



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

July 5, 2013

RE: WAYNE COUNTY
CITY OF ORVILLE
CONSTRUCTION STORM WATER
PERMIT NO: 3GC06104*AG
ORVILLE GOODWILL
NOTICE OF VIOLATION

Ms. Judy Delaney
PO Box 1188
Wooster, OH 44691

Mr. Darren Alsen
Dennis Alber Excavating INC
1904 Remsen Rd
Medina, OH 44256

Dear Ms. Delaney and Mr. Alsen:

On May 28, 2013, I conducted an inspection at the above mentioned site to determine compliance with the Ohio EPA General Storm Water National Pollutant Discharge Elimination System (NPDES) Permit for Construction Activities #3GC05903*AG. Accompanying me on my inspection was Molly Drinkuth of the Ohio EPA Division of Surface Water. No one was available to meet with on-site. Our records indicate that Goodwill Industries of Wayne & Holmes Counties was granted coverage to discharge storm water under the NPDES permit on September 1, 2012.

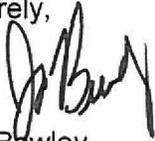
Upon our inspection of the site, we found the following violations to your NPDES permit:

- **Stabilization, i.e., seeding and mulching, has not been initiated as required by the NPDES permit.** Temporary stabilization must be initiated within 7 days of last disturbance on any disturbed area of the site if it will not be further disturbed within 14 days of last disturbance. Permanent stabilization must be initiated within 7 days of reaching final grade. **It appears that construction activities have been completed on site, however, the site is yet to be stabilized. (Figure 2)**
- **Silt fence has not been installed in a functional manner or has not been maintained as required by Part III.G.2.d of the NPDES Permit.** All sediment controls, including silt fence, must be capable of ponding runoff in order to settle sediment. Silt fence must be trenched or backfilled and the joint stakes of the silt fence must be connected by twisting the stakes together prior to staking them into the ground. **Please ensure that all joints are twisted together and repair silt fence so that it is functional.** Silt fence must remain in place until the upslope contributing drainage area has reached final stabilization. (i.e., a vegetative growth density of 70% or greater has been achieved.) **In areas where the site is not graded inwards, such as near the entrance, silt fence is required to prevent runoff into the street. (Figure 1)**

- **Part III.G.2.e of the NPDES permit states that post-construction water quality best management practices (BMPs) shall be included in the Storm Water Pollution Prevention Plan (SWP3) along with detail drawings and maintenance plans.** Our inspection found that no post-construction BMPs have been installed and, with no apparent ongoing construction, none have been planned to be built. Before NPDES permit coverage can be terminated, post-construction BMPs must be installed and a long-term maintenance plan must be provided to the party that will be responsible for long-term maintenance of those practices. Post-construction BMPs are permanent site features that will remain in perpetuity to improve the quality of storm water runoff from the development site. Examples of post-construction BMPs include, but are not limited to, extended detention basins, bio-retention cells (commonly known as “rain gardens”), sand filters, permeable pavement, and water quality swales. In some cases post-construction BMPs include non-structural preservation areas such as riparian and wetland setbacks.

Construction on the site is yet to be completed, seeing how stabilization and post-construction BMPs are yet to be installed. **Please adjust your SWP3 to account for post-construction BMPs and submit any amendments to the Ohio EPA with a letter of response indicating any corrective changes to be received no later than July 29, 2013.** If you have any questions, you can contact me at (330) 963-1128 or by email at josh.bewley@epa.ohio.gov . If unavailable, please contact Molly Drinkuth at (330) 963-1215 or by email at molly.drinkuth@epa.ohio.gov .

Sincerely,



Josh Bewley
Assistant to the District Engineer
Division of Surface Water

JB:ddw

cc: John Scott, City of Orrville Service Department
David T. Handwerk, Mayor, City of Orrville
ec: Molly Drinkuth, DSW, Ohio EPA, NEDO



Figure 1: Silt fence in need of repair; stabilization needed.



Figure 2: No stabilization on site, inlet covers need to be cleaned off



Figure 3: Water line break needs to be addressed, silt fence needed to prevent runoff into street