



**Environmental  
Protection Agency**

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

Re: **Notice of Violation**  
Van Wert County  
Blue Creek Wind Farm  
Stormwater Construction

March 7, 2012

Mr. Dave De Caro  
Heartland Wind LLC  
201 King of Prussia Road Suite 500  
Radnor, Pennsylvania 19087

Dear Mr. De Caro:

On February 17, 2012, while I was in the Van Wert area, I passed one of the windmill sites on the south side of Convoy Road just east of U.S. 127. I inspected the site to evaluate compliance with the National Pollutant Discharge Elimination System (NPDES) permit for storm water discharges associated with construction activity, Facility ID #2GGC02656\*AG. 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, the wind turbine was erected.
2. There was no construction drive to the site and there was tracking onto Convoy Road. *This is a violation of Part III.G.2.g of the CGP.*
3. The dirt areas around the site have not been stabilized. This will include a dirt stockpile located on this site. Please remember that any area at final grade or that will remain undisturbed for 21 days or more must be stabilized within seven days of reaching final grade within that area or within seven days of the most recent disturbance within the area. *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.*
4. There was some construction debris lying around the site. *This is a violation of Part III.G.2.g. of the CGP.*
5. This turbine site did not appear on the site plan that I consulted. If the area of this site was added after the CGP was received and not part of the original storm water pollution prevention plan, then it is not covered by the CGP and is a violation of OR 6111.

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, please contact me at (419) 373-3016 or by e-mail at [patricia.tebbe@epa.state.oh.us](mailto:patricia.tebbe@epa.state.oh.us).

Sincerely,

Patricia A. Tebbe, PE  
Division of Surface Water

/jlm

pc: Kyle J. Wendel, P.E., County Engineer  
Van Wert County SWCD  
ec: Inspection Tracking

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