



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

September 3, 2013

**Re:** Muskingum County  
D Yeary  
Storm Water Construction Activity  
Permit #0GC01358\*AG

Mr. Otto Luburgh  
M/E Properties LLC  
P.O. Box 8025  
Zanesville, Ohio 43701

Dear Mr. Luburgh:

On August 22, 2013, I visited the site located on Yeary Road. The purpose of my site visit and 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.

At the time of my inspection, the site was inactive and it appeared that construction activities had been completed. In accordance with the NPDES permit, a Notice of Termination (NOT) must be submitted to the Ohio Environmental Protection Agency (Ohio EPA) to release you from the terms and conditions of this permit.

A NOT may be submitted to Ohio EPA if the following requirements have been fulfilled:

1. A perennial vegetative cover (or equivalent means of stabilization) has been established over 100% of the surface area disturbed during construction. The vegetative growth must be at a growth density of 70%.
2. All temporary sediment and erosion controls have been removed and properly disposed.
3. All sediment has been permanently stabilized to prevent further erosion.
4. Construction activity at the site has ceased.

It appears that your site meets the above criteria. If you agree, please submit a NOT within 45 days of the completion of construction activities. Failure to submit a NOT is a violation of the permit requirements and may affect your ability to obtain a NPDES

permit in the future. If your project has not yet begun or future phases of the project are planned please do not submit your NOT.

Please send the completed NOT to the following address:

Ohio Environmental Protection Agency  
Division of Surface Water  
Storm Water Section  
P.O. Box 1049  
Columbus, Ohio 43216-1049

If you have any questions, please contact Aaron Wolfe at (740) 380-5277.

Sincerely,



Clinton Kuenzli  
Storm Water Section  
Division of Surface Water

CDK/dh

Enclosure: Notice of Termination



**Division of Surface Water - Notice of Termination (NOT) of Coverage Under  
Ohio Environmental Protection Agency General NPDES Permit**

*(Read accompanying instructions carefully before completing this form.)*

*Submission of this NOT constitutes notice that the party identified in Section II of this form is no longer authorized to discharge into state waters under the NPDES general permit program. NOTE: All necessary information must be provided on this form. Do not use correction fluid on this form. Forms transmitted by fax will not be accepted. There is no fee associated with submitting this form.*

**I. Permit Information**

NPDES General Permit Number: OH C000003

Facility General Permit Number: 0GC01358\*AG

**II. Owner/Applicant Information/Mailing Address:**

Company (Applicant) Name: M/E PROPERTIES LLC

Mailing (Applicant) Address: PO BOX 8025

City: ZANESVILLE

State: OH

Zip Code: 43701

Contact Person: C OTTO LUBURGH

Phone: 7404523668

Fax:

Contact E-mail Address:

**III. Facility/Site Location Information**

Facility Name: D YEARY

Facility Address/Location: 11195 YEARY RD

City: ADAMSVILLE

State: OH

Zip Code: 43802

County: MUSKINGUM

Township: ADAMS

Section:

Facility Contact Person: C OTTO LUBURGH

Phone: 7404523668

Fax:

Contact E-mail Address:

**IV. Reason for Termination**

Transfer of Ownership

Cease to Discharge

Facility Closed

Project Completed

Obtained Individual Permit

**V. Certifications**

**Standard Certification:**

*I certify under penalty of law that all discharges authorized by the NPDES general permit have been eliminated or that I am no longer the operator of the facility. I understand that by submitting this NOT, I am no longer authorized to discharge under this general permit and that discharging pollutants to waters of the state without an NPDES permit is unlawful under ORC 6111.*

Name (typed):

Title:

Signature:

Date:

**Industrial Storm Water and Coal Mining Activity Certification Only:**

*I certify under penalty of law that all discharges associated with the identified facility that are authorized by the above referenced NPDES general permit have been eliminated, that I am no longer the operator of the facility, or in the case of a coal mine that the SMCRA bond has been released by ODNR-Division of Reclamation. I understand that by submitting this NOT, I am no longer authorized to discharge storm water associated with industrial activity under this general permit, and that discharging pollutants in storm water associated with industrial activity to waters of the state is unlawful under ORC 6111 where the discharge is not authorized by an NPDES permit.*

Name (typed):

Title:

Signature:

Date:

**Storm Water Construction Activity Certification Only:**

*I certify under penalty of law that all elements of the storm water pollution prevention plan have been completed, the disturbed soil at the identified facility have been stabilized and temporary erosion and sediment control measures have been removed at the appropriate time, or that all storm water discharges associated with construction activity from the identified facility that are authorized by the above referenced NPDES general permit have otherwise been eliminated. I understand that, by submitting this NOT, I am no longer authorized to discharge storm water associated with construction activity by the general permit, and that discharging pollutants in storm water associated with construction activity to waters of the state is unlawful under ORC 6111 where the discharge is not authorized by an NPDES permit.*

Name (typed):

Title:

Signature:

Date: