



**Environmental
Protection Agency**

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

September 7, 2012

RE: HARASSMENTS BAR AND GRILLE
OHIO EPA PERMIT 3PR00438
JEFFERSON TWP, ASHTABULA COUNTY
COMPLIANCE EVALUATION INSPECTION

Mr. Terry G. Schley
Harassment's Bar & Grille
4502 Anderson Road
Pierpont, Ohio 44082

Dear Mr. Schley:

On September 6, 2012, a site inspection was conducted at the above referenced facility at 900 North Market Street, Jefferson Township, Ashtabula County. The inspection was conducted by John Schmidt of this office. Micah Bidwell represented Brian Bidwell of Bidwell & Sons, the contract operator for Harassment's Bar and Grille during the inspection. The purpose of the inspection was to evaluate the facility's compliance status with respect to the terms and conditions of the facility's National Pollutant Discharge Elimination System (NPDES) permit and to follow up on the February 2012 inspection. The last compliance inspection was conducted on February 10, 2012.

The system consists of a trash trap, flow equalization, extended aeration system with clarifier, dosing chamber, rapid sand filtration, chlorine disinfection, and dechlorination. Sludge management of sludge removal from an aerated sludge holding tank when needed to another publicly owned treatment works (POTW). The facility discharges to a ditch along Market Street to Cemetery Creek adjacent to the west side of the facility. No backup power is provided to the facility, and the facility is provided with alarms.

Observations

The following observations were made during the inspection:

1. The design flow of the extended aeration plant is 1,750 gallons per day. The plant operates on a timer, and was not flowing at the time of the inspection.
2. The plant was operated by Josh Goodridge and Ron Bell of B & J Environmental under contact to Harassment's Bar and Grille through April 30, 2012. As of August 20, 2012, Brian Bidwell of Bidwell & Sons is the contract operator. Between May 1, 2012 and August 20, 2012, the facility had no operator of record. Although Brian Bidwell is the current operator, Mr. Goodridge and Mr. Bell are currently listed as the Operators of Record (ORC) of this facility. A new ORC notification form must be provided removing Mr. Goodridge and Mr. Bell and adding your current operator. It should be noted that Micah Bidwell and Terry Schley are operators-in-training (OIT), working under Brian Bidwell.
3. Log books and the operation and maintenance manual are maintained at the site and were available for inspection. There are no records of any inspections conducted at this facility for the months of February-August 2012 up to the week of August 20, 2012. Prior to August

2012, where records were entered into the log, operator arrival times are noted but departure times are not. Notes of calibration dates of hand held instruments (pH meters, DO meters) were not recorded prior to August 2012, as well as specific plant activities (cleaning and scraping weirs, scraping the clarifiers, raking the sand beds, etc) required by OAC 3745-7-09.

4. The trash trap was noted as full. Mr. Bidwell indicated that the trash traps are scheduled to be pumped the week of September 10, 2012.
5. The equalization tank pumps and alarms were cycled. The alarm and one pump were found in operating condition. One pump appears to be tripping a circuit breaker. The electrical issue should be investigated and corrected as soon as possible.
6. The content of the aeration tank had a slight septic odor, light brown color with good mixing. When the blowers are running the plant is receiving sufficient aeration. This may be because the plant is biologically under loaded and has old sludge. A medium brown color is more typical for the aeration tank. Mr. Bidwell indicated that they plan to pump the sludge holding tank next week, and a younger sludge should alleviate this problem.
7. The surface of the clarifier contained a considerable amount of scum. Mr. Bidwell indicated that they plan to remove excess scum, and will be checking operations in the kitchen of the bar (grease trap). Effluent channels were clean.
8. The dosing pumps were cycled and one pump was found in operating condition. The problem with the pump should be investigated. The alarm system was checked and found in operating condition.
9. The pipe between the dosing tank and the sand filters noted as broken in the February inspection has been repaired.
10. Surface sand filters appear reasonably clean and operable. Water discharged to the sand beds was observed as turbid. The water was observed as percolating freely through the beds indicating that they were not clogged.
11. The final discharge at Cemetery Creek could not be observed due to lack of flow.
12. Josh Goodridge and Ron Bell operate the plant on behalf of Harassment's Bar and Grille through April 30, 2012 and performed the routine inspection and conducts routine monitoring of flow rate, odor, color, and turbidity. Between May and August (to August 20, 2012), Mr. Schley assumed these activities. Since August 20, 2012, Brian Bidwell assumed these activities. Quarterly monitoring for December and March were conducted by Geauga County Department of Water Resources. Quarterly monitoring for August was conducted by Lab Corp. Through April 2012, Josh Goodridge of B & J Environmental submitted data to Ohio EPA's electronic discharge monitoring report (e-DMR) system on behalf of Harassment's Bar and Grille. Data has not been submitted since. Ohio EPA acknowledges that the current operator is unable to submit data until he has authorization from the Owner, which may take a few months.

NPDES Permit Compliance Review

A review of the electronic discharge self-monitoring reports (eDMRs) received by Ohio EPA for the period January 1, 2012 through August 1, 2012 indicates apparent noncompliance of the terms and conditions of your NPDES permit as identified below:

Limit Violations

No violations were noted for the period reviewed.

Reporting Violations

Station	Reporting Code	Parameter	Sample Frequency	Expected	Reported	Violation Date
001	00056	Flow Rate	1/Day	1	0	04/01/2012
001	00056	Flow Rate	1/Day	1	0	04/02/2012
001	00056	Flow Rate	1/Day	1	0	04/03/2012
001	00056	Flow Rate	1/Day	1	0	04/04/2012
001	00056	Flow Rate	1/Day	1	0	04/05/2012
001	00056	Flow Rate	1/Day	1	0	04/06/2012
001	00056	Flow Rate	1/Day	1	0	04/07/2012
001	00056	Flow Rate	1/Day	1	0	04/08/2012
001	00056	Flow Rate	1/Day	1	0	04/09/2012
001	00056	Flow Rate	1/Day	1	0	04/10/2012
001	00056	Flow Rate	1/Day	1	0	04/11/2012
001	00056	Flow Rate	1/Day	1	0	04/12/2012
001	00056	Flow Rate	1/Day	1	0	04/13/2012
001	00056	Flow Rate	1/Day	1	0	04/14/2012
001	00056	Flow Rate	1/Day	1	0	04/15/2012
001	00056	Flow Rate	1/Day	1	0	04/16/2012
001	00056	Flow Rate	1/Day	1	0	04/17/2012
001	00056	Flow Rate	1/Day	1	0	04/18/2012
001	00056	Flow Rate	1/Day	1	0	04/19/2012
001	00056	Flow Rate	1/Day	1	0	04/20/2012
001	00056	Flow Rate	1/Day	1	0	04/21/2012
001	00056	Flow Rate	1/Day	1	0	04/22/2012
001	00056	Flow Rate	1/Day	1	0	04/23/2012
001	00056	Flow Rate	1/Day	1	0	04/24/2012
001	00056	Flow Rate	1/Day	1	0	04/25/2012
001	00056	Flow Rate	1/Day	1	0	04/26/2012
001	00056	Flow Rate	1/Day	1	0	04/27/2012
001	00056	Flow Rate	1/Day	1	0	04/28/2012
001	00056	Flow Rate	1/Day	1	0	04/29/2012
001	00056	Flow Rate	1/Day	1	0	04/30/2012

In addition to failure to supply flow monitoring data for the Month of April 2012, no eDMR reports have been received for the months of May, June, and July, placing Harassment's Bar in **significant noncompliance** with the terms and conditions of its NPDES permit. Ohio EPA is aware that the operator has been in contact with Ohio EPA and data cannot be submitted until Mr. Schley returns from being overseas, expected to be within the next 60 days.

Compliance Schedule

The NPDES permit contains the following compliance schedule:

Permit Effective Date	Permit Expiration Date	Schedule Due Date	Completion Date	Event Code	Schedule Type	Schedule Milestone
10/1/2011	9/30/2016	12/1/2012	Incomplete	95999	Compliance	E Coli Status Report
10/1/2011	9/30/2016	1/1/2013	Incomplete	None	Compliance	Submit E Coli PTI if needed
10/1/2011	9/30/2016	4/1/2013	Incomplete	05699	Monitoring	Achieve E Coli effluent limits

As none of the milestones have passed, no response is needed at this time.

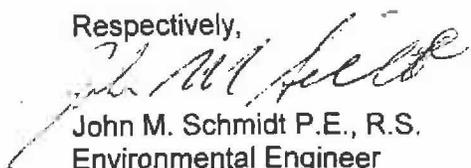
Other Violations:

1. Failure to Maintain Facility Log Book: The inspection revealed that records required pursuant to Ohio Administrative Code (OAC) 3745-7-09(A)(3) are not being maintained at the facility and were not available for inspection as required by rule. Although a log book is maintained at the WWTP and available for inspection, the log book does not contain all the required information required by OAC 3745-7-09 prior to August 20, 2012. The log must include inspection dates with time in and time out, clearly identify who is logging time at the facility, and list all activities being performed during the visit. A minimum of three months must be maintained at the site, and an additional three years of log books must be made available upon request.
2. Maintaining Minimum Staffing: Based upon a lack of a log book to document visits by your ORC in February 2012 failure to record departure times to document ORC inspection durations, and failure to record any information in the log book between April 30, 2012 and August 20, 2012, Harassment's Bar and Grille is in violation of OAC 3745-7-04 for not meeting minimum staffing hour requirements during this time period.

Please inform this office, in writing, as to the actions that have been or will be taken to correct the above noncompliance or explanations if you believe the noncompliance issues noted are in error. Your response to this letter should include the dates that the actions have been or will be completed. Please be advised that past or present issues of noncompliance can continue as subjects of future enforcement actions by Ohio EPA.

If you have any questions or comments regarding this inspection, please feel free to contact me at (330) 963-1175.

Respectively,


John M. Schmidt P.E., R.S.
Environmental Engineer
Division of Surface Water

JMS/cs

pc: Josh Goodridge, B & J Environmental
Brian and Micah Bidwell, Bidwell & Sons
SP/Ashtabula/Jefferson Twp./Harassment's Bar & Grille (3PR00438)