



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

September 3, 2013

CERTIFIED MAIL

Mr. Doug Evans
Broadwell Factory Group, LLC
4229 Round Bottom Road
Cincinnati, Ohio 45244

**RE: Notice of Violation
Broadwell Factory Group, LLC WWTW – Operator of Record
1IS00003*DD / OH0046493**

Dear Mr. Evans:

Part II, (A) of the National Pollutant Discharge Elimination System (NPDES) permit for Broadwell Factory Group, LLC Wastewater Treatment Works (WWTW) states the following:

A. Operator Certification Requirements

1. Classification

- a. In accordance with Ohio Administrative Code 3745-7-04, the sewage treatment facility at this facility shall be classified as a Class A facility.

2. Operator of Record

- a. The permittee shall designate one or more Operator of Record to oversee the technical operation of the treatment works and sewerage (collection) system in accordance with paragraph (A)(2) of rule 3745-7-02 of the Ohio Administrative Code.
- b. Each Operator of Record shall have a valid certification of a class equal to or greater than the classification of the treatment works as defined in Part II, Item A.1 of this NPDES permit.
- c. Within three days of a change in an Operator of Record, the permittee shall notify the director of Ohio EPA of any such change on a form acceptable to Ohio EPA. The appropriate form can be found at the following website:

[http://www.epa.ohio.gov/portals/28/Documents/opcert/Operator of Record Notification Form.pdf](http://www.epa.ohio.gov/portals/28/Documents/opcert/Operator_of_Record_Notification_Form.pdf)

Mr. Tony Quinter
August 23, 2013
Page 2

- d. Within 60 days of the effective date of this permit, the permittee shall notify the director of Ohio EPA of the operators of record on a form acceptable to Ohio EPA.
3. Minimum Staffing Requirements
 - a. The permittee shall ensure that the treatment works Operator of Record is physically present at the facility in accordance with the minimum staffing requirements per paragraph (C)(1) of rule 3745-7-04 of the Ohio Administrative Code. **(The ORC for the Broadwell Factory Group, LLC WWTW is required to be physically present two days/week for a total of one hour.)**

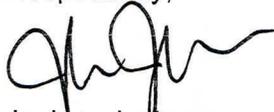
Currently, Ohio EPA has no record of an Operator of Record for the Broadwell Factory Group, LLC WWTW. This is a violation of the terms and conditions of the NPDES permit and Ohio Administrative Code 3745-7. Ownership must complete the following steps by no later than September 13, 2013, in order to return to compliance:

- **Contract with an individual(s), who have a valid wastewater license of Class A or greater, to be the Operator of Record for the WWTW. Broadwell Factory Group, LLC must contract with the ORC to be physically present on the WWTW grounds two days/week for a total of one hour (at a minimum).**
- **Broadwell Factory Group, LLC must submit a completed ORC notification form (attached) to Ohio EPA.**

If these items are not completed by the specified date, this office will initiate an enforcement action against Broadwell Factory Group, LLC.

If you should have any questions, feel free to contact me by telephone at (937) 285-6029 or by electronic mail at joshua.jackson@epa.ohio.gov.

Respectfully,



Joshua Jackson
Environmental Specialist II
Division of Surface Water

Enclosures

cc: Anthony Muto, Broadwell Factory Group, LLC

JJ\bp



Operator of Record (ORC) Notification Form

Ohio Environmental Protection Agency
 Division of Drinking and Ground Waters
 Operator Certification Unit
 50 West Town St, Suite 700
 P.O. Box 1049
 Columbus, OH 43216-1049

Phone: (614) 644-2752
 1- 866 - 411-OPCT (6728)
 Fax: (614) 644-2909
 email: opcert@epa.state.oh.us
 website: http://www.epa.ohio.gov/ddagw/opcert.aspx

I. SYSTEM INFORMATION

Name of System: _____ Phone Number: _____

PWS ID/NPDES Permit #: _____ STU #: _____ Classification: _____

 Name of Facility Owner or Permittee, Title (Print) Facility Owner or Permittee (Signature)

II. SYSTEM TYPE (Check only one of the following. Use additional sheets if necessary.)

Public Water System (PWS)	Distribution System	Treatment Works	Collection System
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

III. OPERATOR OF RECORD INFORMATION

Add Additional (A), Existing (E), New (N) or Remove (R)	Effective Date	Name of Operator of Record	Certification Number & Expiration Date	I verify that I am the onsite certified operator responsible for the technical operation of the above referenced facility. I have a valid certification of a class equal to or greater than the classification of the above referenced facility. (Signature of certified operator)*

* A signature by an operator of record who is being removed is not required.
 (Attach additional sheets if necessary.)

Amount of time an ORC spends onsite at the Facility: _____ hours/week _____ days/week

For Internal Use Only	
Reviewed by: _____	Date of SDWIS update: _____
Date of Compliance Status Letter: _____	

7012 1640 0000 4653 1707

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Mailed Sept. 3, 2013

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TANA FLICKINGER

Postmark
Here

AUTHOR:
JOSHUA JACKSON
-DSW

Sent To
Street, Apt
or PO Box
City, State

MR DOUG EVANS
BROADWELL FACTORY GROUP LLC
4229 ROUND BOTTOM RD
CINCINNATI OH 45244

PS Form 3800, August 2006

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

MR DOUG EVANS
BROADWELL FACTORY GROUP LLC
4229 ROUND BOTTOM RD
CINCINNATI OH 45244

2. Article Number
(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature

[Handwritten Signature]

- Agent
- Addressee

B. Received by (Printed Name)

Ken Piskal

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

- Certified Mail Express Mail
- Registered Return Receipt for Merchandise
- Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

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PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540