



**Environmental
Protection Agency**

John R. Kasich, Governor

Mary Taylor, Lt. Governor

Scott J. Nally, Director

June 12, 2012

RE: LAKE COUNTY
CITY OF MENTOR
MUNICIPAL STORM WATER
ANNUAL REPORT REVIEW – 2011

FACILITY PERMIT NO: 3GQ00034*BG
DATE OF INITIAL PERMIT COVERAGE: 3/19/2003
DATE OF NPDES PERMIT RENEWAL: 6/3/2009

Kenneth J. Filipiak,
City Manager
City of Mentor
8500 Civic Center Boulevard
Mentor, OH 44060

Dear Mr. Filipiak:

On March 30, 2012, Ohio EPA received a copy of the annual report required by the Ohio EPA General Storm Water National Pollutant Discharge Elimination System (NPDES) Permit for Small Municipal Separate Storm Sewer Systems (MS4s) #OHQ000002. Upon review, Ohio EPA has determined the following:

The annual report for reporting year 2011 is incomplete. In particular, the annual report does not provide the following information:

- The City of Mentor uses Lake County General Health District to conduct parts of the Public Education and Outreach, Public Involvement, and Illicit Discharge programs and the Lake County Soil and Water Conservation District to conduct parts of the Public Education and Outreach and Public Involvement programs. The Memorandum of Understanding (MOU) between the City of Mentor and these third parties has not been provided. Please submit a current, signed copy of these MOUs or contracts.

Finally, the annual report indicates the following possible areas of non-compliance with performance standards contained within the NPDES permit:

- **SWP3 Plan Review and Site Inspection** – During the reporting period, Ohio EPA issued NPDES permit coverage to the following construction sites within your community:
 - Enterprise Welding & Fabricating – 3GC05533*AG
 - Kaeper Machine Inc. – 3GC05545*AG
 - Diamond Business Park – 3GC05323*AG
 - Newell Creek Subdivision Phase 6 – 3GC05678*AG
 - Newell Creek Subdivision Phase 7 – 3GC05677*AG
 - Sheet Metal Products – 3GC05555*AG

The Ohio EPA NPDES list contains construction activities not found on your community's list of construction activities subject to SWP3 review and site inspection. This may indicate that you are not performing plan review and site inspection as required by your municipal storm water permit. For each instance where a site appears on the Ohio EPA NPDES permit list, but the site does not appear on your list, please provide an explanation as to why your community did not conduct a SWP3 review or site inspection.

- **Post-Construction BMP Verification** – During the reporting period, Ohio EPA received Notices of Termination for the following construction sites within your community:
 - SR2 Right of way – 3GC04771*AG
 - Plains Road Widening & Reconstruction – 3GC04881*AG
 - CT Office – 3GC04097*AG

Post-construction BMPs were required to be installed and a long-term maintenance agreement was to have been developed for post-construction BMPs at these sites. For each of these sites, please indicate the post-construction BMPs installed and indicate if you have conducted an inspection to verify their installation.

Please submit the items necessary to complete your annual report and, if violations or possible non-compliance are noted above, please provide me with a letter of response indicating the actions taken to correct these violations. For actions yet to be completed, provide me with a schedule by which corrective action will be complete. If we have incorrectly identified violations or areas of possible non-compliance, please provide a letter of explanation and documentation to support your position. Your response should be received no later than **June 27, 2012**.

If you have any questions, please contact me at (330) 963-1125 or via e-mail at kelly.mcvay@epa.ohio.gov.

Sincerely,



Kelly McVay
Assistant to the District Engineer
Division of Surface Water

KM/cs

cc: Brian Ashurst, Assistant City Engineer, City of Mentor
ec: Jason Fyffe, Ohio EPA, DSW, CO