberly Rhoads, Ohio EPA-Legal