



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

Re: **Notice of Violation**
Sandusky County
Elmwood Assisted Living of Fremont
Storm Water Construction
Facility ID #2GC03412AG

June 12, 2013

Ms. Barb Mason
Elmwood Communities Home Office
430 North Broadway Street
Green Springs, Ohio 44836

Dear Ms. Mason:

On May 30, 2013, I inspected the site of the proposed Elmwood Assisted Living of Fremont building at 1545 Fangboner Road, Fremont, Ohio, Sandusky County. The purpose of the visit was to evaluate compliance of the site with the National Pollutant Discharge Elimination System (NPDES) permit for storm water discharges associated with construction activity. The inspection was conducted under the provisions of Ohio's water pollution control statutes, Ohio Revised Code (ORC) Chapter 6111. I met Mr. Don Baker of Shawnee Construction on site, who provided information on the project.

As a result of the inspection, I have the following comments/observations:

1. At the time of the inspection, the site was cleared and grading was taking place. Storm catch basins were being installed.
2. Silt fence had been installed along some of the perimeter of the site.
3. Inlet protection was being used on existing storm catch basins. There was a construction entrance off Fangboner Road; however, vehicles were driving onto the site from the north side where there was no construction entrance. There is a street sweeper available.
4. I observed the driver of a Concrete Material Supply truck washing out the truck's chute next to a catch basin. There was no area set aside specifically for cement truck washout. *This is a violation of Part III.G.2.g.i, which states that under no circumstance shall concrete trucks wash out directly into a storm sewer.*

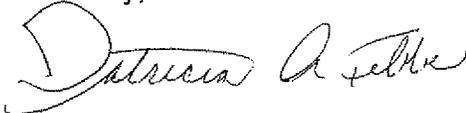
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5. A review of the Storm Water Pollution Prevention Plan (SWP3) did not include a review of the inspection logs. Logs were being kept by the driver of the excavator. The logs should be kept with the SWP3 as they are considered part of the SWP3.
6. There are no co-permittees for this project. *This is a violation of Part I.E., which requires that all operators submit an NOI application. An operator is any party associated with a construction project that has operational control over construction plans and specifications or has day-to-day operational control of those activities at a project, which are necessary to ensure compliance with an SWP3.*

Within 14 days of the date on this letter, please submit to this office **written notification** of 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.

If you have any questions, you may contact me at (419) 373-3016 or by e-mail at patricia.tebbe@epa.ohio.gov.

Sincerely,



Patricia A. Tebbe, P.E.
Division of Surface Water

/jlm

pc: Sandusky County SWCD

ec: Don Baker
Tracking