



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

February 19, 2013

RE: TRUMBULL COUNTY
WEATHERSFIELD TWP.
508 ENTERPRISES LLC
1404 SALT SPRINGS RD
GENERAL PERMIT NO. OHV000002
OHIO EPA PERMIT NO. 3GV00033

Alfreda Donatelli-Edie, Owner
60 Fieldstone
Youngstown, Ohio 44514

Ms. Donatelli-Edie:

Ohio EPA and the Trumbull County Health Department performed a compliance evaluation inspection of the wastewater treatment works serving the above-referenced facility on January 16, 2013. The inspection was performed to evaluate the facility's operation and maintenance of its treatment works, and determine the facility's compliance with the terms and conditions of its National Pollutant Discharge Elimination System (NPDES) permit.

The existing treatment system consists of a trash trap, a 1,500-gpd aeration tank, and a final settling tank. Treated effluent is discharged to a storm sewer along State Route 46 that is tributary to Meander Creek. The system currently serves a small commercial building that was formerly operated as a car dealership. During the inspection, the following observations and/or deficiencies were noted:

1. The facility currently appears to be vacant, and is available for leasing.
2. The treatment works did not appear to be discharging at the time of the inspection.
3. The overall operation and maintenance of the existing treatment works appears to be marginal.
4. The treatment works has not been upgraded.
5. Please keep a bound and numbered logbook at the facility to record all operation and maintenance work performed at the treatment plant. Logbooks shall contain, at a minimum, the date, arrival and departure time of operation and maintenance personnel, a description of the work performed, and initials of the person performing the work.
6. Part IV.I of the NPDES permit requires that an outfall marker be erected at the discharge point by no later than 4 months from the effective date of the permit, which was June 1, 2010. An outfall marker was not observed during the inspection.

Ohio EPA has sent you multiple notices in the past advising you of the need to upgrade the treatment works, and apply for an NPDES permit to authorize the discharge. While you did receive coverage under an NPDES permit to authorize the discharge, you have yet to upgrade the treatment works as is required in the NPDES permit, and as was most recently required in correspondence from this office addressed to you on September 18, 2008. A copy of this letter has been provided for your reference.

The NPDES permit contains a compliance schedule with multiple milestone dates for making wastewater treatment improvements at the site. The inspection noted that you failed to comply with a number of items in the compliance schedule. Please note that failure to comply with the compliance schedule milestone dates is an NPDES permit violation. These compliance milestones include:

1. Submit detail plans for plant improvements as soon as possible, but not later than 6 Months after receiving coverage under this permit. (Event Code 01299) – **Missed**
2. Advertise for construction bids, receive bids, and award contracts as soon as possible, but not later than 15 Months after receiving coverage under this permit. (Event Code 01899) – **Missed**
3. Commence construction as soon as possible, but not later than 18 months after receiving coverage under this permit. (Event Code 03099) – **Missed**
4. Notify the appropriate Ohio EPA District Office within seven days of construction initiation. – **Missed**
5. Complete construction as soon as possible, but not later than 30 months after receiving coverage under this permit. (Event Code 04599) – **Missed**
6. Notify the appropriate Ohio EPA District Office within seven days of construction completion. – **Missed**
7. Attain operational level of the treatment works and meet final effluent limitations as soon as possible, but not later than 36 months after receiving coverage under this permit. (Event Code 56599) – **Missed**
8. Notify the appropriate Ohio EPA District Office within seven days of attaining operational level. – **Missed**

In addition to the inspection findings, a review of the facility's monthly electronic Discharge Monitoring Reports (eDMRs) received by Ohio EPA for the period June 2010 – December 2012 indicated that the facility has failed to submit any monitoring data since the permit became effective. Failure to submit monitoring data as required by the NPDES permit is a violation of the terms and conditions of the NPDES permit.

Please log into the following weblink to set up an eBusiness account so that you can begin submitting the required monitoring data. If the facility is not currently discharging, you can select the "No Discharge" checkbox on the eDMR entry page. For further assistance with setting up an eBusiness account, please contact James Roberts of Ohio EPA at (614)644-2054.

<https://ebiz.epa.ohio.gov/>

Please note that the NPDES permit also requires that the permittee hire a Class "A" certified wastewater operator to oversee the operation and maintenance of the treatment works. Notice of the designated operator was to be submitted to Ohio EPA within 60 days after the effective date of the NPDES permit, which was June 1, 2010. To date, this office has no documentation on file indicating that an operator has been hired.

The inspection findings and the internal data review have demonstrated that you have failed to comply with a number of requirements described in the NPDES permit. As such, you are considered to be in **significant noncompliance** with the terms and conditions of the NPDES permit.

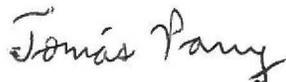
If you plan to continue using the facility, you must upgrade the treatment works to today's current technology (i.e., install surface sand filters and disinfection equipment). You will need to consult with a registered professional engineer, who will design the necessary upgrades. Your engineer will then have to prepare a Permit-to-Install (PTI) application package for review and approval by Ohio EPA. You must obtain a PTI before any type of construction on an upgraded treatment system can begin.

Due to the long-documented history of noncompliance at the facility, if a new wastewater discharge from the facility is resumed prior to having the treatment works upgraded to today's design standards, the matter will be referred to Ohio EPA's legal section for appropriate enforcement action.

Please provide to this office, within 21 days' receipt of this letter, written documentation describing the course of action that will be taken, or has been taken, to address the items described in this letter. Your response shall include specific dates for the initiation and completion of this action plan.

Should you have any questions or comments regarding this letter, please contact this office at (330)963-1120.

Respectfully,



Tomás Parry, P.E.
Environmental Engineer
Division of Surface Water

TP/cs

Attachments: Photographs

Enclosures: Operator of Record Notification form
2008 Inspection Letter

cc: Steve Kramer, R.S., Trumbull County Health Department

