



**Environmental  
Protection Agency**

**John R. Kasich, Governor**

**Mary Taylor, Lt. Governor**

**Scott J. Nally, Director**

June 11, 2012

RE: CUYAHOGA COUNTY  
VILLAGE OF BENTLEYVILLE  
MUNICIPAL STORM WATER  
ANNUAL REPORT REVIEW – 2011

FACILITY PERMIT NO: 3GQ00100\*BG  
DATE OF INITIAL PERMIT COVERAGE: 4/7/2003  
DATE OF NPDES PERMIT RENEWAL: 8/24/2009

Jeffrey Filarski, P.E.  
Village Engineer  
Village of Bentleyville  
6253 Chagrin River Road  
Bentleyville, OH 44022

Dear Mr. Filarski:

On April 4, 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 Village of Bentleyville uses Chagrin Valley Engineering and Chagrin River Watershed Partners to conduct parts of the Public Education and Outreach, Public Involvement, Illicit Discharge, Construction, Post-Construction, and Pollution Prevention/Good Housekeeping programs. The Memorandum of Understanding (MOU) between the Village of Bentleyville 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:

- **Public Participation and Involvement** – The Village of Bentleyville did not provide very detailed reporting on public involvement activity during the reporting period, and what was listed did not appear to be very effective. Please be aware that the NPDES

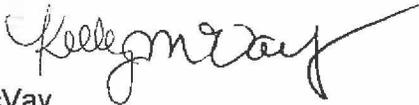
permit requires you to conduct at least five public involvement activities during the current NPDES permit term.

- **Dry Weather Screening of MS4 Outfalls** – The Village of Bentleyville did not conduct any dry weather screening of MS4 outfalls during the reporting period. Please be aware that you must conduct dry weather screening of 100% of your outfalls by the end of the current NPDES permit term. If this activity has already been completed, you are to prioritize outfalls with indicators of potential illicit discharge and perform on-going, follow-up investigations to identify sources of illicit discharge and eliminate them.

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](mailto:kelly.mcvay@epa.ohio.gov).

Sincerely,



Kelly McVay  
Assistant to the District Engineer  
Division of Surface Water

KM/cs

cc: Mayor Leonard A. Spremulli, Village of Bentleyville  
Chief Timothy Pitts, Service Director

ec: Jason Fyffe, Ohio EPA, DSW, CO