



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

September 30, 2013

**CERTIFIED MAIL**

Mr. Doug Evans, Owner  
 Evans Landscaping, Inc.  
 4229 Roundbottom Road  
 Cincinnati, Ohio 45244

**NOTICE OF VIOLATION**

**RE: Evans Landscaping Inc., Hamilton County, 1IN00298\*AD; OH0141003**

Dear Mr. Evans:

This office has received noncompliance notifications for the above-referenced facility. Our review indicates violations of the conditions of your NPDES permit. The specific instances of noncompliance and/or deficiencies were as follows:

**Compliance Data for Evans Landscaping Inc. between 5/1/2013 to 9/1/2013**

**Summary**

Permit Effluent Limit Violations: 5  
 Permit Effluent Code Violations: 0  
 Permit Effluent Frequency Violations: 174

Limit Violations						
Reporting Period	Station	Parameter	Limit Type	Limit	Reported Value	Violation Date
May 2013	002	Dissolved Oxygen	1D Conc	6.0	5.31	5/9/2013
June 2013	001	Dissolved Oxygen	1D Conc	6.0	5.46	6/27/2013
June 2013	002	Dissolved Oxygen	1D Conc	6.0	4.89	6/27/2013
August 2013	001	Dissolved Oxygen	1D Conc	6.0	5.99	8/9/2013
August 2013	002	Dissolved Oxygen	1D Conc	6.0	4.58	8/9/2013

Frequency Violations							
Reporting Period	Station	Parameter	Sample Frequency	Expected	Reported	Violation Date	
May 2013	001	Flow Rate	1/Day	1	0	5/1/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/1/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/2/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/2/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/3/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/3/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/6/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/6/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/7/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/7/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/8/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/8/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/9/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/9/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/10/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/10/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/13/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/13/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/14/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/14/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/15/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/15/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/16/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/16/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/17/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/17/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/20/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/20/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/21/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/21/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/22/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/22/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/23/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/23/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/24/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/24/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/27/2013	
May 2013	002	Flow Rate	1/Day	1	0	5/27/2013	
May 2013	001	Flow Rate	1/Day	1	0	5/28/2013	

May	2013	002	Flow Rate	1/Day	1	0	5/28/2013
May	2013	001	Flow Rate	1/Day	1	0	5/29/2013
May	2013	002	Flow Rate	1/Day	1	0	5/29/2013
May	2013	001	Flow Rate	1/Day	1	0	5/30/2013
May	2013	002	Flow Rate	1/Day	1	0	5/30/2013
May	2013	001	Flow Rate	1/Day	1	0	5/31/2013
May	2013	002	Flow Rate	1/Day	1	0	5/31/2013
June	2013	001	Flow Rate	1/Day	1	0	6/3/2013
June	2013	002	Flow Rate	1/Day	1	0	6/3/2013
June	2013	001	Flow Rate	1/Day	1	0	6/4/2013
June	2013	002	Flow Rate	1/Day	1	0	6/4/2013
June	2013	001	Flow Rate	1/Day	1	0	6/5/2013
June	2013	002	Flow Rate	1/Day	1	0	6/5/2013
June	2013	001	Flow Rate	1/Day	1	0	6/6/2013
June	2013	002	Flow Rate	1/Day	1	0	6/6/2013
June	2013	001	Flow Rate	1/Day	1	0	6/7/2013
June	2013	002	Flow Rate	1/Day	1	0	6/7/2013
June	2013	001	Flow Rate	1/Day	1	0	6/10/2013
June	2013	002	Flow Rate	1/Day	1	0	6/10/2013
June	2013	001	Flow Rate	1/Day	1	0	6/11/2013
June	2013	002	Flow Rate	1/Day	1	0	6/11/2013
June	2013	001	Flow Rate	1/Day	1	0	6/12/2013
June	2013	002	Flow Rate	1/Day	1	0	6/12/2013
June	2013	001	Flow Rate	1/Day	1	0	6/13/2013
June	2013	002	Flow Rate	1/Day	1	0	6/13/2013
June	2013	001	Flow Rate	1/Day	1	0	6/14/2013
June	2013	002	Flow Rate	1/Day	1	0	6/14/2013
June	2013	001	Flow Rate	1/Day	1	0	6/17/2013
June	2013	002	Flow Rate	1/Day	1	0	6/17/2013
June	2013	001	Flow Rate	1/Day	1	0	6/18/2013
June	2013	002	Flow Rate	1/Day	1	0	6/18/2013
June	2013	001	Flow Rate	1/Day	1	0	6/19/2013
June	2013	002	Flow Rate	1/Day	1	0	6/19/2013
June	2013	001	Flow Rate	1/Day	1	0	6/20/2013
June	2013	002	Flow Rate	1/Day	1	0	6/20/2013
June	2013	001	Flow Rate	1/Day	1	0	6/21/2013
June	2013	002	Flow Rate	1/Day	1	0	6/21/2013
June	2013	001	Flow Rate	1/Day	1	0	6/24/2013
June	2013	002	Flow Rate	1/Day	1	0	6/24/2013
June	2013	001	Flow Rate	1/Day	1	0	6/25/2013
June	2013	002	Flow Rate	1/Day	1	0	6/25/2013
June	2013	001	Flow Rate	1/Day	1	0	6/26/2013
June	2013	002	Flow Rate	1/Day	1	0	6/26/2013
June	2013	001	Flow Rate	1/Day	1	0	6/27/2013

June	2013	002	Flow Rate	1/Day	1	0	6/27/2013
June	2013	001	Flow Rate	1/Day	1	0	6/28/2013
June	2013	002	Flow Rate	1/Day	1	0	6/28/2013
July	2013	001	Flow Rate	1/Day	1	0	7/1/2013
July	2013	002	Flow Rate	1/Day	1	0	7/1/2013
July	2013	001	Flow Rate	1/Day	1	0	7/2/2013
July	2013	002	Flow Rate	1/Day	1	0	7/2/2013
July	2013	001	Flow Rate	1/Day	1	0	7/3/2013
July	2013	002	Flow Rate	1/Day	1	0	7/3/2013
July	2013	001	Flow Rate	1/Day	1	0	7/5/2013
July	2013	002	Flow Rate	1/Day	1	0	7/5/2013
July	2013	001	Flow Rate	1/Day	1	0	7/8/2013
July	2013	002	Flow Rate	1/Day	1	0	7/8/2013
July	2013	001	Flow Rate	1/Day	1	0	7/9/2013
July	2013	002	Flow Rate	1/Day	1	0	7/9/2013
July	2013	001	Flow Rate	1/Day	1	0	7/10/2013
July	2013	002	Flow Rate	1/Day	1	0	7/10/2013
July	2013	001	Flow Rate	1/Day	1	0	7/11/2013
July	2013	002	Flow Rate	1/Day	1	0	7/11/2013
July	2013	001	Flow Rate	1/Day	1	0	7/12/2013
July	2013	002	Flow Rate	1/Day	1	0	7/12/2013
July	2013	001	Flow Rate	1/Day	1	0	7/15/2013
July	2013	002	Flow Rate	1/Day	1	0	7/15/2013
July	2013	001	Flow Rate	1/Day	1	0	7/16/2013
July	2013	002	Flow Rate	1/Day	1	0	7/16/2013
July	2013	001	Flow Rate	1/Day	1	0	7/17/2013
July	2013	002	Flow Rate	1/Day	1	0	7/17/2013
July	2013	001	Flow Rate	1/Day	1	0	7/18/2013
July	2013	002	Flow Rate	1/Day	1	0	7/18/2013
July	2013	001	Flow Rate	1/Day	1	0	7/19/2013
July	2013	002	Flow Rate	1/Day	1	0	7/19/2013
July	2013	001	Flow Rate	1/Day	1	0	7/22/2013
July	2013	002	Flow Rate	1/Day	1	0	7/22/2013
July	2013	001	Flow Rate	1/Day	1	0	7/23/2013
July	2013	002	Flow Rate	1/Day	1	0	7/23/2013
July	2013	001	Flow Rate	1/Day	1	0	7/24/2013
July	2013	002	Flow Rate	1/Day	1	0	7/24/2013
July	2013	001	Flow Rate	1/Day	1	0	7/25/2013
July	2013	002	Flow Rate	1/Day	1	0	7/25/2013
July	2013	001	Flow Rate	1/Day	1	0	7/26/2013
July	2013	002	Flow Rate	1/Day	1	0	7/26/2013
July	2013	001	Flow Rate	1/Day	1	0	7/29/2013
July	2013	002	Flow Rate	1/Day	1	0	7/29/2013
July	2013	001	Flow Rate	1/Day	1	0	7/30/2013

July	2013	002	Flow Rate	1/Day	1	0	7/30/2013
July	2013	001	Flow Rate	1/Day	1	0	7/31/2013
July	2013	002	Flow Rate	1/Day	1	0	7/31/2013
August	2013	001	Flow Rate	1/Day	1	0	8/1/2013
August	2013	002	Flow Rate	1/Day	1	0	8/1/2013
August	2013	001	Flow Rate	1/Day	1	0	8/2/2013
August	2013	002	Flow Rate	1/Day	1	0	8/2/2013
August	2013	001	Flow Rate	1/Day	1	0	8/5/2013
August	2013	002	Flow Rate	1/Day	1	0	8/5/2013
August	2013	001	Flow Rate	1/Day	1	0	8/6/2013
August	2013	002	Flow Rate	1/Day	1	0	8/6/2013
August	2013	001	Flow Rate	1/Day	1	0	8/7/2013
August	2013	002	Flow Rate	1/Day	1	0	8/7/2013
August	2013	001	Flow Rate	1/Day	1	0	8/8/2013
August	2013	002	Flow Rate	1/Day	1	0	8/8/2013
August	2013	001	Flow Rate	1/Day	1	0	8/9/2013
August	2013	002	Flow Rate	1/Day	1	0	8/9/2013
August	2013	001	Flow Rate	1/Day	1	0	8/12/2013
August	2013	002	Flow Rate	1/Day	1	0	8/12/2013
August	2013	001	Flow Rate	1/Day	1	0	8/13/2013
August	2013	002	Flow Rate	1/Day	1	0	8/13/2013
August	2013	001	Flow Rate	1/Day	1	0	8/14/2013
August	2013	002	Flow Rate	1/Day	1	0	8/14/2013
August	2013	001	Flow Rate	1/Day	1	0	8/15/2013
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August	2013	002	Flow Rate	1/Day	1	0	8/16/2013
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August	2013	002	Flow Rate	1/Day	1	0	8/19/2013
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August	2013	002	Flow Rate	1/Day	1	0	8/20/2013
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August	2013	002	Flow Rate	1/Day	1	0	8/21/2013
August	2013	001	Flow Rate	1/Day	1	0	8/22/2013
August	2013	002	Flow Rate	1/Day	1	0	8/22/2013
August	2013	001	Flow Rate	1/Day	1	0	8/23/2013
August	2013	002	Flow Rate	1/Day	1	0	8/23/2013
August	2013	001	Flow Rate	1/Day	1	0	8/26/2013
August	2013	002	Flow Rate	1/Day	1	0	8/26/2013
August	2013	001	Flow Rate	1/Day	1	0	8/27/2013
August	2013	002	Flow Rate	1/Day	1	0	8/27/2013
August	2013	001	Flow Rate	1/Day	1	0	8/28/2013
August	2013	002	Flow Rate	1/Day	1	0	8/28/2013
August	2013	001	Flow Rate	1/Day	1	0	8/29/2013

August	2013	002	Flow Rate	1/Day	1	0	8/29/2013
August	2013	001	Flow Rate	1/Day	1	0	8/30/2013
August	2013	002	Flow Rate	1/Day	1	0	8/30/2013

Compliance Schedule Milestones				
Schedule Due Date	Completion Date	Event Code	Schedule Type	Schedule Milestone
January 2012		1799	Construction	Complete Plans & Specs
July 2012		3099	Construction	Begin Construction
January 2013		3599	Construction	1st Rpt Construction Progress
March 2014		4599	Construction	End Construction
July 2014		5699	Construction	Final Compliance w/ Eff Limits

In addition, the facility failed to provide the required noncompliance notification for an exceedance of a daily maximum limit in its monitoring. A copy of this notification can be found at:

<http://epa.ohio.gov/dsw/permits/individuals.aspx>

This is a Word document titled "Noncompliance Notification for Exceedance of a Daily Maximum".

Please be advised that failure to comply with the effluent limitations, or to satisfy monitoring or reporting requirements of your NPDES permit, may be cause for additional enforcement action pursuant to the Ohio Revised Code Chapter 6111. The reason(s) for the violations and the steps being taken to prevent them from recurring must be provided to this office by October 18, 2013.

If you would have any questions regarding the above, please contact me at (937) 285-6108.

Sincerely,



Marianne Piekutowski  
 Environmental Specialist II  
 Division of Surface Water

MP/tb

cc: Tony Muto, Evans Landscaping, Inc.

ec: Bill Fischbein, Legal/CO  
 Christine Rideout, Attorney General's Office