



**Environmental
Protection Agency**

Ted Strickland, Governor
Lee Fisher, Lt. Governor
Chris Korleski, Director

LUCAS Co, VAP
Toledo Prison
Operation + Maintenance

December 16, 2010

Certified Mail 7009 1680 0002 4297 3565

Mr. Khelleh Konteh, Warden
Toledo Correctional Institute
2001 East Central Avenue
Toledo, Ohio 43608

Re: Notice of Violation of Operation and Maintenance Agreement
Toledo Proposed Prison Property NFA Letter 97NFA005

Dear Warden Konteh:

The Ohio Department of Rehabilitation and Correction (ODRC) has failed to submit the periodic report as required under the Operation and Maintenance Agreement (OMA) entered into by ODRC, the City of Toledo and the Ohio Environmental Protection Agency (Ohio EPA) on April 22, 2002. This failure is a violation of the OMA and may constitute a failure to maintain an applicable standard in accordance with Ohio Revised Code (ORC) Section 3746.12(B).

In order that ODRC may return to compliance with the OMA as quickly as possible, Ohio EPA requests that ODRC submit the report to Ohio EPA at 347 N. Dunbridge Road, Bowling Green, Ohio 43402 to the attention of Paul Jayko within 30 days of receipt of this letter.

Please be aware that the time Ohio EPA staff have spent on addressing this violation of your OMA and any time that may be spent in the future by Ohio EPA, will be billed to your Voluntary Action Program OMA account. Any questions concerning this matter should be addressed to Paul Jayko at 419.373.3038. Your cooperation in resolving this matter is appreciated.

Sincerely,

Archie L. Lunsey II
Supervisor
Division of Emergency and Remedial Response

/cs

pc: Felicitas Jackson, Toledo Correctional Institute
Tiffani Kavalec, Manager, DERR-ACRE-CO
Emily Patchen, DERR-ACRE-CO
Paul Jayko, DERR-NWDO
Toledo Proposed Prison VAP O&M File