



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

November 23, 2012

Mr. Kyle Wake
Project Coordinator
GDP Group
1801 Watermark Drive, Suite 150
Columbus, Ohio 43215

RE: Notice of Violation, Fifth Third Bank Huber Heights NPDES Permit 1GC04377*AG

Dear Mr. Wake:

On Wednesday, November 21, 2012, I inspected the above-named project site in Huber Heights, Ohio, to determine compliance with its construction site Storm Water Discharge Permit. Based on my observations, the project is in violation of the following portions of this permit:

Part III.G.2.d.iv Sediment Control Practices - Inlet Protection

Most of the active portion of the site is below grade which all but eliminates the chances of eroded sediments being carried from the site in runoff. But at the south end of the site, two storm sewer inlets downhill from the project area were observed to be open. One was in the existing concrete apron used to turn off Taylorsville Road, and the other is in the gutter of the road itself. Please explain in your written response to this letter what will be done to prevent sediment laden water from entering these storm sewer inlets during times of rainfall.

In addition, please provide the following information in your response to this letter:

1. A copy of the site's Storm Water Pollution Prevention Plan (SWP3). If a true SWP3 is not available, send only the relevant parts of the rolled construction drawings.
2. The name of the co-permittee for the project.
3. Who will be responsible for documenting required erosion and sediment control inspections until the project has been completed?

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Please provide this information within 14 days of receipt of this letter. If you have questions about anything in this letter, I can be contacted at (937) 285-6442, or via email at chris.cotton@epa.ohio.gov.

Sincerely,



Chris Cotton
Environmental Specialist II
Division of Surface Water

CC/tb

ec: Russ Bergman, City Engineer, City of Huber Heights
Ohio EPA/SWDO/DSW Files