

# OHIO

## Retail Environmental Enforcement Summary July 1, 2016 - December 31, 2016



1

The Ohio Environmental Protection Agency (Ohio EPA) enforces the state's environmental laws.



**41**

Enforcement actions were issued to retailers.

3



**\$1,550**

Total fines issued to retailers.

## HIGHLIGHTS

Between July 1, 2016 and December 31, 2016, 41 enforcement actions filed by the Ohio Environmental Protection Agency (Ohio EPA) were issued to retail facilities. These included an automotive store, automotive repair shops, a convenience store, dry cleaners, a feed and supply store, a furniture store, gas stations with convenience stores, grocery stores, a gun shop, liquor stores, a lumber and building materials store, motor vehicle dealers, pharmacies, a recreation vehicle dealer, a sporting goods store, a used merchandise store, and variety goods stores.

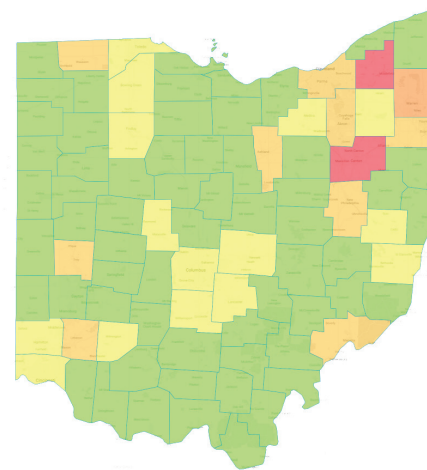
Actions to comply occurred mostly in drinking water violations and ranged from public notification to long-term monitoring programs overseen by the Ohio EPA. Furthermore, several counties were issued compliance actions for repeat offences, which resulted in increasingly severe actions to comply.

2

The types of retail stores facing enforcement.

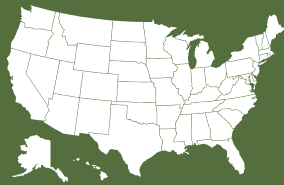
<b>Automotive repair shop</b>	<b>1</b>	<b>Liquor stores</b>	<b>3</b>
<b>Convenience store</b>	<b>1</b>	<b>Lumber and building materials store</b>	<b>1</b>
<b>Dry cleaner</b>	<b>4</b>	<b>Motor vehicle dealer</b>	<b>9</b>
<b>Feed and supply store</b>	<b>1</b>	<b>Pharmacies</b>	<b>2</b>
<b>Furniture store</b>	<b>1</b>	<b>Recreation vehicle dealer</b>	<b>1</b>
<b>Gas station with convenience store</b>	<b>10</b>	<b>Sporting goods store</b>	<b>3</b>
<b>Grocery store</b>	<b>4</b>	<b>Used merchandise store</b>	<b>1</b>
<b>Gun shop</b>	<b>1</b>	<b>Variety goods store</b>	<b>13</b>

4



Enforcement by county  
[Click here for interactive map.](#)

Violations
<= 0
<= 3
<= 4
<= 14
> 14



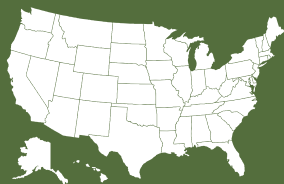
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### ENFORCEMENT DETAIL

Enforcement Area	Store type	Enforcement Type	Enforcement Summary	County	Fine (\$) and actions to comply
<b>Air.</b> Violations covered three dry cleaners and included failure to submit Annual Permit Evaluation Reports (PERs) and to conduct weekly inspections.					
Air	Dry cleaner	Notice of Violation (NOV)	Failure to: <ul style="list-style-type: none"> <li>Submit a 2015 PER for January 1 to December 31, 2015. The report was due February 15, 2016.</li> </ul>	Cuyahoga	The retailer was required to: <ul style="list-style-type: none"> <li>Submit the 2015 PER, which includes reporting the deviation and the corrective action for not submitting the 2015 PER by its due date, to the Cleveland Division of Air Quality (CDAQ) within 14 days of receiving the NOV.</li> </ul>
	Dry cleaner	NOV	Failure to: <ul style="list-style-type: none"> <li>Submit a PER for January 1 to December 31, 2015. The report was due February 15, 2016.</li> </ul>	Lucas	The retailer was required to: <ul style="list-style-type: none"> <li>Submit a completed PER to the Toledo Division of Environmental Services.</li> <li>Include all the required information for DOOI (dry-to-dry cleaning machine with refrigerated condenser) in the PER.</li> </ul>
	Dry cleaner	NOV	Failure to: <ul style="list-style-type: none"> <li>Conduct weekly visible inspections of components.</li> <li>Conduct the required monitoring and record keeping requirements.</li> <li>Maintain required records.</li> <li>Submit an annual permit evaluation report for the 2013, 2014, and 2015 reporting periods.</li> </ul>	Medina	The retailer was required to: <ul style="list-style-type: none"> <li>Perform weekly visible inspections.</li> <li>Conduct monthly inspections.</li> <li>Keep records on site in a log for a period of at least five years; logs must be available upon request.</li> <li>Submit the missing reports for 2013, 2014, and 2015</li> <li>Continue to submit future PERs by February 15 of each year.</li> </ul>



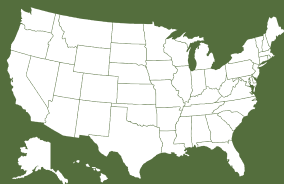
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Enforcement Area	Store type	Enforcement Type	Enforcement Summary	County	Fine (\$) and actions to comply
<b>Asbestos.</b> One failure to have an asbestos inspection conducted by a certified specialist before performing a demolition violation was committed by a gas station with convenience store.					
Asbestos	Gas station with convenience store	NOV	Failure to: <ul style="list-style-type: none"> <li>• Have an asbestos inspection conducted by a certified hazard evaluation specialist.</li> <li>• Obtain approval for demolition.</li> <li>• Provide ten-business-day notification of demolition.</li> </ul>	Cuyahoga	The retailer was required to: <ul style="list-style-type: none"> <li>• Have the affected portion of the facility inspected for the presence of asbestos before removing it from the site.</li> <li>• Have the remainder of the facility inspected before further demolition or renovations.</li> <li>• Provide notification to the Ohio EPA of the completion of an asbestos inspection and demolition date(s) of the affected portion of the facility as soon as possible.</li> </ul>
<b>Construction stormwater.</b> Permit violations covered a feed and supply store and a variety goods store. Violations included failure to cover an inlet grate and failure to stabilize the site.					
Construction stormwater	Feed and supply store	NOV	Failure to: <ul style="list-style-type: none"> <li>• Cover an inlet grate near the discharge location with an inlet protection device.</li> </ul>	Union	The retailer was required to: <ul style="list-style-type: none"> <li>• Submit a Notice of Intent (NOI) application and Storm Water Pollution Prevention Plan (SWP3), including plans for how the facility will meet riparian setback and setback mitigation requirements in the permit.</li> <li>• Install appropriate controls to prevent turbid discharges and sediment from discharging off-site.</li> </ul>
	Variety goods store	NOV	Failure to: <ul style="list-style-type: none"> <li>• Install the sediment basin.</li> <li>• Completely install the silt fence around the perimeter of the site, as depicted in the storm water pollution prevention plan (SWP3).</li> <li>• Temporarily stabilize disturbed areas for at least 14 days.</li> <li>• Minimize off-site vehicle tracking of sediments and dust generation (sediment was discharged from the site on to a roadway).</li> </ul>	Fairfield	The retailer was required to: <ul style="list-style-type: none"> <li>• Install a silt fence around the perimeter of the site and the sediment pond, as per the SWP3.</li> <li>• Provide temporary stabilization to the documented disturbed areas.</li> <li>• Install an adequate construction entrance to prevent sediment from tracking off-site.</li> </ul>



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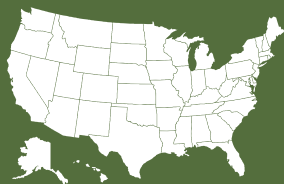
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Enforcement Area	Store type	Enforcement Type	Enforcement Summary	County	Fine (\$) and actions to comply
Construction stormwater	Furniture store	Inspection	November 9, 2016: construction activities were complete and the site (covered by the General National Pollutant Discharge Elimination System Permit for Storm Water Associated with Construction Activity (NPDES permit)) was stabilized.	Tuscarawas	Not applicable.
	Used merchandise store	Inspection	November 9, 2016: construction activities were complete and the site was stabilized.	Tuscarawas	Not applicable.
	Recreation vehicle dealer	Inspection	September 2, 2016: the retailer's project appears to have been completed. The purpose of this visit was to evaluate compliance of the site with the Construction General Permit (CGP).	Wood	Not applicable.
	Variety goods store	Inspection	November 9, 2016: noted that construction activities were currently covered under the retailer's General Storm Water Permit Associated with Construction Activities. Several barren areas at the site were at final grade and required permanent stabilization.	Pickaway	Not applicable.

**Drinking water.** Violations covered a convenience store, four gas stations with convenience stores, a grocery store, two liquor stores, five motor vehicle dealers, a sporting goods store, and six variety goods stores. Violations included failure to monitor for total coliform and nitrate contaminants and failure to issue a public notice.

Drinking water	Convenience store	Final Warning	Failure to: <ul style="list-style-type: none"> <li>• Monitor for total coliform from April 1 to June 30, 2016.</li> </ul>	Harrison	In the event of future violations, the retailer will be required to pay a penalty of \$150 or more for each monitoring violation for total coliform or nitrate.
	Gas station with convenience store	NOV	Failure to: <ul style="list-style-type: none"> <li>• Address a previously observed violation concerning a well casing.</li> <li>• Raise the well casing at least 12 inches above the sidewalk.</li> </ul>	Stark	The retailer was required to: <ul style="list-style-type: none"> <li>• Disinfect a public water system (PWS) well after completion of construction, installation, development, alteration or repair, and before supplying water for human consumption.</li> <li>• Raise the well casing at least 12 inches above the sidewalk.</li> </ul>



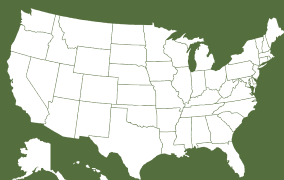
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Drinking water	Gas station with convenience store	NOV	Failure to: <ul style="list-style-type: none"> <li>Operate its PWS with an appropriately certified operator of record (ORC).</li> </ul>	Stark	The retailer was required to: <ul style="list-style-type: none"> <li>Obtain an appropriately certified ORC to be the on-site technically certified operator.</li> <li>Complete the ORC notification form and submit the form within 15 days of the NOV letter date.</li> </ul>
	Motor vehicle dealer	NOV	Failure to: <ul style="list-style-type: none"> <li>Issue a public notice in accordance with a previous VOC monitoring violation.</li> </ul>	Stark	The retailer was required to: <ul style="list-style-type: none"> <li>Immediately post a public notice.</li> <li>Send a copy of the public notice and its verification form to the Ohio EPA within 15 days of the NOV letter date.</li> </ul>
	Variety goods store <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Have a Sample Siting Plan (SSP) available during the survey.</li> </ul>	Stark	The retailer was required to: <ul style="list-style-type: none"> <li>Develop a SSP from the template on Ohio EPA's website.</li> <li>Complete detailed plans and submit them to the Ohio EPA for review.</li> </ul>
	Variety goods store <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Monitor drinking water from June 1 to October 31, 2016 and/or failure to report results for nitrate.</li> </ul>	Stark	<p>If a sample was taken during the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>Call the lab and have them submit the results to Ohio EPA.</li> </ul> <p>If a sample was not taken during or after the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>Immediately take a drinking water sample from the first tap following treatment and submit the sample for analysis to a certified laboratory.</li> <li>Contact the Ohio EPA if a sample was taken after the monitoring period.</li> </ul>



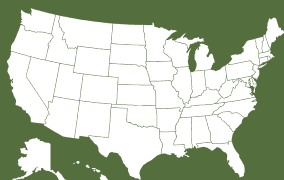
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Drinking water	Variety goods store	NOV	Failure to: <ul style="list-style-type: none"> <li>Monitor drinking water from June 1 to October 31, 2016 and/or failure to report results for nitrate.</li> </ul>	Stark	<p>If a sample was taken during the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>Call the lab and have them submit the results to Ohio EPA.</li> </ul> <p>If a sample was not taken during or after the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>Immediately take a drinking water sample from the first tap following treatment and submit the sample for analysis to a certified laboratory.</li> </ul> <p>Contact the Ohio EPA if a sample was taken after the monitoring period.</p>
	Variety goods store <sup>2</sup>	Inspection	November 1, 2016: a sanitary survey of the PWS was conducted to determine the ability of the facility to provide adequate, safe, and potable water.	Stark	Not applicable.
	Gas station with convenience store <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Comply with total coliform monitoring requirements.</li> </ul>	Mahoning	<p>The retailer was required to:</p> <ul style="list-style-type: none"> <li>Post an Ohio EPA-issued public drinking water notice in conspicuous locations and, if necessary, to reach all persons served by other notification methods.</li> </ul>
	Gas station with convenience store <sup>2</sup>	DFFO	Failure to: <ul style="list-style-type: none"> <li>Monitor for total coliform from July 1 to September 30, 2016.</li> </ul>	Mahoning	<p>\$150 fine. In addition, the retailer was required to:</p> <ul style="list-style-type: none"> <li>Comply with all current and subsequent chemical monitoring schedules including total coliform bacteria monitoring requirements (both routine and repeat sampling).</li> </ul>
	Gas station with convenience store <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Monitor drinking water during the Third Quarter of 2016 and/or report results for nitrate contaminants.</li> </ul>	Miami	<p>The retailer was required to:</p> <ul style="list-style-type: none"> <li>Immediately collect a drinking water sample from the entry point (first tap after treatment).</li> <li>Submit the sample for analysis to a certified laboratory.</li> <li>Notify customers using a public notice.</li> <li>Complete and return the verification form.</li> </ul>



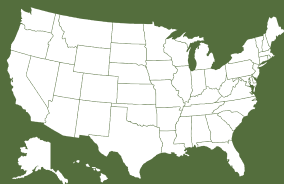
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Drinking water	Gas station with convenience store <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Issue a public notice in accordance with a previous nitrate monitoring violation.</li> </ul>	Miami	The retailer was required to: <ul style="list-style-type: none"> <li>Immediately post a public notice.</li> <li>Send a copy of the public notice and the verification form to the Ohio EPA within 15 days of the NOV letter date.</li> </ul>
	Grocery store <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Issue a public notice in accordance with a previous nitrate monitoring violation letter.</li> </ul>	Warren	The retailer was required to: <ul style="list-style-type: none"> <li>Immediately post a public notice</li> <li>Fill out a description of the steps taken.</li> </ul>
	Grocery store <sup>2</sup>	DFFO	Failure to: <ul style="list-style-type: none"> <li>Monitor for nitrate during the April 1 to June 30, 2016 monitoring period.</li> </ul> <p>The retailer was issued NOVs on August 22, 2016 and May 24, 2016. A Final Warning was issued for failure to monitor for total coliform bacteria with temporary routine samples during the month following a total coliform positive result during the January 2016 monitoring period.</p>	Warren	\$250 fine. In addition, the retailer was required to: <ul style="list-style-type: none"> <li>Comply with all current and subsequent chemical monitoring schedules, including total coliform bacteria monitoring requirements.</li> <li>Pay the fine within 45 days.</li> </ul>
	Liquor store <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Monitor drinking water during the July 1 to September 30, 2016 monitoring period and/or failure to report results for nitrate.</li> </ul>	Washington	The retailer was required to: <ul style="list-style-type: none"> <li>Immediately collect a sample of drinking water from the entry point (first tap after treatment).</li> <li>Submit the sample for analysis to a certified laboratory.</li> <li>Notify customers using a public notice.</li> <li>Complete and return the verification form.</li> </ul>
	Liquor store <sup>2</sup>	DFFO	Failure to: <ul style="list-style-type: none"> <li>Monitor for nitrate during the July 1 to September 30, 2016 monitoring period.</li> </ul>	Washington	\$150 fine. In addition, the retailer was required to: <ul style="list-style-type: none"> <li>Comply with all current and subsequent chemical monitoring schedules including total coliform bacteria monitoring requirements (both routine and repeat sampling).</li> </ul>



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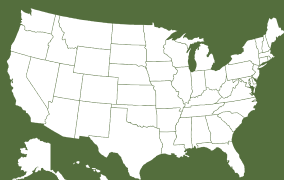
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Drinking water	Liquor store	NOV	Failure to: <ul style="list-style-type: none"> <li>• Monitor drinking water from June 1 to October 31, 2016 and/or failure to report results for nitrate contaminants.</li> </ul>	Tuscarawas	<p>If a sample was taken during the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>• Call the lab and have them submit the results to Ohio EPA.</li> </ul> <p>If a sample was not taken during or after the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>• Immediately take a drinking water sample from the first tap following treatment and submit the sample for analysis to a certified laboratory.</li> <li>• Contact the Ohio EPA if a sample was taken after the monitoring period.</li> </ul>
	Motor vehicle dealer	NOV	Failure to: <ul style="list-style-type: none"> <li>• Monitor drinking water between June 2016 and October 2016 and/or failure to report results for volatile organic chemicals (VOC).</li> </ul>	Summit	<p>If a sample was taken during the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>• Call the lab and have them submit the results to Ohio EPA.</li> </ul> <p>If a sample was not taken during or after the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>• Immediately take a drinking water sample from the first tap following treatment and submit the sample for analysis to a certified laboratory.</li> </ul> <p>Contact the Ohio EPA if a sample was taken after the monitoring period.</p>





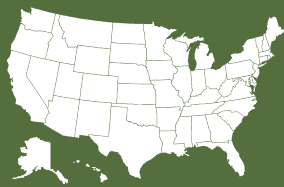
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Drinking water	Motor vehicle dealer <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Protect the well from threats of physical damage.</li> <li>Properly seal the well, if it is meant to be abandoned.</li> <li>Implement a backflow prevention program.</li> <li>Obtain approval from Ohio EPA for a cartridge filter, a softener, and a pressure tank.</li> </ul>	Geauga	The retailer was required to: <ul style="list-style-type: none"> <li>Upgrade well protection by installing bollards or another method and to grout the space between the casings to allow water to drain away from the well.</li> <li>Properly seal the abandoned well or contact the Ohio EPA for guidance on well use if it is not meant to be abandoned.</li> <li>Inspect the system for backflow threats</li> <li>Test backflow prevention devices annually.</li> <li>Submit a copy of as-built detail plans to the Ohio EPA within 30 days and include information about the well's construction and pump capacity, pressure tank, softener, and cartridge filter.</li> </ul>
	Motor vehicle dealer <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Comply with the requirements in a previously issued NOV related to protecting a well from the threat of physical damage.</li> <li>Submit a written response to the Ohio EPA Northeast District office to address the violations within 30 days of the NOV date.</li> </ul>	Geauga	A responsible official was required to: <ul style="list-style-type: none"> <li>Contact the Ohio EPA Northeast District Office in writing by January 4, 2017, to address the actions required by the November 9, 2016 NOV.</li> </ul>
	Motor vehicle dealer <sup>2</sup>	DFFO	Failure to: <ul style="list-style-type: none"> <li>Provide notice of results of individual lead tap samples to the owner or persons served at the residence or other structure where the tap was sampled, not later than 2 business days after receipt of laboratory results.</li> </ul>	Geauga	\$1,000 fine. In addition, the retailer was required to: <ul style="list-style-type: none"> <li>Comply with all current and subsequent required notifications in accordance with lead and copper monitoring requirements.</li> <li>Comply with public notification rules.</li> <li>Comply with rules relating to water system testing.</li> </ul>
	Motor vehicle dealer <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Issue lead consumer notice within two business days of receipt of the tap monitoring results collected on September 13, 2016.</li> <li>Submit the verification form certifying consumer notice(s) had been issued within five business days of receipt of the results.</li> </ul>	Geauga	The retailer was required to: <ul style="list-style-type: none"> <li>Comply with consumer notification requirements for all monitoring results for lead.</li> </ul>

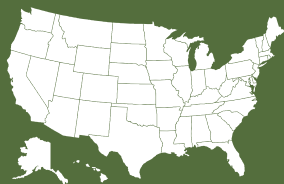


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Drinking water	Motor vehicle dealer <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Protect the well from the threat of physical damage.</li> <li>Implement a backflow prevention program.</li> </ul>	Geauga	The retailer was required to: <ul style="list-style-type: none"> <li>Fix the electrical conduit connections on the well cap by threading and sealing them to prevent the entrance of water.</li> <li>Include photo evidence with survey response to the Ohio EPA.</li> <li>Install well protection by installing bollards or placing large rocks near the well casing.</li> <li>Inspect the system for backflow threats</li> <li>Test backflow prevention devices annually.</li> </ul>
	Motor vehicle dealer <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Comply with the requirements in a previously issued NOV related to protecting a well from the threat of physical damage.</li> </ul>	Geauga	The retailer was required to: <ul style="list-style-type: none"> <li>Contact the Ohio EPA Northeast District Office in writing by January 4, 2017, to address the actions required by the NOV.</li> </ul>
	Variety goods store <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Monitor drinking water from June 1 to October 31, 2016 and/or failure to report results for nitrate.</li> </ul>	Geauga	If a sample was taken during the monitoring period, the retailer was required to: <ul style="list-style-type: none"> <li>Call the lab and have them submit the results to Ohio EPA.</li> </ul> If a sample was not taken during or after the monitoring period, the retailer was required to: <ul style="list-style-type: none"> <li>Immediately take a drinking water sample from the first tap following treatment and submit the sample for analysis to a certified laboratory.</li> </ul> Contact the Ohio EPA if a sample was taken after the monitoring period.
	Variety goods store <sup>2</sup>	Inspection	November 1, 2016: a sanitary survey of the PWS was conducted to determine the ability of the facility to provide adequate, safe, and potable water.	Geauga	Not applicable.



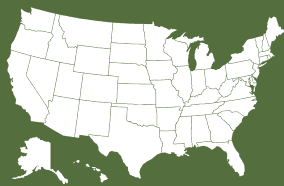
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Drinking water	Motor vehicle dealer	NOV	Failure to: <ul style="list-style-type: none"> <li>Monitor drinking water during the Third Quarter of 2016 and/or report results for VOC contaminants.</li> </ul>	Portage	The retailer was required to: <ul style="list-style-type: none"> <li>Immediately collect a sample of drinking water from the entry point (first tap after treatment).</li> <li>Submit the sample for analysis to a certified laboratory.</li> <li>Notify customers using a public notice.</li> <li>Complete and return the verification form to the Ohio EPA.</li> </ul>
	Sporting goods store <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Comply with lead and copper monitoring requirements.</li> </ul>	Ashland	The retailer was required to: <ul style="list-style-type: none"> <li>Notify the people served by the water system.</li> <li>Complete a verification form within 10 days of the public notice and mail it to the Ohio EPA.</li> <li>Monitor five sites between June 1 and September 30, 2017.</li> </ul> If lead and copper samples were collected as required, the retailer was required to submit EPA Form 5105, along with the sample analysis reports to the Ohio EPA as soon as possible.
	Sporting goods store <sup>2</sup>	NOV	The retailer's PWS exceeded the secondary standard for manganese (0.05 mg/L) for three weeks in September 2016.	Ashland	The retailer was required to: <ul style="list-style-type: none"> <li>Monitor the PWS to ensure compliance with the secondary maximum contaminant level for manganese.</li> </ul>
	Sporting goods store <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Monitor drinking water during the Third Quarter of 2016 and/or failure to report results for arsenic.</li> </ul>	Ashland	The retailer was required to: <ul style="list-style-type: none"> <li>Provide public notice of the failure to monitor drinking water.</li> <li>Complete and return a verification form to the Ohio EPA.</li> </ul>

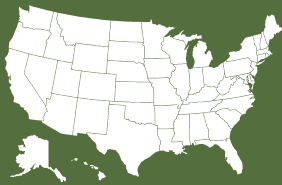


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## Retail Environmental Enforcement Summary July 1, 2016 - December 31, 2016



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Drinking water	Variety goods store	NOV	Failure to: <ul style="list-style-type: none"> <li>Monitor drinking water from June 1 to October 31, 2016 and/or failure to report results for nitrate.</li> </ul>	Butler	<p>If a sample was taken during the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>Call the lab and have them submit the results to Ohio EPA.</li> </ul> <p>If a sample was not taken during or after the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>Immediately take a drinking water sample from the first tap following treatment and submit the sample for analysis to a certified laboratory.</li> <li>Contact the Ohio EPA if a sample was taken after the monitoring period.</li> </ul>
	Variety goods store	NOV	Failure to: <ul style="list-style-type: none"> <li>Monitor drinking water from June 1 to October 31, 2016 and/or failure to report results for nitrate.</li> </ul>	Summit	<p>If a sample was taken during the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>Call the lab and have them submit the results to Ohio EPA.</li> </ul> <p>If a sample was not taken during or after the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>Immediately take a drinking water sample from the first tap following treatment and submit the sample for analysis to a certified laboratory.</li> <li>Contact the Ohio EPA if a sample was taken after the monitoring period.</li> </ul>
	Variety goods store	Final Warning	Failure to: <ul style="list-style-type: none"> <li>Monitor for total coliform with temporary routine samples during September 2016.</li> </ul>	Trumbull	In the event of future violations, the retailer will be required to pay a penalty of \$150 or more for each monitoring violation for total coliform or nitrate.
	Variety goods store <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>Comply with total coliform monitoring requirements.</li> </ul>	Trumbull	<p>The retailer was required to:</p> <ul style="list-style-type: none"> <li>Notify the people served by the water system.</li> <li>Complete a verification form within 10 days of the public notice and mail it to the Ohio EPA.</li> <li>Submit the results as soon as possible, if total coliform samples were collected as required.</li> </ul>

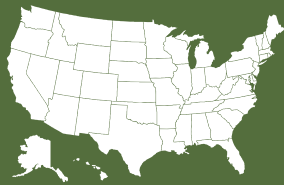


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Enforcement Area	Store type	Enforcement Type	Enforcement Summary	County	Fine (\$) and actions to comply
Drinking water	Variety goods store <sup>2</sup>	NOV	Failure to: <ul style="list-style-type: none"> <li>• Monitor drinking water from June 1 to October 31, 2016 and/or failure to report results for nitrate.</li> </ul>	Trumbull	<p>If a sample was taken during the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>• Call the lab and have them submit the results to Ohio EPA.</li> </ul> <p>If a sample was not taken during or after the monitoring period, the retailer was required to:</p> <ul style="list-style-type: none"> <li>• Immediately take a drinking water sample from the first tap following treatment and submit the sample for analysis to a certified laboratory.</li> <li>• Contact the Ohio EPA if a sample was taken after the monitoring period.</li> </ul>
	Gas station with convenience store	Inspection	November 15, 2016: a sanitary survey of the PWS was conducted to determine the ability of the facility to provide adequate, safe, and potable water.	Trumbull	Not applicable.
	Gas station with convenience store	Inspection	October 3, 2016: a sanitary survey of the PWS was conducted to determine the ability of the facility to provide adequate, safe, and potable water.	Fulton	Not applicable.
	Gas station with convenience store	Inspection	October 21, 2016: a sanitary survey of the PWS was conducted to determine the ability of the facility to provide adequate, safe, and potable water.	Licking	Not applicable.



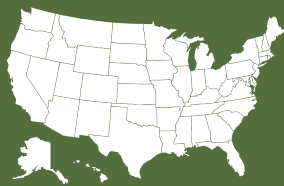
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## Retail Environmental Enforcement Summary

July 1, 2016 - December 31, 2016



Enforcement Area	Store type	Enforcement Type	Enforcement Summary	County	Fine (\$) and actions to comply
<b>Hazardous waste.</b> Violations covered a dry cleaner, two grocery stores, a gun shop, a lumber and building materials store, and two pharmacies. Violations included failure to: properly label used oil tanks, determine if a waste that was disposed of was hazardous, and submit a biennial report.					
Hazardous waste	Dry cleaner	NOV	Failure to: <ul style="list-style-type: none"> <li>Determine if 18 containers of liquid waste placed into a dumpster were hazardous.</li> <li>Store hazardous waste on-site with a permit.</li> <li>Transport hazardous waste (approximately 250 gallons of solvent waste) to a permitted hazardous waste facility.</li> </ul>	Stark	The retailer was required to: <ul style="list-style-type: none"> <li>Properly manage and dispose of the hazardous waste, which was consolidated into a 55-gallon drum.</li> <li>Provide copies of the manifest used to transport the drum on its final disposal.</li> </ul>
	Grocery store	NOV	Failure to: <ul style="list-style-type: none"> <li>Submit a biennial report for 2015 by March 1, 2016. The retailer shipped enough hazardous waste in 2015 to be an LQG in at least one calendar month.</li> </ul>	Franklin	The retailer was required to: <ul style="list-style-type: none"> <li>Submit a 2015 Hazardous Waste Biennial Report.</li> </ul>
	Grocery store	NOV	Failure to: <ul style="list-style-type: none"> <li>Properly dispose of gasoline contaminated absorbent pads during a cleanup of a spill less of than one gallon.</li> </ul>	Fulton	The retailer was required to: <ul style="list-style-type: none"> <li>Evaluate the gasoline contaminated waste at the next spill cleanup.</li> <li>Submit a summary of proposed sampling.</li> <li>Submit a copy of the analytical data to the Ohio EPA as soon as it is received.</li> </ul>
	Gun shop	NOV	Failure to: <ul style="list-style-type: none"> <li>Submit a biennial report for 2015 by March 1, 2016. The retailer shipped enough hazardous waste in 2015 to be a Large Quantity Generator (LQG) in at least one month.</li> </ul>	Hamilton	The retailer was required to: <ul style="list-style-type: none"> <li>Submit a 2015 Hazardous Waste Biennial Report.</li> </ul>
	Lumber and Building Materials	NOV	Failure to: <ul style="list-style-type: none"> <li>Submit a biennial report for 2015 by March 1, 2016. The retailer shipped enough hazardous waste in 2015 to be a LQG in at least one month.</li> </ul>	Hancock	The retailer was required to: <ul style="list-style-type: none"> <li>Submit a 2015 Hazardous Waste Biennial Report.</li> </ul>



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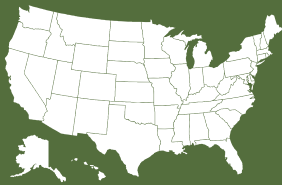
July 1, 2016 - December 31, 2016



Enforcement Area	Store type	Enforcement Type	Enforcement Summary	County	Fine (\$) and actions to comply
Hazardous waste	Pharmacy	NOV	Failure to: <ul style="list-style-type: none"> <li>Inspect the hazardous waste accumulation area in the pharmacy.</li> </ul>	Summit	The retailer was required to: <ul style="list-style-type: none"> <li>Immediately begin inspecting the accumulation area.</li> <li>Record inspections in a log or summary.</li> <li>Submit at least one week's completed inspection record for the pharmacy area, documenting that inspections were being conducted.</li> </ul>
	Pharmacy	NOV	Failure to: <ul style="list-style-type: none"> <li>Submit a biennial report for 2015 by March 1, 2016. The retailer shipped enough hazardous waste in 2015 to be a LQG in at least one month.</li> </ul>	Clinton	The retailer was required to: <ul style="list-style-type: none"> <li>Submit a 2015 Hazardous Waste Biennial Report.</li> </ul>
<b>Scrap tire.</b> One violation of improperly storing scrap tires without treating for mosquitos by an automotive repair shop was committed.					
Scrap tire	Automotive repair shop	NOV	Failure to: <ul style="list-style-type: none"> <li>Store scrap tires outside without treating for mosquitos.</li> </ul>	Belmont	The retailer was required to: <ul style="list-style-type: none"> <li>Store the scrap tires in a manner that will keep them dry or treat for mosquitos.</li> </ul>

<sup>1</sup> See Glossary for details

<sup>2</sup> This retailer received multiple enforcement notices, including DFFOs, Final Warnings, inspections, NOV's, and/or ROV's.



## GLOSSARY

**Director's Final Findings and Orders** — a formal enforcement response that typically includes a civil penalty. The document is issued when an Ohio EPA program's enforcement staff determines that a regulated entity's noncompliance requires such a response.

**Final Warning** — a document that may be used, if appropriate, following a compliance conference when the entity needs to be placed on notice that the Ohio EPA is on the verge of going to the next stage in the enforcement process, which could include a recommendation to the Director that enforceable orders including a financial penalty and/or a referral to the Ohio Attorney General be pursued.

**Inspection** — a document that is typically written by an Ohio EPA inspector, following evaluation or examination of the entity, identifying a risk of a potential violation to inform the regulated entity of apparent conditions that could likely lead to a violation if not addressed soon and request preventive actions.

**Notice of Violation (NOV)** — a document used to inform an entity that violations of statutes, rules, orders or permits have occurred. It includes the violations at the facility, a reference to a possible civil penalty, a description of the steps entity should take to return the facility to compliance in a timely manner, or a request for a compliance plan and schedule to be submitted in a timely manner.

**Retail** — stores that sell goods or services to customers, typically in small quantities, for consumption or use. Retail stores can include: automotive parts and new/used tire sales, convenience stores, gas stations, distribution centers, dry cleaners, pharmacies, rental stores, sports/hunting goods stores, and variety stores.

*Documents concerning state enforcement actions on retail entities are obtained by contacting the state's environmental regulatory agency directly by email and by phone, submitting Freedom of Information Act (FOIA) requests, or using online document databases. The search is refined using retail-specific criteria, such as titles and address locations of the entities, Standard Industrial Classification (SIC) or North American Industry Classification System (NAICS) codes and descriptions. Enforcement actions involving non-retailers are excluded from the data analysis and summaries.*

*Retail-specific state enforcement documents and data are analyzed to determine trends including: the most frequent violations, what the most common media types violations are (such as air, petroleum contamination, waste, or water), and where the retailers who were issued enforcement actions are located. Data is collected and trends are analyzed on a biannual basis.*