



**Environmental
Protection Agency**

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

Re: **Notice of Violation**
Wood County
Turning Leaf Subdivision
Stormwater Construction
Permit No. 2GC01864*AG

March 7, 2012

Mr. Mark Gill
A.R. Gill Development LLC
4335 Limerick Road
Clyde, Ohio 43410

Dear Mr. Gill:

On February 9, 2012, I performed an inspection of the construction site for Turning Leaf Subdivision, located west of County Road 175 and Durnwald Drive, Clyde, Sandusky County. The purpose of this visit was to evaluate compliance of the site with the National Pollutant Discharge Elimination System (NPDES) permit for storm water discharges associated with construction activity, also known as the Construction General Permit (CGP). The inspection was conducted under the provisions of Ohio's water pollution control statutes, Ohio Revised Code (ORC) Chapter 6111.

As a result of the inspection, I have the following comments/observations:

1. At the time of the inspection, there was no active construction. Streets and utilities have been installed and one house has been built.
2. At the time of the inspection, the Storm Water Pollution Prevention Plan (SWP3) and inspection logs were not available for review. Please be aware that regular inspections of the sediment and erosion controls used at the site are to be made as per the CGP.
3. Silt fence is not being maintained in areas around the site. The silt fence is sagging or is down completely in most areas. *This is a violation of Part V.N. of the CGP, which requires proper operation and maintenance of all systems of treatment and control.*
4. A storm pond is located on the site. There is no stabilization on the banks and erosion rills have formed on the banks of the pond. *This is a violation of Part V.N. of the CGP, which requires proper operation and maintenance of all systems of treatment and control.*
5. Inlet protection has been provided on some inlets in the form of silt fence wrapped around the grates. Ohio EPA does not accept silt fence wrapped grates as adequate inlet protection. Inlet protection is not required if the storm drain system drains to a sediment settling pond. In many cases, the sediment basin is often the permanent storm water detention facility. When the same basin is to be used both for sediment control during construction and for permanent storm water control, the facility will require two different outlet designs. It appears that the current outlet on the pond is designed for a post-construction storm water pond. *This is a violation of Part III.G.2.ii of the CGP, which requires a proper sediment settling pond.*

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6. Much of the site has large patches of bare earth that have not been stabilized. *This is a violation of Part III.G.2.b. of the CGP, which requires stabilization of any area that will remain undisturbed for 21 days or remain idle over the winter.*
7. There are large stock piles of dirt at the end of the street that have not been stabilized. *This is a violation of Part III.G.2.b. of the CGP, which requires stabilization of any area that will remain undisturbed for 21 days or remain idle over the winter.*

Within 15 days of the date on this letter, please submit to this office **written notification** of the actions taken or proposed to prevent any future violations. Your response should include the dates, either actual or proposed, for the completion of the actions.

If you have any questions, you may contact me by e-mail at patricia.tebbe@epa.state.oh.us or by phone at (419) 373-3016.

Sincerely,



Patricia A. Tebbe, P.E.
Division of Surface Water

/jlm

pc: James Moyer, P.E., Sandusky County Engineer
Sandusky SWCD
Follow-up file

ec: Inspection Tracking