



John R. Kasich, Governor  
Mary Taylor, Lt. Governor  
Craig W. Butler, Director

FEB21 17 12:38P

February 15, 2017

Mr. Ray Warrick  
Hamilton Township  
7780 State Route 48  
Maineville, Ohio 45039

**RE: Mounts Park  
Notice of Violation (NOV)  
NOV  
NPDES  
Warren County  
MSWL022323**

**Subject: Notice of Violation**

Dear Mr. Warrick:

Thank you for accompanying Maria Lammers, Toni Carmichael and Allison Reed during Ohio EPA's December 8, 2016 inspection of Mounts Park in Morrow, Ohio. As we discussed, the goal of this inspection was to determine your facility's compliance with Ohio's environmental laws and regulations as found in Chapter 6111.04(A)(1) of the Ohio Revised Code (ORC).

**Findings**

Ohio EPA observed the following violations of Ohio's environmental laws and regulations. In order to bring your Mounts Park location into compliance, Ohio EPA recommends promptly addressing these violations within thirty days of your receipt of this letter.

1. **ORC 6111.04(A)(1)**: No person shall cause pollution or place or cause to be placed any sewage, sludge, sludge materials, industrial waste, or other wastes in a location where they cause pollution of any waters of the state.
  - (a) **Violation Description**: Division of Materials and Waste Management (DMWM) and the Division of Drinking and Ground Waters (DDAGW) evaluated a potential well site at Hamilton Township's Mounts Park, located at 4851 Stubbs Mills Road in Morrow, Ohio. They observed solid waste on the property. This property was an old gravel pit with a man-made lake. It appears the east side of the lake was filled in with municipal solid waste sometime in the 1970's when the pond was developed. The stream has eroded through the "fill" area. The cap has collapsed, exposing waste. This waste is now entering waters of the state.
  - (b) **Requested Compliance Strategy**: Please provide a plan to prevent the solid waste from entering waters of the state.

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### Conclusion

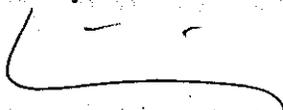
Ohio EPA requests that Hamilton Township Board of Trustees promptly undertake the necessary measures to return to compliance with Ohio's environmental laws and regulations. Within thirty days of receipt of this letter, please provide documentation to Ohio EPA of the actions taken and/or will be taken to resolve the violations cited above and if requested please submit a compliance plan on how the company intends to correct the violations cited above. Documentation of steps taken to return to compliance includes but is not limited to: written correspondence, updated policies, and photographs, as appropriate, and may be submitted via the postal service or electronically to [marianne.piekutowski@epa.ohio.gov](mailto:marianne.piekutowski@epa.ohio.gov).

Failure to comply with Chapter 6111.07 of the Ohio Revised Code and rules promulgated thereunder may result in an administrative or civil penalty. It is imperative that you return to compliance. If circumstances delay resolution of violations, Hamilton Township Board of Trustees is requested to submit written correspondence describing the steps that will be taken by date certain to attain compliance.

Please note that the submission of any requested information to respond to this letter does not constitute waiver of the Ohio EPA's authority to seek administrative or civil penalties as provided in Chapter 6111.09 of the Ohio Revised Code.

Should you have any questions, please contact me at (937) 285-6108 or [marianne.piekutowski@epa.ohio.gov](mailto:marianne.piekutowski@epa.ohio.gov).

Sincerely,



Marianne Piekutowski  
Environmental Specialist 3  
Division of Surface Water

MP/tb

cc: Scott Sheerin, DSW, CO  
Toni Carmichael, SWDO  
Maria Lammers, SWDO  
Michelle Ackenhausen, SWDO  
Allison Reed, SWDO