



**Environmental
Protection Agency**

John R. Kasich, Governor

Mary Taylor, Lt. Governor

Scott J. Nally, Director

March 9, 2012

RE: CUYAHOGA COUNTY
CITY OF NORTH ROYALTON
CONSTRUCTION STORM WATER
BENNETT ROAD (CR 109)
IMPROVEMENT PROJECT

Mark Schmitzer, P.E.
City of North Royalton
11545 Royalton Road
North Royalton, OH 44133

Dear Mr. Schmitzer:

On February 27, 2012, Ohio EPA received a complaint from a concerned citizen regarding construction activities at the above referenced project. The citizen states that construction started on the project three to four weeks prior and there were still no sediment and erosion controls installed to protect storm sewers and water resources. Our records indicate that storm water discharges from this project are authorized under the Ohio EPA General National Pollutant Discharge Elimination System (NPDES) Permit for Storm Water Associated with Construction Activities #3GC05681*AG.

Part III.G.2.d.i of the NPDES permit requires sediment control structures to be functional throughout the course of earth disturbing activity. Sediment basins and perimeter sediment barriers must be implemented prior to grading and within seven days of the start of grubbing. Part III.G.2. of the NPDES permit requires the construction site operator, i.e., City of North Royalton, to inspect all sediment and erosion controls once every seven days and within 24 hours of a 0.5-inch or greater rainfall to ensure best management practices (BPM) are functional. Any repairs (other than to sediment basins or when the storm water pollution prevention plan (SWP3) must be amended) must be made within three days of inspection. The City of North Royalton is also obligated to ensure the implementation of sediment and erosion controls on construction projects, including your own, through your municipal storm water permit, i.e., the Ohio EPA General Storm Water NPDES Permit for Small Municipal Separate Storm Sewer Systems (MS4s) #3GQ00044*BG.

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Please submit documentation demonstrating that the City of North Royalton has complied with these requirements. Documentation should include inspection reports and photographs as needed to demonstrate BMP installation. Documentation should also include a copy of the SWP3. Please submit this information to me by March 23, 2012.

If you have any questions, please contact me at (330) 963-1145.

Sincerely,



Dan Bogoevski
District Engineer
Division of Surface Water

Cc: Todd Houser, Cuyahoga SWCD
Robert Stefanik, Mayor, City of North Royalton