



**Environmental
Protection Agency**

Robert Taft Governor
Mike DeWine Lt. Governor
Joseph P. DeBlase Director

September 4, 2012

Cameron Keaton
City of Mount Vernon
40 Public Square
Mount Vernon, Ohio 43050

**Re: City of Mount Vernon
Municipal Storm Water
Annual Report Review – 2011
Facility Permit No: 4GQ00028*BG**

Dear Mr. Keaton:

On March 30, 2012, Ohio EPA received a copy of the 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:

- The City of Mount Vernon uses the Knox County Health Department, the Knox County Soil and Water Conservation District, and Cardno ENTRIX to conduct all or part of the Minimum Control Measure (MCM) program. The Memorandums of Understanding (MOUs) between Mount Vernon and these third parties has not been provided. Please submit a current, signed copy of these MOUs or contracts.
- An attachment that sufficiently 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.

Further, upon review of the annual report, it appears that Mount Vernon has not enacted the following ordinances or resolutions, or met the following NPDES permit requirements. Due to your status as an Appendix 7 community, these items are required to be completed by the end of your first permit term (IDEE and Employee Training) or within 2 years of NPDES permit renewal (Construction and Post-Construction):

- **Illicit Discharge Detection and Elimination** – I have noted from your report that Mount Vernon is in the process of enacting an ordinance addressing IDEE. Please ensure that this process is completed in a timely manner. Failure to enact an ordinance or resolution to prohibit illicit discharges into your municipal separate storm sewer system by the end of your first permit term will be a violation of Part III.B.3.d of the NPDES permit.
- **Construction Site Runoff Control** – Your report indicated that an ordinance concerning Construction Site Runoff Control has not yet been enacted, but is under review. Please ensure that this process is completed in a timely manner. Failure to enact an ordinance or resolution to prohibit illicit discharges into your municipal separate storm sewer system by the end of the second year of your renewal permit term will be a violation of Part III.B.3.d of the NPDES permit.
- **Post-Construction Storm Water Management** – Your report indicated that an ordinance concerning Post Construction Storm Water Management has not yet been enacted, but is under review. Please ensure that this process is completed in a timely manner. Failure to enact an ordinance or resolution to prohibit illicit discharges into your municipal separate storm sewer system by the end of the second year of your renewal permit term will be a violation of Part III.B.3.d of the NPDES permit.
- **Development of an SWP3 for Municipal Operations** – I understand from your report SWP3s are being developed for municipal facilities subject to industrial storm water permitting or for municipal facilities where operations described in 40 CFR Part 122.26(b)(14) occur. Please be aware that the NPDES permit requires SWP3s to be developed and implemented at these facilities within 2 years of NPDES permit renewal. Failure to do so will be a violation of Part III.B.6.c of the NPDES permit.

Please be aware that failure to comply with the NPDES permit is a violation of Ohio Revised Code 6111.07 and is subject to penalties.

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

- **Mapping of MS4** – Please be aware that mapping of outfalls is to be completed by end of your initial NPDES permit coverage. Mapping of the rest of the system must be completed within 5 years of NPDES permit renewal. Mapping is to include catch basins, pipes, ditches, flood control facilities, all publicly-owned post-construction water quality BMPs and those private post-construction water quality BMPs installed to meet requirement of the Ohio EPA NPDES permit for construction activities and/or your local post-construction ordinance.
- **Mapping of Home Sewage Treatment Systems (HSTSs)** –Please be aware that a list of all HSTSs within the UA that discharge to the MS4 and a storm sewer map showing their location must be completed within 5 years of your initial NPDES permit coverage.

- **Dry Weather Screening of MS4 Outfalls** – Mount Vernon did not conduct any dry weather screening of MS4 outfalls during the reporting period. Please be aware that you must conduct dry weather screening of 100% of your outfalls by the end of your renewal NPDES permit term.
- **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
4GC03433*AG	Hiawatha Park	1/4/2011
4GC03543*AG	Mt Vernon Nazarene University New Operations Ctr	5/18/2011
4GC03569*AG	Coshocton Ave & Yauger Rd Connector Road	6/16/2011
4GC03659*AG	(City Of Mount Vernon) Mount Vernon Ave, So Division St, Edgewood Rd, Gam	9/28/2011
4GC03646*AG	Mt Vernon To Howard 69kv Transmission Line Rebuild	9/21/2011
4GC03611*AG	(Aep Ohio Transmission Co DBA AEP) Mt Vernon To S Granville 69KV Transmission Line Re	8/5/2011

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:
 - 4GCD00072*AG -- Villas At Halcyon, Phase 1 & 2 -- Issue Date: 12/6/2011

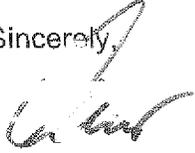
Post-construction BMPs were required to be installed and a long-term maintenance agreement was to have been developed for post-construction BMPs at these sites. For each of these sites, please indicate the post-construction BMPs installed and indicate if you have conducted an inspection to verify their installation.

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. 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.

Cameron Keaton
City of Mount Vernon
Page 4 of 4

If you have any questions, please contact me at 614-728-3844 or
Harry.Kallipolitis@epa.state.oh.us.

Sincerely,



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

c: City Council and Richard Mavic, Mayor of Mount Vernon
Knox County Soil and Water Conservation District
Knox County Health Department
Cardno ENTRIX

ec: Jason Fyffe, DSW, CO

HK/nsm Mt. Vernon 2011 Annual Report Review OHQ000002