



**Environmental  
Protection Agency**

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

Re: **Notice of Violation**  
Williams County  
David Betts Double Play Diamond  
Construction  
Storm Water

July 12, 2012

Mr. John Betts  
David Betts Double Play Diamond  
P.O. Box 7145  
Bryan, Ohio 43506

Dear Mr. Betts:

On June 27, 2012, Jessica Heitman and I inspected David Betts Doubly Play Diamond located at 3487 County Road 12-C, Brian. The purpose of our 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 No. 2GC03180. The inspection was conducted under the provisions of Ohio's water pollution control statutes, Ohio Revised Code (ORC) Chapter 6111. Our records indicate that there are no co-permittees on this project

As a result of the inspection, I have the following comments:

1. At the time of inspection, grading was complete, and the foundation of the building was being built.
2. Dandy Bags were installed on all inlets.
3. There was a stone construction entrance installed.
4. No silt fence was in use to prevent sediment from leaving upgradient portions of the site.

*Permit Requires:* Structural practices shall be used on all sites remaining disturbed for more than 14 days. They shall be implemented prior to grading and within seven days from the start of grubbing. They must remain functional until the upslope area is restabilized. *This is a violation of Part III.G.2.d. of the permit.*

5. All permanent or temporary stabilization has not been established. The presence of weeds and weathered soil indicates the timeframe for stabilization may have been exceeded.

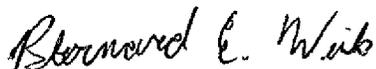
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*Permit Requires:* Portions of the construction site that will be inactive for more than 21 days must have temporary stabilization initiated within the first seven. Temporary stabilization is required prior to the onset of winter weather for ground that will be idle over winter. Permanent stabilization is required within seven days on any portion of the site that has reached final grade or will be idle for longer than one year. Soil stabilization practices shall be initiated within two days on inactive, barren areas within 50 feet of a stream. Permanent seeding and mulching is required before construction activity is completed throughout the entire site. If seasonal conditions prohibit the establishment of vegetative cover, other means, such as mulching and matting, must still be used and maintained until more permanent methods can be implemented. *Failure to do so is a violation of Part III.G.2.b.i. of the permit.* Optimum seeding dates for Northwest Ohio are generally from April to May, or from mid-August till the end of September, depending on the type of vegetation planted. Unless you are willing to water any seedlings, I recommend that all inactive, unstable areas be mulched until the fall, when conditions are more favorable for permanent seeding.

Within 10 days of the date on this letter, please submit to this office **written notification** as to 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 there are any questions, please contact me at 419-373-3011.

Sincerely,



Bernard E. Weik  
Division of Surface Water  
Storm Water Program

/jlm

ec: Bert Brown, District Technician  
Tracking