



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

June 4, 2013

Mr. Thomas E. Latham  
Dollar Tree Stores Inc.  
c/o Clark, Geer, Latham and Associates  
3901 Springhill Avenue  
Mobile, Alabama 36608

**RE: Dollar Tree; NPDES Permit 1GC04520\*AG; Construction Site Inspection**

Dear Mr. Latham:

On Friday, May 31, 2013, I inspected the Dollar Tree project located at 1972 Harner Drive in Xenia, Ohio, to determine compliance with its NPDES construction site storm water discharge permit. I walked the property and met with David Richard Allen.

Based on my observations, the site is not in compliance with the following sections of the permit:

**Part II.A Erosion and Sediment Controls**

Failure to design, install and maintain effective erosion controls to minimize the discharge of pollutants.

Specifically, this is referring to the construction entrance for the site. As you can see in the attached photographs, the construction entrance that was installed covers approximately half of the area being used for entering and exiting the site, thus resulting in a high volume of sediment being taken into the roadway. Construction entrances should be designed and installed based on the specifications described in Chapter 7.4 of the Ohio Department of Natural Resources Rainwater and Land Development Manual found at <http://www.dnr.state.oh.us/tabid/9186/default.aspx>. In order to minimize the tracking of mud off the site, stone should be added to cover the entire width of the area used for entering and exiting as well as all the way up to the curb.

Also, as you can see in the last photograph, there is no inlet protection for the inlets along the main roadway. It was brought to my attention that the inlets in question may drain to the sediment pond for the nearby Wal-Mart. If that were accurate, then the inlets would not require any protection. However, if the inlets drain elsewhere then they are required to be protected.

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In a written response to this letter, please explain what measures will be taken to modify the construction entrance in order to minimize mud being taken off the site by June 19, 2013. Additionally, please provide a copy of the site's storm water pollution prevention plan (SWP3) specifically showing where the inlets along the roadway in front of the site drain to.

If you have questions regarding this letter, you can contact me at (937) 285-6357, or via email at [eric.damian@epa.ohio.gov](mailto:eric.damian@epa.ohio.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Eric Damian", with a long horizontal flourish extending to the right.

Eric Damian  
Storm Water Group  
Division of Surface Water

ED/tb

Enclosure: Inspection Form, Inspection Photos

ec: David Richard Allen, Maverick Companies Inc.

Ohio EPA DSW Storm Water Section, Construction Site Visit Information Form

Inspector initials: ESD Visit date: 5/31/13 Permit # 16C04520\*AG

Site Name: Dollar Tree

Site Address: 1972 Harner Drive

People Contacted On Site: David Richard Allen

Phone: 571-238-8564 E-mail: rangerrick6@sc.rr.com

1. Did you see the following on site?

ITEM	YES	NO	Not Requested	Comments
NOI	✓			
Coverage Letter			✓	
SWP3	✓			
Inspection Records			✓	
Contractor & Subs signature document			✓	

2. Acreage Disturbed: 1.3

3. Site Status: Clearing/grubbing Rough Grading Storm sewers in  
 Streets in Utilities installed Final Grade Final stabilization

4. Are BMPs needed: modified const. entrance, inlet protection in road

5. Are BMPs effective? All Some None No BMPs

Explain: silt fence working around property

6. What post construction controls are shown on the SWP3? n/a

7. Were Photos taken & saved? yes

8. Was an NOV issued? yes

Additional notes/comments:

Construction Entrance needs widened  
 no inlet protection, told inlets drain to Wal-Mart's retention pond  
 good amount of dirt in road, guy cleaning dirt off  
 road during inspection



05/31/2013



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