



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

July 30, 2013

RE: LAKE COUNTY
CITY OF WICKLIFFE
INDUSTRIAL STORM WATER
CHAS SVEC
3GR01195*EG

NOTICE OF VIOLATION

Thann Peacock
Chas Svec, Inc.
4570 Dunham Road
Maple Heights, Ohio 44137

Dear Mr. Peacock:

On July 25, 2013, Ohio EPA attempted to conduct an inspection at the Chas Svec facility located at 1135 Worden Road. Our inspection's purpose was to determine compliance with the Ohio EPA General Storm Water National Pollutant Discharge Elimination System (NPDES) Permit for Industrial Activity #OH000005. The site's industrial activities are categorized by the Standard Industrial Classification (SIC) Code 3271: Concrete, Gypsum, and Plaster Products. This corresponds to Subsector E2 in Part 8 of the NPDES permit. When arriving for the inspection the facility appeared to be inactive and unstaffed. A phone call to the contact number on the Notice of Intent (NOI) confirmed that this location has been inactive since 2008.

The facility currently has coverage under the Ohio EPA General NPDES Permit 3GR01195*EG. Our records show that the permit for your facility was issued May 1, 2012. Part 5 of the NPDES Permit requires one to create and implement a Storm Water Pollution Prevention Plan (SWPPP). Since the facility was confirmed to be inactive and unstaffed, it meets the qualification for a conditional exemption from the requirement of routine facility inspections, quarterly visual assessments, and benchmark monitoring. The permit states that if circumstances change and your facility becomes active and/or staffed, this exemption no longer applies and you shall immediately begin complying with the NPDES permit requirements. You are not waived from conducting the Part 4.3 comprehensive site inspection. You are encouraged to inspect you site more frequently where you have reason to believe that severe weather or natural disasters may have damaged control measures or increased discharges. You shall also maintain a statement within your SWPPP indicating that the site is inactive and unstaffed, and that there are no industrial materials or activities exposed to precipitation, in accordance with the substantive requirements in 40 CFR1122.26(g)(4)(iii).

Another option for the facility would be to terminate coverage of the NPDES permit. To terminate NPDES permit coverage, the facility must submit a Notice of Termination (NOT). You should submit the NOT for your facility **no later than 14 days after receiving this letter**. The form and instructions can be found at the Ohio EPA website under the Forms and Permits tab at:

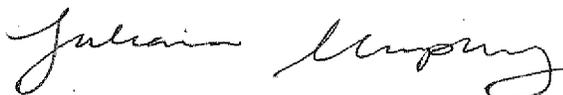
<http://epa.ohio.gov/dsw/storm/index.aspx>

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Please provide me with a letter of response indicating the actions you will take to address the concerns and violations noted above. Please provide me with a letter of response no later than **August 12, 2013**.

If you should have any questions concerning this letter, feel free to contact me at (330) 963-1125 or by e-mail julianna.murphy@epa.ohio.gov.

Sincerely,



Julianna Murphy
Assistant to the District Engineer
Division of Surface Water

JM:bo

cc: Dan Bogoevski, DSW, NEDO
Jason Fyffe, DSW, CO