



**Environmental
Protection Agency**

John R. Kasich, Governor

Mary Taylor, Lt. Governor

Scott J. Nally, Director

December 29, 2011

RE: STARLITE LOUNGE AND BANQUET HALL
OHIO EPA PERMIT 3PR00543
GENEVA TOWNSHIP, ASHTABULA COUNTY
COMPLIANCE EVALUATION INSPECTION

Mr. Randy Brooks, Owner
RL Holdings, LLC
3978 North Broadway
Geneva, OH 44041

Dear Mr. Brooks:

On December 29, 2011, a site inspection was conducted at the above referenced facility at 3750 North Broadway, Geneva Township, Ashtabula County. The inspection was conducted by John Schmidt of this office. Nobody represented RL Holdings, LLC, owner, during the inspection. The purpose of the inspection was to evaluate the facility's compliance status with respect to the terms and conditions of the facility's National Pollutant Discharge Elimination System (NPDES) permit. This is the first compliance inspection for this facility.

The system consists of a 450-gallon trash trap, followed by two 2,000 septic tanks in series, a 2,000-gallon holding/recirculation tank, 675 SF recirculating sand filter, and an ultraviolet disinfection system. The system has a design flow of 1,140 gpd. The system discharges to Cowles Creek east of the facility. No backup power is provided to the facility and the facility is provided with alarms.

Observations

The following observations were made during the inspection:

1. The plant operates intermittently, with the recirculating sand filter operating on a float system in the dosing tank. The plant was not discharging at the time of the inspection.
2. No operator of record is designated for this facility.
3. Log books and the operation and maintenance manual could not be located at the site and were not available for inspection.
4. The overall condition of the treatment plant during this inspection was acceptable in terms of operating condition.
5. The alarms were tested and found in operating condition.
6. The ultraviolet disinfection system was not examined due to the inspection occurring outside the disinfection season of May through October.
7. The final discharge to Cowles Creek east of the plant was observed as not discharging.

8. It is unknown who perform on-site analysis of pH and dissolved oxygen, as well as perform observations of flow, color, odor, and turbidity. It is also unknown who performs laboratory analysis of collected samples.
9. It is unknown who submits the data to Ohio EPA's electronic discharge monitoring report (e-DMR) system on behalf of Starlite Lounge through Ohio EPA's Web-based application.

NPDES Permit Compliance Review

A review of the eDMR reports received by Ohio EPA for the period November 1, 2011 through December 1, 2011 indicates that eDMR data has not been submitted for this facility.

Limit Violations

No limit violations were noted for the time period reviewed, but Ohio EPA notes that no eDMR was submitted for the month of November. This report was due to be submitted by December 20, 2011 and per your NPDES permit, was to include flow readings for the month of November. Quarterly sampling is due to be collected in the month of December.

Reporting Violations

No reporting code or reporting frequency violations were noted for the reporting period reviewed.

Compliance Schedule Violations

Permit No	Permit Effective Date	Permit Expiration Date	Schedule Due Date	Completion Date	Event Code	Schedule Type	Milestone
3PR00543	11/01/2011	10/31/2016	12/01/2011	Unknown	01899	Construction	Advertise for Bids
3PR00543	11/01/2011	10/31/2016	12/01/2011	Unknown	03099	Construction	Start construction
3PR00543	11/01/2011	10/31/2016	12/07/2011	Unknown	-----	Construction	Notify Ohio EPA
3PR00543	11/01/2011	10/31/2016	02/01/2012	Unknown	04599	Construction	Complete construction
3PR00543	11/01/2011	10/31/2016	12/07/2011	Unknown	-----	Construction	Notify Ohio EPA
3PR00543	11/01/2011	10/31/2016	11/01/2012	Unknown	05599	Construction	Attain Oper. Level
3PR00543	11/01/2011	10/31/2016	11/01/2012	Unknown	-----	Construction	Submit PTI if needed

From discussions with your consultant, it appears that milestone 01899 and 03099 were completed sometime in September-October, 2011, and that milestone 04599 was completed before November 1, 2011. Please provide dates for the milestones listed in the table above that are specified in Part IC (page 5) of your NPDES permit.

Other Violations

1. **Failure to Designate an Operator of Record** - Part II, Item A of your NPDES permit, the wastewater treatment works must be under the supervision of a Class A State Certified Operator as required by Ohio Administrative Code (OAC) 3745-7-02. No official designation has been received by Ohio EPA Central Office. Ohio EPA's operator of record designation form may be found at:
http://epa.ohio.gov/portals/35/opcert/Operator_of_Record_Notification_Form.pdf.

Please complete the operator of record (ORC) form and return to Ohio EPA Central Office. Please provide this office with a courtesy copy of the ORC form in replying to this letter.

2. Failure to Maintain a Facility Log Book: The inspection revealed that records required pursuant to OAC 3745-7-09(A)(3) are not being maintained at the facility and were not available for inspection as required by rule. A log book must be maintained at the WWTP and available for inspection 24 hours a day. This is typically accomplished by posting a mailbox or some other weather-tight container at the WWTP.
3. Minimum Staffing Requirements: Based upon a lack of a log book to document visits by your ORC, Starlite Lounge is in violation of OAC 3745-7-04 for not meeting minimum staffing hour requirements, the facility must be staffed by a licensed operator twice weekly for a total of an hour.
4. Failure to Report Monitoring Data: Part III, Item 4 of your NPDES permit requires you to report data to Ohio EPA electronically. A review of Ohio EPA files finds no data reported for the month of November 2011. This information must be submitted as soon as possible. Instructions for establishing an eDMR account to submit data may be found under Part II, Item 4 of your NPDES permit on page 12.

Comment

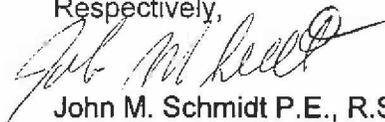
1. Annual Sludge Report: Ohio EPA notes that Part II, Item H of your NPDES permit requires you to submit a report no later than January 31st summarizing the sewage sludge disposal, use, storage, or treatment activities during the previous calendar year.
2. Outfall Signage: Ohio EPA notes that Part II, Item I of your NPDES permit requires you to post a sign at your outfall along Cowles Creek. This sign must be posted by March 1, 2012.

Based on the above information, RL Holdings, LLC is considered to be in noncompliance with the terms and conditions of its NPDES permit for your Starlite Lounge wastewater facility.

Please inform this office, in writing, within 30 days of the date of this letter as to the actions that have been or will be taken to correct the above noncompliance or explanations if you believe the noncompliance issues noted are in error. Your response to this letter should include the dates that the actions have been or will be completed. Please be advised that past or present issues of noncompliance can continue as subjects of future enforcement actions by Ohio EPA.

If you have any questions or comments regarding this inspection, please feel free to contact me at (330) 963-1175.

Respectively,


John M. Schmidt P.E., R.S.
Environmental Engineer
Division of Surface Water

JMS/cs

File: Semipublic/Ashtabula/Geneva Twp/Starlite Lounge (3PR00543)