



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

Re: **Notice of Violation**
Fulton County
Old Orchard Addition
Stormwater Construction
Permit No. 2GC00880*AG

July 2, 2013

Mr. Larry Warncke
220 East Hickory Street
Wauseon, Ohio 43567

Dear Mr. Warncke:

On June 12, 2013, I performed an inspection of the construction site for Old Orchard Addition, located north of Old Orchard Drive, Wauseon, Ohio, Fulton County. The purpose of this 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 also known as the Construction General Permit (CGP). The inspection was conducted under the provisions of Ohio's water pollution control statutes, Ohio Revised Code (ORC) Chapter 6111.

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

1. At the time of the inspection, all streets, curbs and utilities had been installed. There were four homes constructed with a fifth being constructed at the end of Lillian Lane. There are still at least eight unconstructed lots.
2. Several of the lots have not been stabilized including lots 33 and 36. *This is a violation of Part III.G.2.b. of the CGP, which requires stabilization of any area that will remain undisturbed for 21 days or remain idle over the winter.* Stabilization is to be completed as soon as possible.
3. Until all lots are stabilized, sediment and erosion controls must remain in place. There was no inlet protection on catch basins near the lot currently being developed. Dirt was observed collecting in the gutters of the street leading to the catch basin. *This is a violation of Part III.G.2.d.iv of the CGP, which requires inlet protection to minimize sediment laden water entering active storm drain systems.*
4. There was no construction entrance on lot 35. Sediment was observed being tracked onto the street. *This is a violation of Part III.G.2.b of the CGP, which requires construction entrances.*

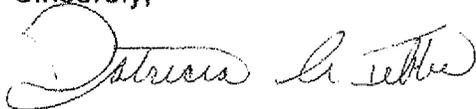
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5. A dirt pile is located on lot 36 is not stabilized. *This is a violation of Part III.G.2.b of the CGP.*
6. Part III.G.2.i of the CGP requires inspections of all controls at least once every seven calendar days and within 24 hours after any storm event greater than one-half inch of rain per 24 hour period. Records of these inspections are to be maintained and kept for review.

Within 15 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: Fulton County SWCD
City of Wauseon Engineer
Follow-up file

ec: Tracking