



**Environmental  
Protection Agency**

**John A. Kasich, Governor**  
**Paul D. Ryan, Lt. Governor**  
**Robert D. Whitely, Director**

September 4, 2012

John Groff  
The City of Heath  
1287 Hebron Rd  
Heath, OH 43056

**Re: The City of Heath  
Municipal Storm Water  
Annual Report Review – 2011  
Facility Permit No: 4GQ00008\*BG**

Dear Mr. Groff:

On February 3, 2012, Ohio EPA received a copy of your 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:

- A Table of Organization identifying the name and contact information for the party responsible for overall management and implementation of your program and each of the six minimum control measures (MCMs). The Table of Organization is a graphical representation of how implementation of your MS4 program occurs across multiple positions, agencies and departments. Please specify the lines of communication between the parties involved in implementation of your MS4 program. Guidance on developing a table of organization can be found on our website at <http://www.epa.ohio.gov/Default.aspx?tabid=2697>.
- The City of Heath uses Licking County Soil and Water Conservation District (LCSWCD), The Lions Club and the Civil Air Patrol to conduct all or part of the MCM program. The Memorandum of Understanding (MOU) outlining the responsibilities between The City of Heath and each of these three organizations has not been provided. Please submit a current, signed copy of these MOUs or contracts.
- An attachment that identifies the construction sites within your jurisdiction that are subject to storm water pollution prevention plan (SWP3) review and site inspection. Identify construction start and end dates, as appropriate, and the NPDES facility permit number of each construction activity listed. For subdivided development, please provide a list of individual lots within the development, either by address or subplot number, upon which construction occurred during this reporting period, e.g., individual home building lots within a residential subdivision. Provide an indication as to whether or not your program includes inspection of individual lot construction.

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

- **Construction Site Runoff Control** – Please name the specific city ordinance that gives the City of Heath the authority to enforce construction site runoff control.
- **Dry Weather Screening of MS4 Outfalls** – From the language used in the report, it is not clear to me if the meaning of the dry weather screening of outfalls is understood. Simply identifying all outfalls is not sufficient. A dry-weather screening looks for flows at each outfall during dry weather (so there is no storm water flowing through them). Flows found could indicate that some party is illicitly discharging to the storm sewer. Any identified flows then need investigated and eliminated. If illicit discharges are found, please submit a list of each instance, with the location and projected date of elimination.
- **SWP3 Plan Review and Site Inspection** – During the reporting period, Ohio EPA issued NPDES permit coverage to the following construction sites within your community:

Permit Number	Facility Name	Issue Date
4GC03495*AG	AEP HEALTH	3/23/2011
4GC03540*AG	NEWARK HEATH AIRPORT	5/18/2011
4GC03584*AG	HEATH AIRPORT STORAGE	7/11/2011

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:
  - 4GC03397\*AG COATC South Campus Kaiser Drive Storm Sewer Realignment
    - Issue date: 8/5/2011

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.

John Groff  
The City of Heath  
Page 3 of 3

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. (In future correspondence and reports, please refrain from using all capital letters, as it is difficult to read.) 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 14 days from the receipt of this letter.

If you have any questions, please contact me at 614-728-3844 or [Harry.Kallipolitis@epa.state.oh.us](mailto:Harry.Kallipolitis@epa.state.oh.us).

Sincerely,



Harry Kallipolitis  
Storm Water Coordinator  
Division of Surface Water  
Central District Office

c: City Council and Mark Johns, Mayor of Heath  
Licking County Soil and Water Conservation District

ec: Jason Fyffe, DSW, CO

HK/hsm Heath 2011 Annual Report Review OHQ000002