

OHIO E.P.A.

Effective Date NOV 30 2006

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ENTERED DIRECTOR'S JOURNAL

BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY

In the Matter of:
James L. Norris
PO Box 374
Athens, Ohio 45701

DIRECTOR'S
FINDINGS AND ORDERS

Respondent,

I certify this to be a true and accurate copy of the
official documents as filed in the records of the Ohio
Environmental Protection Agency.

PREAMBLE

It is agreed by the Parties hereto as follows:

By: Dmy Jackson Date: 11-30-06

I. JURISDICTION

These Director's Findings and Orders ("Orders") are issued to James L. Norris ("Respondent") pursuant to the authority vested in the Director of the Ohio Environmental Protection Agency ("Ohio EPA") under Ohio Revised Code ("ORC") 6109, 6111 and 3745.01.

II. PARTIES BOUND

These Orders shall apply to and be binding upon Respondent.

III. DEFINITIONS

Unless otherwise stated, all terms used in these Orders shall have the same meaning as defined in ORC Chapter 6109 and 6111 and the rules promulgated thereunder.

IV. FINDINGS

The Director of Ohio EPA has determined the following findings:

1. Respondent holds a Water Supply Class III certificate, number WS3-1010351-89 that expires on December 31, 2007.
2. Respondent holds a Wastewater Treatment Class IV certificate, number WW4-1010351-79 that expires on December 31, 2007.

Director's Proposed Findings and Orders

James L. Norris

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10. In accordance with OAC Rule 3745-7-12(A)(5), the director may suspend or revoke the certification of an operator upon finding that the operator has violated or caused to be violated any Chapter of 6109 or 6111 of the Ohio Revised Code (ORC).
11. The discharges permitted by the Respondent, described in paragraphs 5 and 9 above, constitute violations of Chapters 6111.04 of the ORC.
12. In March 2006, Respondent plead guilty to one federal count of failure to report the bypasses under the facility's NPDES permit and was sentenced to one (1) year probation, including six (6) months of home confinement and was ordered to pay criminal monetary penalties of \$10,025.00.

V. ORDERS

Respondent's Wastewater Treatment Class IV certificate, number WW4-1010351-79 and Water Supply Class III certificate, number WS3-1010351-89 are hereby revoked for a period of five (5) years beginning on December 15, 2006. Respondent is hereby ordered to return his Wastewater Treatment Class IV certificate, number WW4-1010351-79 and Water Supply Class III certificate, number WS3-1010351-89 by December 15, 2006 in accordance with the provisions of paragraph X., below.

VI. TERMINATION

Respondent's obligations under these Orders shall terminate five (5) years from the effective date of these orders. In accordance with OAC 3745-7-12, Respondent may not apply for certification during the five (5) year effective period of the revocation of certification. After this period of ineligibility has expired, Respondent may apply for examination for certification.

VII. OTHER CLAIMS

Nothing in these Orders shall constitute or be construed as a release from any claim, cause of action or demand in law or equity against any person, firm, partnership or corporation, not a party to these Orders, for any liability arising from, or related to the operation of Respondent's wastewater works.

Notwithstanding the preceding, Ohio EPA and Respondent agree that if these Orders are appealed by any other party to the Environmental Review Appeals Commission, or any court, Respondent retains the right to intervene and participate in such appeal. In such an event, Respondent shall continue to comply with these Orders notwithstanding such appeal and intervention unless these Orders are stayed, vacated or modified.

XIII. EFFECTIVE DATE

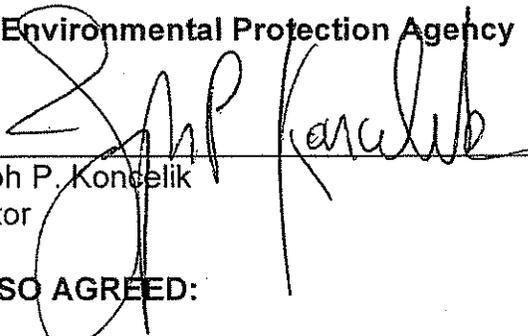
The effective date of these Orders is the date these Orders are entered into the Ohio EPA Director's journal.

XIV. SIGNATORY AUTHORITY

Each undersigned representative of a party [Party] to these Orders certifies that he or she is fully authorized to enter into these Orders and to legally bind such Party to these Orders.

IT IS SO ORDERED AND AGREED:

Ohio Environmental Protection Agency

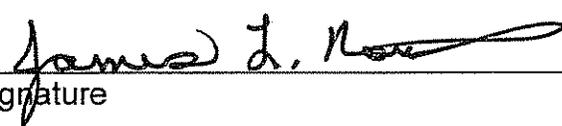


Joseph P. Koncelik
Director

11/29/06
Date

IT IS SO AGREED:

James L. Norris



Signature

11/13/06
Date

James L. Norris
Printed or Typed Name