



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

August 13, 2013

RE: COLUMBIANA COUNTY  
VOORHEES PHASE 1 HIGHWALL RECLAMATION  
PROJECT NPDES PERMIT NO. OHC000003  
OHIO EPA PERMIT NO. 3GC06384\*AG  
CONSTRUCTION STORM WATER

Todd Gleydura  
Ohio Department of Natural Resources  
Division of Mineral Resources Management  
3601 Newgarden Road  
Salem, OH 44460

Dear Mr. Gleydura:

On August 1, 2013, Ohio EPA conducted a storm water inspection at Voorhees Phase 1 Highwall Reclamation Project, located at 11613 Sprucevale Road, Middleton Township, Columbiana County (site). The site was represented by Marty Smith of Environmental Remediation Contractor. Ohio EPA records indicate that the site is covered by General National Pollutant Discharge Elimination System (NPDES) Permit for Storm Water Associated with Industrial Activity (General Storm Water Permit), permit No. 3GC06384\*AG.

### **Storm Water Inspection**

The inspection documented the following:

- The site's storm water pollution prevention plan (SWP3), dated February 2013, was available during the inspection. Part III.C.1 of the General Storm Water Permit requires the SWP3 certification to be signed. The SWP3 was unsigned at the time of the inspection; however, Mr. Smith signed the certification upon notification.
- The sediment settling pond had been installed with a temporary riser pipe.
- Portions of the site do not drain to the onsite sediment settling pond and discharge directly into "waters of the state." Sheet 4 SWP3 depicts the locations where silt fence must be installed; however, silt fence has not been installed on the site in the depicted locations. Sheet 5 of the SWP3 states that "silt fence shall be utilized to prevent sediment runoff along the perimeter of the disturbance area." In addition, Sheet 6 of the SWP3 states that "silt fence shall be installed to ensure that sediment does not enter an unnamed tributary of Little Beaver Creek." No erosion and sediment control best management practices (BMP) (i.e. silt fence) have been installed to prevent the discharge of sediment from areas of the site that do not drain to the sediment settling pond and into "waters of the state" (figures 1 and 2).

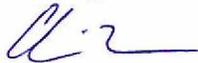
**Corrective Action**

The following corrective actions must be implemented:

- A written report that details how the above deficiency has been or will be addressed must be submitted to Ohio EPA within ten days of receiving this correspondence. The written report must also include dates detailing when each corrective action (i.e. BMP) was or will be implemented and completed.

Should you have any questions regarding this matter, please contact me at your earliest convenience at (330) 963-1118 or via e-mail at [chris.moody@epa.ohio.gov](mailto:chris.moody@epa.ohio.gov).

Sincerely,



Chris Moody  
Environmental Specialist II  
Division of Surface Water

CM:bo

ec: Thomas Ferguson, ODNR ([Thomas.Ferguson@dnr.state.oh.us](mailto:Thomas.Ferguson@dnr.state.oh.us))



**Figure 1** - No BMPs have been installed to prevent the discharge of sediment into "waters of the state."



**Figure 2** - No BMPs have been installed to prevent the discharge of sediment into "waters of the state."