OhioEPA

State of Ohio Environmental Protection Agency

STREET ADDRESS:
Lazarus Government Center
122 S. Front Street
Columbus, Ohio 43215

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www.epa.state.oh.us

MAILING ADDRESS:
P.O. Box 1049
Columbus, OH 43216-1049

December 18, 2006

RE: Pickaway County
Ohio Willow Wood
Nontransient Noncommunity
Water System
PWSID#: 6537912

Mitchell Neff, Administrative Manager
Ohio Willow Wood
15441 Scioto Darby Road
Mt. Sterling, Ohio 43143

Hand Delivery

Dear Mr. Neff:

The public water system (PWS) at Ohio Willow Wood will be in violation of Ohio's safe drinking water law. Specifically, Ohio Willow Wood will be in violation of the new maximum contaminant level (MCL) for arsenic, which became effective on January 1, 2006. In accordance with Ohio Administrative Code (OAC) Rule 3745-81-11(B), the running annual average (RAA) MCL for arsenic is 10 µg/L. Ohio Willow Wood will be in violation of OAC Rule 3745-81-11(B) with an arsenic RAA of 13.2 ug/L by the end of 2006, as seen by the results in the table. Below is an agreed upon schedule for Ohio Willow Wood's PWS to meet the requirements of the arsenic MCL.

Sample Date	Sample Results (ug/L)
	EP001
3/09/06	15
6/07/06	8.8
7/05/06	13
10/11/06	16

Owners or operators of public water systems that fail to comply with Ohio's safe drinking water laws and regulations are subject to civil penalties of up to $25,000 per day per violation under Ohio Revised Code Section 6109.33.

In anticipation of your drinking water violations and to prevent possible legal action and civil penalties:

1) Monitor for arsenic with one sample per calendar quarter in accordance with Ohio Administrative Code (OAC) Rule 3745-81-23(E)(2)(a). Comply with the monitoring and reporting requirements in accordance with the 2007 chemical monitoring schedule.

2) By March 16, 2007, complete the pilot study for oxidation/filtration (AD26 filter media) to address arsenic in the drinking water and submit the report to Ohio EPA, Central Office, DDAGW, Attn: Maria Lucente, 122 South Front Street, Columbus, Ohio 43215 for approval.

3) By May 18, 2007, submit detail plans to address arsenic in the drinking water.

4) By July 1, 2007, complete construction to initiate operation of the arsenic treatment, in accordance with Director's plan approval.

5) Within thirty (30) days of notification, address any comments or deficiencies noted by Ohio EPA on any plan or other documentation submitted by Ohio Willow Wood.

6) No later than twelve (12) months after completion of construction, Ohio Willow Wood will be in compliance with the running annual average MCL for arsenic in accordance with OAC Rules 3745-81-11(B) and 3745-81-23(E) and (H).

7) In the event Ohio Willow Wood exceeds the arsenic MCL, Ohio Willow Wood will provide bottled water for drinking purposes, including food preparation, within thirty (30) days of the exceedence until the treatment for arsenic removal is on-line.

8) Post public notices for violations of the arsenic MCL, in accordance with OAC Rule 3745-81-32. Send the public notice and verification form to Ohio EPA, Central Office, DDAGW, Attn: Kathy Pinto, 122 South Front Street, Columbus, Ohio 43215.

9) No later than ~~March 31~~ June 30, 2007 place Ohio Willow Wood's PWS under the responsible charge of a certified operator having a valid Class I certification or higher as required by OAC Rule 3745-7-02.

Sincerely,

Michael G. Baker, Chief
Division of Drinking and Ground Waters

If it is your intent to comply with the safe drinking water laws and regulations in the manner specified, please sign this document and return it to the attention of Emily Cushman at Ohio EPA, Central Office, DDAGW, 122 South Front Street, Columbus, Ohio 43215, within fourteen (14) days. Your signature is not considered an admission of guilt, only an indication of your intention to address the violations noted. Ohio EPA reserves its right to seek civil penalties pursuant to Revised Code 6109.33 for the violations described in this letter. If you have any questions concerning this letter, please call Emily Cushman at (614) 644-2752.

Mitchell Neff, Administrative Manager
Ohio Willow Wood

18 Dec 2006
Date