



**Environmental
Protection Agency**

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

Re: **Notice of Violation**
Sandusky County
Fultz Disposal Facility
Construction
Stormwater

March 7, 2012

Mr. Ken Russ
KF Ventures LTD
220 Norwest Drive Suite A
Clyde, Ohio 43410

Dear Mr. Russ:

On February 9, 2012, I inspected the Fultz Disposal Facility site at Elm Street and Premier Drive in the City of Clyde, Sandusky County. The purpose of the 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, Facility ID #2GGC03060*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, there was extensive earth moving activity. Some storm water drainage had been installed.
2. At the time of the inspection, the Storm Water Pollution Prevention Plan (SWP3) was available for review. While the superintendent walks the site weekly, there are no inspection logs. *This is a violation of part III.G.2.I of the CGP, which requires that following each inspection, a checklist must be completed and signed by the qualified inspection personnel representative. Part V.O.2 requires that these records be available for review.*
3. There are at least two places along the ditch along Elm Street that have been cleared and there is exposed soil on the bank. *This is a violation of Part III.G.2.b.i. of the CGP, which requires stabilization within two days of any area within 50 feet of a surface water of the state.*
4. There are several areas around the site where the silt fence is not being maintained or was not replaced or repaired when moved or knocked down. *This is a violation of Part V.N. of the CGP, which requires proper operation and maintenance of all systems of treatment and control.*

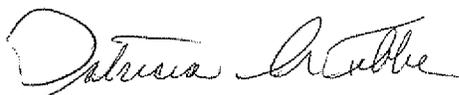
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5. There is tracking of sediment onto Premier Dr. *This is a violation of Part III.G.B. of the CGP, which requires erosion control practices and Part III.G.2.g.ii, which required that off-site vehicle tracking of sediment shall be minimized.*
6. There was no designated wash-out area for concrete trucks.
7. Proper inlet protection was provided for catch basins.

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 by e-mail at patricia.tebbe@epa.state.oh.us or by phone at (419) 373-3016.

Sincerely,



Patricia A. Tebbe, PE
Division of Surface Water

/jlm

pc: Mr. Kevin Fries, Superintendent, KF Ventures
James R. Moyer, P.E., P.S., County Engineer
Sandusky County SWCD

ec: Inspection Tracking