



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

December 21, 2012

RE: SUMMIT COUNTY  
COVENTRY TOWNSHIP  
STATE STREET TIRE/SHIPPING WORLD  
1262 ROBINSON AVENUE

JPD Properties LLC  
Mr. Joe Derosa, Owner  
1550 Lancaster Gate S. E.  
Canton, OH 44709

**NOTICE OF VIOLATION**

**CERTIFIED MAIL**

Dear Mr. Derosa:

On November 15, 2012, this office conducted an Operation and Maintenance inspection at the wastewater treatment plant (WWTP) that serves the above referenced property. The property contains two buildings that house State Street Tire and State Street Lawn Mower Repair. During the inspection, it sounded as if the treatment plant's blower was running. But, because the treatment plant's gate was blocked by piles of car tires, this office could not visibly see the treatment plant. Since the blower could be heard, this office assumes that the treatment plant has not yet been abandoned as directed by this office.

Your WWTP's National Pollutant Discharge Elimination System (NPDES) permit expired on December 31, 2009. Please be advised that you are in violation of Ohio Revised Code (ORC) 6111 for discharging wastewater without an effective NPDES permit.

As you were informed in a November 25, 2011 letter from this office, the Akron Facilities Plan requires your two properties to be connected to sanitary sewers which proceed to the City of Akron's Publicly Owned Treatment Works (POTW). Because you would rather connect to the Barberton POTW, this office had recommended that you submit a formal request to the City of Akron to amend their Facilities Plan.

By January 15, 2013, if this office does not receive written documentation from you concerning approvals to connect to the Akron or Barberton POTWs, this office will refer this matter to our legal department for escalated enforcement action. Most likely, the enforcement action would consist of Director's Findings and Orders. These Orders would require you to connect to the Akron POTW and to pay a civil monetary penalty. If you have questions concerning this letter or would like to meet to discuss the situation, please contact this office by January 5, 2013.

Sincerely,

Jennifer S. Bennage  
Environmental Engineer  
Division of Surface Water

JSB/cs

cc: Brent Paulus, Summit County Health Department  
Jim Stender, City of Barberton Utilities Director  
Rob Burkhard, City of Barberton POTW  
James Andrew Hewitt, City of Akron Utilities Bureau Manager  
Eric Akin, NEFCO  
Dean Stoll, Enforcement Coordinator, Ohio EPA, DSW, NEDO  
Northeast District Office • 2110 East Aurora Road • Twinsburg, OH 44087-1924  
www.epa.ohio.gov • (330) 963-1200 • (330) 487-0769 (fax)

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1. Article Addressed to:

JPD Properties LLC  
 Mr. Joe Derosa, Owner  
 1550 Lancaster Gate S. E.  
 Canton, OH 44709

2. Article Number  
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