



State of Ohio Environmental Protection Agency

STREET ADDRESS:

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

TELE: (614) 644-3020 FAX: (614) 644-3184
www.epa.state.oh.us

MAILING ADDRESS:

P.O. Box 1049
Columbus, OH 43216-1049

October 30, 2006

RE: Richland County
City of Shelby
Community Public Water System
PWSID#: 7004511

Honorable James Henkel
Mayor, City of Shelby
23 West Main Street
Shelby, Ohio 44875

Hand Delivery

Dear Mr. Henkel:

The City of Shelby public water system(PWS) has violated Ohio's safe drinking water laws. Specifically, the City of Shelby exceeded the maximum contaminant level (MCL) for total trihalomethanes (TTHM). The Agency is aware that the City of Shelby has been engaged in construction at the water treatment plant that will in part address this issue.

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.

To resolve your drinking water violations and avoid possible legal action and civil penalties:

1. Comply with the monitoring and reporting requirements in accordance with the current (2006) and future (2007) chemical monitoring schedules.
2. Post public notifications for all monitoring and MCL violations in accordance with OAC Rule 3745-81-32. Send public notices and verification forms to the address provided in the notice of violation.
3. By March 31, 2007, the City of Shelby PWS will demonstrate that the newly constructed process improvements will be effective in maintaining TTHM levels below the MCL.
4. By September 30, 2007, the City of Shelby will be in compliance with the running annual average MCL requirements for TTHM, in accordance with Ohio Administrative Code (OAC) Rule 3745-81-12.

Bob Taft, Governor
Bruce Johnson, Lieutenant Governor
Joseph P. Koncelik, Director

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 Ken Baughman at Ohio EPA, DDAGW, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049, 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 Ken Baughman at (614) 644-2752.

The City of Shelby


Signature

10/30/06
Date

James E. Henkel, Mayor
Printed or Typed Name and Title