



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

July 22, 2013

RE: SUMMIT COUNTY
TWINSBURG TOWNSHIP
CONSTRUCTION STORM WATER
PERMIT NO: 3GC06249*AG
STEFFAN WOODS SUBDIVISION
NOTICE OF VIOLATION

Mark Kopcienski
Drees Co-Cleveland Division
6550 W Snowville Rd., Suite J
Brecksville, OH 44141

Dear Mr. Kopcienski:

On Friday June 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 #3GC06249*AG. Nobody was available to meet with on-site. Our records indicate that Drees Co-Cleveland Division was granted coverage to discharge storm water under the general NPDES permit for construction activities on December 10, 2012.

The Ohio EPA General National Pollutant Discharge Elimination System (NPDES) Permit for Storm Water Associated with Construction Activities #OHC000004 requires all parties that meet the definition of "operator" contained in Part VII of the permit to obtain coverage under the NPDES permit. The definition of operator is any party associated with the construction project that meets either of the following two criteria:

1. The party has operational control over construction plans and specifications, including the ability to make modifications to those plans and specifications, or
2. The party has day-to-day operational control of those activities at a project, which are necessary to ensure compliance with the SWP3 or other permit conditions.

Any group that oversees the day-to-day operations at the site, including the installation and maintenance of storm water best management practices (BMPs), requires a Co-Permittee NOI. A review of our records does not indicate that any Co-Permittee coverage under this NPDES permit has been obtained. Failure to obtain NPDES permit coverage is a violation of Ohio Administrative Code 3745-39-04 and Ohio Revised Code 6111.04.

To obtain coverage, a Co-Permittee Notice of Intent (Co-Permittee NOI) must be submitted. The form and instructions are available on our website at www.epa.ohio.gov/dsw/storm/index.aspx under the Forms and Permits tab. The Co-Permittee NOI was required to be submitted prior to your commencement of work on site. To correct this violation, please complete and submit a Co-Permittee NOI to:

Ohio EPA
ATTN: Michael Joseph, DSW
P.O. Box 1049
Columbus, OH 43216-1049

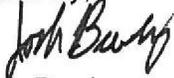
There is no fee to file the form; however any operators of the site will remain in violation of ORC 6111 until the Co-Permittee NOI is submitted. **Please submit this form no later than July 29, 2013.**

Upon our inspection of site, the following deficiencies were noted:

- **The Rock Construction Entrance was inadequate, resulting in sediment tracking off site.** Specifications for a Rock Construction Entrance can be found in Chapter 7 of the *Rainwater and Land Development Manual, Ohio's Standards for Stormwater Management, Land Development and Urban Stream Protection* (Ohio Department of Natural Resources, 2006). (Figures 1,2,3)
- **The sediment basins discharged onto disturbed soils before exiting the site.** A sediment basin removes silt and sediment from storm water before it discharges from site. Allowing this treated runoff to discharge exposed soils makes it become sediment laden again. Extending a rock spillway to the edge of the site or stabilizing with seeding and mulch are acceptable solutions. (Figures 4,5,6)
- **Silt fence has not been installed in a functional manner or has not been maintained as required by 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 and 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.) (Figures 7,8,9)
- Temporary stabilization must be initiated within 7 days of last disturbance on any disturbed area of the site which shall remain idle for 14 or more days. Permanent stabilization must be initiated within 7 days of reaching final grade. **Soil stockpiles and any other areas sitting undisturbed for 14 or more days require stabilization immediately.**

Please adjust your SWP3 to account for any changes that need to be made and submit any amendments to the Ohio EPA **with a letter of response indicating any corrective changes to be received no later than August 2, 2013.** In addition, please send your 2 most recent weekly inspections either by fax (330) 963-1128 or by email. If you have any questions, email me at Josh.Bewley@epa.ohio.gov or contact me at (330) 963-1128. If unavailable, you can also contact Molly Drinkuth at Molly.Drinkuth@epa.ohio.gov or (330) 963-1215.

Sincerely,



Josh Bewley
Assistant to the District Engineer
Division of Surface Water

JB:ddw

cc: Todd Johnson, Service Coordinator, Twinsburg Township
Twinsburg Township Board of Trustees
ec: Molly Drinkuth, DSW, Ohio EPA, NEDO



Figures 1, 2, 3: Lack of a rock construction entrance has allowed sediment to track off-site.



Figures 4, 5, 6: Discharged water from sediment basins passes over disturbed soils, becoming sediment laden again.



Figures 7, 8, 9: Silt fence not backfilled; joints not twisted together; failing silt fence in need of repair.