



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

January 18, 2013

RE: TRUMBULL COUNTY  
CALVARY BIBLE CHURCH  
NPDES PERMIT NO. OHC000003  
OHIO EPA PERMIT NO. 3GC05861\*AG  
CONSTRUCTION STORM WATER INSPECTION

**NOTICE OF VIOLATION**

Jeff Rice  
Calvary Bible Church  
4511 Mahoning Avenue  
Warren, OH 44483

Dear Mr. Rice:

On December 19, 2012, Ohio EPA conducted a storm water inspection at Calvary Bible Church, located at the southeast intersection of State Route 305 and Hoagland Blackstub Road, Bazetta Township, Trumbull County (site). Tomas Parry of Ohio EPA accompanied the undersigned. Ohio EPA records indicate that the site is covered by General National Pollutant Discharge Elimination System (NPDES) Permit for Storm Water Associated with Industrial Activity (General Storm Water Permit), permit No. 3GC05861\*AG. The inspection documented the following violations:

**Storm Water Inspection**

- Construction activities have commenced on the site (i.e. extensive grading activities, installation of the onsite sanitary treatment system, roadway construction, etc.) and no erosion and sediment best management practices (BMP) have been installed to prevent the discharge of sediment to "waters of the State" (Figures 1 to 3). Diversion channels have been constructed in three locations along the roadway to direct untreated sediment-laden storm water runoff to discharge to "waters of the State" (Figures 4 to ).

**The failure to install appropriate erosion and sediment controls constitute violations of Ohio Revised Code (ORC), Chapter 6111.07 and Part III.G.2.c of the General Storm Water Permit.**

**The failure to implement the site's storm water pollution prevention plan (SWP3) upon initiation of construction activities constitutes violations of ORC 6111.07 and Part III.B of the General Storm Water Permit.**

**Storm Water Pollution Prevention Plan**

- In accordance with Part II.C.2 of the General Storm Water Permit, Ohio EPA requests a copy of the site's SWP3 to be submitted for review within ten days of receiving this notice of violation. In addition, the SWP3 must include information detailing how Part III.G.2.e of the General Storm Water Permit will be satisfied.

**Corrective Action**

Within ten days of receiving this NOV, the following information must be submitted to Ohio EPA for review:

- A copy of the site's SWP3;
- Information must be submitted that details the design of post-construction BMPs and includes all necessary calculations (i.e. dewatering time, drainage areas, sizing calculations, etc.);
- Copies of all the inspection reports for the period consisting of November 1, 2012 to January 18, 2013; and
- A report detailing the corrective action(s) that will be or have been implemented to address all of the violations detailed above. The report must include dates when each corrective action(s) has been or will be implemented and completed.

**Failure to resolve the above violations will result in Ohio EPA pursuing formal enforcement, whereby violations of ORC, Chapter 6111 are punishable by fines up to \$10,000 a day per violation.** Should you have any questions regarding this matter, please contact me at your earliest convenience at (330) 963-1118 or via e-mail at [chris.moody@epa.ohio.gov](mailto:chris.moody@epa.ohio.gov).

Sincerely,



Chris Moody  
Environmental Specialist II  
Division of Surface Water

CM/cs

cc: Larry Shaw, Larry Septic Service

ec: Mike Wilson, Trumbull SWCD  
Marcus Hollenbank, Trumbull SWCD



**Figure 1** - Construction activities have initiated with no BMPs installed.



**Figure 2** - Construction activities have initiated with no BMPs installed.



**Figure 3** - Construction activities have initiated with no BMPs installed.



**Figure 4** - A diversion channels has been constructed to discharge untreated sediment-laden storm water runoff "waters of the State."



**Figure 5** - A diversion channels has been constructed to discharge untreated sediment-laden storm water runoff "waters of the State."



**Figure 6** - Untreated sediment-laden storm runoff discharges into a swale that flows to "waters of the State."