



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

June 19, 2013

RE: SUM-SEIBERLING PHS 2  
3GC05686\*AG  
STORMWATER  
SUMMIT COUNTY

Mike Teodecki  
City of Akron Bureau of Engineering  
166 South High Street  
Akron, OH 44308

Dave Smith  
Project Superintendent  
Sitetech  
35700 East Royalton Road  
Grafton, OH 44044

Gentleman:

On June 6, 2013, this writer inspected the above referenced construction site for the purpose of determining compliance with General Construction National Pollutant Discharge Elimination System (NPDES) Permit No. 3GC05686\*AG. Below is a summary of my observations:

- 1) The site trailer was locked and there were no Sitetech or City of Akron personnel at the site.
- 2) At the first manhole east of the Springfield Lake Outlet culvert, stormwater was flowing into the manhole underneath the grade ring. It then entered the catch basin located immediately north and discharged to the aforementioned stream. The storm water was not being routed to any storm water control and was visually discoloring the stream. **This discharge is a violation of Ohio Administrative Code 3745-1-04 and subsequently a violation of Ohio Revised Code 6111.07 for failure to follow the SWPPP required by NPDES Permit 3GC05686\*AG.** Pictures are attached for your reference.
- 3) It appears that this site is receiving soils from a borrow site located north of the intersection of Massillon Road and Triplett Boulevard. Over an acre is being disturbed and therefore subject to obtaining authorization under the General Storm Water NPDES Permit. A search of our data base did not indicate that this site is covered under this permit. It is also not mentioned in the SWPPP for Sum-Seiberling PHS 2. If the site is covered by its own general permit, please forward a copy of the NOI and the approval for coverage letter to this office no later than July 2, 2013.

Failure to comply with the General Permit is a violation of Ohio Revised Code 6111.04 and 6111.07 and is subject to an enforcement action to be initiated by this office to seek monetary and civil penalties allowed under Ohio Revised Code 6111.99. If you should have any questions concerning any of the above, feel free to contact this writer at (330) 963-1136 or by e-mail at phil.rhodes@epa.ohio.gov.

Sincerely,



Philip P. Rhodes, P.E.  
Environmental Specialist II  
Division of Surface Water

PPR:ddw

- cc: Ray Kinney, Sitetech  
Fred Fassnacht, City of Akron  
Mike Wytrzyaszewski, City of Akron  
ec: Allison Giancola, OEPA, DMWM, NEDO  
Dave Dysle, OEPA, DMWM, NEDO  
Dean Stoll, Unit/Enforcement Supervisor, DSW, NEDO

