



**Environmental
Protection Agency**

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

January 31, 2012

Aaron Zonin
City of Dayton
Division of Sewer Maintenance
900 Ottawa Street
Dayton, Ohio 45402

RE: NOTICE OF VIOLATION
City of Dayton
NPDES Permit 1PF00000*ND, OH0024881
SSO 3723 Inpark Circle

Dear Mr. Zonin:

The City of Dayton Division of Sewer Maintenance has been reporting the occurrence of the sanitary sewer overflows (SSOs) at 3723 Inpark Circle. There have been eight (8) occurrences at this location since October 19, 2011 discharging an estimated total of 3,242,400 gallons of sewage to the Great Miami River.

On December 6, 2011, Ohio EPA received a letter from you detailing the actions being taken to remedy this situation with a contract on 12/5/2011 to removed debris from the sewer line. Further, a project was planned to clean the 42 inch sanitary sewer pipe and line it from this area to Triangle Park.

Discharges from the sanitary sewer to waters of the state are prohibited. Please be advised that failure to comply with the requirements of your NPDES permit may be cause for enforcement action pursuant to the Ohio Revised Code Chapter 6111.

Due to the frequency and nature of this discharge from the SSO at 3723 Inpark Circle, a response is required to this Notice of Violation. You are requested to respond by February 14, 2012 detailing the steps that will be taken to reduce, eliminate and prevent the reoccurrence of the overflow and a schedule of major milestones for those steps. If a contract is in place for the cleaning and lining of the 42 inch sanitary sewer, please indicate those contract start and end dates. If there are efforts to mitigate the impact of the overflow events to the river, please state those as well. Please include a map showing the location of the storm sewer, associated with the SSO, that discharges to the Great Miami River in order to determine the area of the river that may need to be monitored for impacts.

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If you have any questions regarding this letter, please contact me at (937) 285-6101 or at Mary.Osika@epa.ohio.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Mary Osika". The signature is fluid and cursive, with the first name "Mary" and last name "Osika" clearly distinguishable.

Mary Osika
Environmental Specialist
Division of Surface Water

ec: Gary Marshall, City of Dayton
Tammi Clements, City of Dayton
Anthony Wade, City of Dayton
cc: Mayor & Council, City of Dayton