



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

July 25, 2013

**Re:** Lawrence County  
LEDC SPEC 4  
Storm Water Construction Activity  
Notice of Violation  
Permit #0GC02002\*AG

Mr. Jeremy Clay  
The Point Industrial Park  
216 Collins Avenue  
South Point, Ohio 45680

Mullins Construction Co.  
Re: LEDC SPEC 4  
8867 Green Street  
P.O. Box 163  
Wheelersburg, Ohio 45694

Dear Mr. Clay:

On July 17, 2013, I visited your site located at the intersection of Valley Drive and Lawrence County Road 1. The purpose of the inspection was to determine the compliance of this site with the National Pollutant Discharge Elimination System (NPDES) permit for discharges of storm water 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 have the following comments:

**Permit Coverage:**

Part III.G.2.d.iv of the permit states: Other erosion and sediment control practices shall minimize sediment laden water entering active storm drain systems, unless the storm drain system drains to a sediment settling pond. All inlets receiving runoff from drainage areas of one or more acres will require a sediment settling pond.

**At the time of inspection, there were several unprotected storm water drains located around the property. These drains are in areas where land is currently disturbed. Therefore, sediment can enter the drains if proper protection is not installed. In order to maintain compliance with the General Storm Water Permit, please install appropriate controls to protect all the storm water drains around the site.**

Sediment and erosion controls for your site must meet the guidelines and design criteria set forth in the above mentioned Rainwater and Land Development manual. A copy of this manual may be obtained by contacting the Ohio Department of Natural Resources, Division of Soil and Water Conservation, at (614) 265-6610.

Violators of ORC 6111 may be fined up to \$10,000 per day of violation. In addition, federal law allows for third party lawsuits for failure to comply with your NPDES permit.

Within fourteen (14) days of receipt of this letter, please submit to me at this office a written notification as to actions taken or proposed to eliminate violations of the permit. Your response should include the dates, either actual or proposed, for the completion of the actions. If you have any questions, please contact me at (740) 380-5277.

Sincerely,

A handwritten signature in cursive script that reads "Jared Kemper".

Jared Kemper  
Storm Water Section  
Division of Surface Water

JK/dh