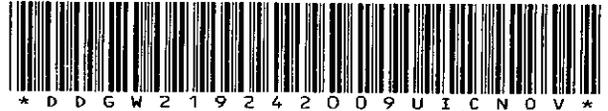




State of Ohio Environment



STREET ADDRESS:

Lazarus Government Center
50 W. Town St., Suite 700
Columbus, Ohio 43215

TELE: (614) 644-3020 FAX: (614) 644-3184
www.epa.state.oh.us

P.O. Box 1049
Columbus, OH 43216-1049

September 24, 2009

Ms. Mildred K. Hall
4215 Seafarer Hollow Road
Philo, Ohio 43771

Re: Notice of Violation Drake Mobile Home Park

Dear Ms. Hall:

The Division of Drinking and Ground Waters' Underground Injection Control (UIC) Section has recently been made aware of two unauthorized dry wells (leaching pits) in use at the Drake Mobile Home Park located at 3375 Old River Road in Zanesville, Ohio.

Scott Foster of Ohio EPA's Division of Surface Water, Southeast District Office has reported that one of two of the dry wells that receive sanitary wastes discharged from mobile homes has failed resulting in sewage flowing on the ground.

Dry wells are defined as Class V injection wells according to Ohio Administrative Code (OAC) Rule 3745-34-04 and are subject to UIC regulation. OAC Rule 3745-34-11(D) states, "... the injection of sanitary waste or sewage into a Class V well is authorized without a permit if all of the conditions of the rule are satisfied."

According to the Muskingum County Health Department, the dry wells were approved approximately forty five years ago. However, a review of UIC records has determined that the wells were never authorized by submitting the required data to Ohio EPA when the UIC rules were promulgated in 1984. Current rules state that a Class V well is not authorized to operate without a permit if the owner fails to submit the information about the well(s) in accordance with paragraph (L) of OAC Rule 3745-34-11. Enclosed are copies of the inventory forms that must be completed and submitted to this office within thirty (30) days of receipt of this letter.

There is also a concern that the unauthorized dry wells pose a significant threat to underground sources of drinking water (USDWs) and may have caused a violation of OAC Rule 3745-34-07. Due to failure of one of the unauthorized wells and the potential for ground water contamination, you must close the wells. Per OAC Rule 3745-34-11(N), "... the wells must be closed in compliance with OAC Rule 3745-34-07." Any soil, gravel, sludge, liquids, or other materials removed from or adjacent to the wells

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

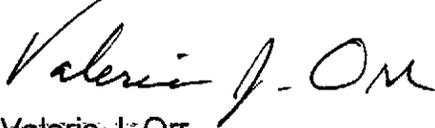
Ms. Mildred K. Hall
September 24, 2009
Page Two

being closed shall be disposed of or managed in accordance with all applicable federal, state, or local regulations or requirements. Please submit to this office within sixty (60) days of receipt of this letter, a detailed schedule for permanently closing the dry wells.

It is recommended that you contact Scott Foster of Ohio EPA's Division of Surface Water, Southeast District Office at (740) 380-5227 to discuss possible alternatives to the dry wells.

If you have any questions regarding this letter please contact me at (614) 644-2752.

Sincerely,

A handwritten signature in cursive script that reads "Valerie J. Orr".

Valerie J. Orr
Class V Coordinator, UIC Section
Division of Drinking and Ground Waters

Enclosure

cc: Lindsay C. Taliaferro III, UIC Manager
Scott Foster, DSW-SEDO

.Drakemhp.doc