



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

Re: **Notice of Violation**
Erie County
Sandusky Dollar General
Construction Storm Water
Facility ID No. 2 GC03222

May 1, 2013

Mr. Mark Bush
Sandusky DG LLC
361 Summit Boulevard Suite 110
Birmingham, Alabama 35243

Mr. Ryan Daniel
Bradford Building Company, Inc.
2151 Old Rocky Ridge Road, Suite 100
Birmingham, Alabama 35216

Dear Messrs. Bush and Daniel:

On April 24, 2013, I inspected the Sandusky Dollar General at 1701 Tiffin Avenue, Sandusky. The inspection was conducted under the provisions of Ohio's water pollution control statutes, Ohio Revised Code (ORC) Chapter 6111. On April 8, 2013, Ohio EPA received and processed a Notice of Termination (NOT) for the project. This form is used to end permit coverage once storm water discharges associated with construction activity have ceased. That means all soil disturbing activity is complete, a 70% density of perennial vegetative cover has been established throughout the site, and the post construction storm water management practices has been installed. While the building and parking areas appeared complete and open for business, the condition of the facility appeared unchanged from my April 3, 2013, inspection. Sediment controls were missing, the site had not been stabilized, and post construction storm water controls were not evident. However, the garbage dumpster was covered. **Please be advised that since permit coverage has been terminated without meeting these criteria, the site is currently discharging storm water without a National Pollutant Discharge Elimination System (NPDES) permit, which is a violation of ORC 6111.**

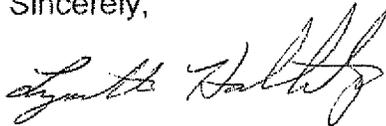
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At a minimum, some type of temporary stabilization must be immediately applied to all bare idle areas. Within 10 days of the date on this letter, please submit to this office **written notification** as to the reasons for the above mentioned comments as well as the actions taken or proposed to prevent any future violations. Your response should include the dates, either actual or proposed, for the completion of the actions. Also, please describe how the post construction storm water management requirements will be met for this project. Your reply must include the type(s) of practices you are implementing and the basis for their design.

Please be advised that if these violations continue to occur and if satisfactory progress is not made, we will have no choice but to recommend escalated enforcement action to achieve compliance.

If there are any questions, please contact me at (419) 373-3009.

Sincerely,



Lynette M. Hablitzel, PE
Division of Surface Water
Storm Water Program

/jlm

ec: Crystal Dymond, Storm Water Program Coordinator, Erie S&W Conservation District
Jane Cullen, Project Engineer, Division of Engineering, City of Sandusky
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