



## STREET ADDRESS:

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

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

January 26, 2010

**NOTICE OF VIOLATION**

Certified Mail

9171082133393109722311

Mr. Thomas J. Ortman  
105 Reo Drive  
Chillicothe, Ohio 45601-9467

Dear Mr. Ortman:

On September 25, 2008, you received a notice of violation informing you that as the owner and operator of a sewage disposal well that receives sanitary wastes from 17 lots in the Reo Drive Subdivision you are operating an illegal Class V injection well according to Ohio Administrative Code (OAC) Rules 3745-34-07(A); 3745-34-11(A) and 3745-34-11(D).

An incomplete inventory form was received by this office on October 9, 2008, however, you were informed that steps must be taken to reduce the discharge of fluids to the dry well and that perimeter and roof drains should be disconnected to reduce the overall volume of fluid discharged. The violation letter also asked you to provide an outline of the steps to be taken to provide an alternative for the disposal of sanitary waste in this subdivision as well as a timeline for the proposed activities to take place. To date, Ohio EPA has not received this information.

Ohio EPA remains concerned that underground sources of drinking water (USDWs) in the vicinity have, or will become contaminated from this disposal well and according to OAC Rule 3745-34-07(C). You were given two years to cease injection of the sanitary wastes from 17 lots in the Reo Drive Subdivision. **An alternative solution is to be in place no later than September 23, 2010.**

Please be aware that enforcement action will escalate until this matter is resolved. Enforcement action may include Director's Findings and Orders which will include a suggested monetary penalty. Owners or operators of illegal and unpermitted disposal wells that fail to comply with Ohio's water pollution control laws and regulations are subject to civil penalties of up to \$25,000 under Ohio Revised Code Section 6111.99 plus costs associated with meeting the terms and conditions of the Director's orders.

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

Ohio EPA is an Equal Opportunity Employer

Mr. Thomas J. Ortman  
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Within thirty (30) days of receipt you must provide a written plan detailing the actions you propose to take to ensure that injection of the sanitary waste from the 17 homes in the subdivision will cease no later than September 23, 2010.

If you have any questions concerning this letter, you may contact me at (614) 644-2752.

Sincerely,



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

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cc: ~~Lindsay G. Taliaferro, III, UIC Manager, DDAGW-CO~~  
Bruce Goff, DSW-SEDO  
Ross County Health District, Environmental Health Division