



**Environmental
Protection Agency**

John R. Kasich, Governor

Mary Taylor, Lt. Governor

Scott J. Nally, Director

June 20, 2012

RE: SUMMIT COUNTY
SPRINGFIELD TOWNSHIP
MUNICIPAL STORM WATER
ANNUAL REPORT REVIEW – 2011

FACILITY PERMIT NO: 3GQ00065*BG
DATE OF INITIAL PERMIT COVERAGE: 4/3/2003
DATE OF NPDES PERMIT RENEWAL: 6/17/2009

NOTICE OF VIOLATION

Richard Kaylor
Highway Superintendent
Springfield Township
2459 Canfield Road
Akron, OH 44312

Dear Mr. Kaylor:

On March 27, 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:

- Springfield Township uses the Summit Soil and Water Conservation District to conduct parts of the Public Education and Outreach, Public Involvement, Construction, and Post-Construction programs, the Summit County Engineer to conduct parts of the Construction and Post-Construction programs, and the Summit County General Health District to conduct parts of the Illicit Discharge program. The Memorandum of Understanding (MOU) between Springfield Township and these third parties has not been provided. Please submit a current, signed copy of these MOUs or contracts.
- The number of outfalls screened and dry-weather and illicit flows identified were not numerically reported. The annual report read 'Refer to Summit County Health Dept. Report' for these sections, but no report was attached. An attachment that provides schedules for the elimination of illicit connections that have been identified but not yet eliminated must be provided. Please list each remaining incidence of known illicit connection, the address or other location indicator, a brief description of the situation and provide a schedule for its elimination. In future annual reports please report these numbers in the form document and include the attachment as well.

Further, upon review of the annual report, it appears that Springfield Township has not enacted the following required ordinances or resolutions, or met the following NPDES permit requirements:

- **Development of an Storm Water Pollution Prevention Plan (SWP3) for Municipal Operations** – Springfield Township does not indicate that they have developed an SWP3 for municipal facilities subject to industrial storm water permitting or for municipal facilities where operations described in 40 Code of Federal Regulations Part 122.26(b)(14) occur. Please be aware that the NPDES permit required SWP3s to be developed and implemented at these facilities within two years of NPDES permit renewal. This is a violation of Part III.B.6.c of the NPDES permit.

Please be aware that failure to comply with the NPDES permit is a violation of Ohio Revised Code 6111.07 and is subject to penalties.

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

- **Public Participation and Involvement** – Springfield Township only conducted one public involvement activity during the reporting period and appears to have the same event planned for next year as well. Please be aware that the NPDES permit requires you to conduct at least 5 public involvement activities during the current NPDES permit term.
- **Mapping of Home Sewage Treatment Systems (HSTSs)** – Springfield Township has not submitted a list of all HSTSs within the UA that discharge to the MS4 and a storm sewer map showing their location. Please be aware that this list and map were to be completed within five years of your initial NPDES permit coverage.
- **Post-Construction BMP Verification** – During the reporting period, Ohio EPA received Notices of Termination for the following construction sites within your community:
 - Springfield Bog Restoration – 3GC05113*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 **July 6, 2012**.

SPRINGFIELD TOWNSHIP
JUNE 20, 2012
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If you have any questions, please contact me at (330) 963-1125 or via e-mail at kelly.mcvay@epa.ohio.gov.

Sincerely,

A handwritten signature in cursive script that reads "Kelly McVay".

Kelly McVay
Assistant to the District Engineer
Division of Surface Water

KM/cs

cc: Debra Davis, Chairman, Springfield Township Board of Trustees

ec: Jason Fyffe, Ohio EPA, DSW, CO
Phil Rhodes, Ohio EPA, DSW, NEDO