



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

April 8, 2013

Mr. Frank Bullock
Mound Development Corporation
965 Capstone Drive
Miamisburg, OH 45342

RE: Notice of Violation, Vanguard Blvd Extension, NPDES Permit # 1GC04337

Dear Mr. Bullock:

On Thursday, April 4, 2013, I inspected the "Vanguard Boulevard Extension Phase 2" construction project in Miamisburg, Ohio, to determine compliance with the site's storm water discharge permit. Based on my observations, the project appears to be completed, save a final lift of asphalt on the road surface, but the site is in violation of the following parts of its permit:

Part III.G.2.b Erosion Control Practices

Barren soils were observed on both sides of the new road. In your written response to this letter, please explain what will be done to minimize ongoing erosion of the bare areas in question.

Part III.G.2.d Sediment Control Practices

Aside from some marginally useful silt fence, some of which has been undercut by flowing runoff, there were no other viable sediment controls present on the site at the time of this inspection. Please explain in your written response what will be done to comply with this part of the construction storm water permit.

Part III.G.2.b.i Stabilization

Barren soils at construction projects are required to be stabilized within specified timeframes, as shown in the 2 tables on page 16 of the construction permit. In your written response to this letter, please explain how bare soils present as a result of the project will be stabilized in accordance with permit requirements.

Part III.G.2.b.ii Stabilization of Conveyance Channels

Please explain what measures will be taken to stabilize the shallow channels that run parallel to the new section of road over ground that is currently barren.

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Please include with your written response the following information:

1. A copy of the project's storm water pollution prevention plan (SWP3);
2. Copies of sediment control inspection records kept for the project.

Please provide this information within 7 days of receipt of this letter. If you have questions about anything in this letter, I can be reached at (937) 285-6442, or via email at chris.cotton@epa.ohio.gov.

Sincerely,



Chris Cotton
Environmental Specialist II
Division of Surface Water

CC/kb

cc: OEPA/DSW Enforcement Section
OEPA/SWDO/DSW Files
Beth Moore, City of Miamisburg