4500-FM-SW0010 12/2006



# COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION WATER MANAGEMENT

Insp. ID: 2269285

Client ID: 312060

Enf. ID: 310871

#### NOTICE OF VIOLATION

· · · · · · · · · · · · · · · · · · ·							
Date of Inspection: 4/29/2014	Municipality: Elk Lick Township /						
Inspector: Lisa Milsop	County: Somerset						
Company Name: JPO Somerset Trust	NPDES: Client # 312060						
Address: 464 Lincoln Highway West	Phone:						
Jeannette, PA 15644							
	Title:						
Responsible Official: <u>John Oliver</u>	Title,						
Person Interviewed:	Title:						
Notice to facility operator:  Attached to this Notice of Violation is a report of an inspection of your facility. It is important that you attached to this Notice of Violation is a report of an inspection of your facility. It is important that you							
Attached to this Notice of Violation is a report of all inspection of your radialy. Attached to this Notice of Violation is a report of all inspection of your radialy. Attached to this Notice of Violation is a report of all inspection of your radialy. The report notes conditions that are violations of the carefully read the report and regulations and the Clean Streams Law, the Act of June 22, 1937, P. L. 1987, as Department's rules and regulations and the Clean Streams Law, the Act of June 22, 1937, P. L. 1987, as							
Department's rules and regulations and the Clean Streams	may also note conditions that may contribute to						
or develop into violations of the regulations and/or the CSL	and thelefore anodid be addicated.						
This Notice of Violation is neither an order nor any other final action of the Department. It neither imposes nor waives any enforcement action available to the Department under any of its statutes. If the Department determines that an enforcement action is appropriate, you will be notified of the action.							
the state of the s	mply concurrence with this Notice of Violation or						
the attached inspection report, but does acknowledge that was left with that person.	the person was shown the report or that a copy						
	Doto:						
Person Interviewed (signature):	 Date: し-						
Inspector (signature):	Date,						
ATTACHMENT: Inspection Report							



# COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION BUREAU OF POINT AND NON-POINT SOURCE MANAGEMENT

#### NPDES COMPLIANCE INSPECTION REPORT

Client No.	Mo/Day/Yr	Entry T	Time Exit Time Inspection		nspection Ty	ype eFACTS Inspection ID		
312060	4/29/2014	10:1			CEI	2269285		
Facility Name: Permittee Name:  Tub Mill Farm . JPO Somerset Trust								
Physical Location/Directions:			·			Permit Expiration Date:		
Tub Mill Run Road, West Salisbury, PA 15565				Permit Renewal Application Due			Renewal Application Due:	
Municipality: Elk Lick Township	ick Township Somerset					T Office Control of the Control of t		
Facility Type: ☐ Sewage ☐ Industrial Waste ☒ Industrial Stormwater ☐ Other: ☐ Major ☐ Minor								
Responsible Person: John Oliver	Certified Operator Required: ☐ Yes ☒ No Certified Operator in Responsible Charge:							
Title:								
Permittee Address: 464 Lincoln Highway West Jeannette, PA 15644			Client ID: Class-Subclass(es): Circuit Rider: ☐ Yes ☐ No					
Business Phone: Business Phone:								
Fax: Fax: Email:								
24-Hour Emergency Contact Person / Phone:								
VIOLATIONS:  (Ilst below)  ☐ Yes ☐ No ☐ Pending Sample Results								
See attached NPDES Compliance Inspection Report								
			,		·			
							I martin	
Person Interviewed: No one available on site	Date: 4/29/2	014		DEP - Car 286 Industi	o mbria District rial Park Driv r, PA 15931		Date: 4/29/2014	
Signature: Phone No.:		Inspector Signature:				Phone No.: 814-472-1925		
Tille:			Title: Water Quality Specialist					
Email:			Email: <i>lmilsop@pa.gov</i>					
This document is official notification that a representative of the Department of Environmental Protection inspected the above facility. The findings of this inspection are shown above and on any attached pages. Any violations which were noted during the inspection are indicated. Violations may also be discovered upon examination of the results of laboratory analyses of the discharge and review of Department records.								

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Date: 4/29/2014

Client ID: 312060



#### COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION BUREAU OF POINT AND NON-POINT SOURCE MANAGEMENT

#### NPDES COMPLIANCE INSPECTION REPORT

#### Comments

An inspection was conducted at the Tub Mill Farm Site in Somerset County on 4/29/2014.

Attendance:

PA DEP: Clean Water Program - Ed Pollock, Water Quality Specialist Supervisor

Lisa Milsop, Water Quality Specialist

Solid Waste Program - Mick Planinsek, Solid Waste Specialist Supervisor

Mike Kaufman, Solid Waste Specialist

Weather: Steady rainfall and 62°.

Permit Status:

This site does not have a National Pollutant Discharge Elimination System (NPDES) Permit.

#### Site Observations:

This site is approximately six acres of undeveloped land within a one hundred eleven acre parcel.

The perimeter and majority of this storage site was walked during this inspection.

The site is generally flat, sloping toward the outsides of the storage area. The storage area is mostly stoned with some vegetative growth present.

The materials being stored onsite include railroad ties and telephone poles, which generally contain and leach creosote.

- Large piles of stored railroad ties, telephone poles and a large pile of chipped-wood were observed.
- A creosote odor was observed during this inspection.
- Sheen was observed in the standing water near the entrance of the property.
- Tannin (tea) colored water observed near the rutted edge of a chipped-wood pile on the site.
- Several distinct channels where runoff is being conveyed away from the storage piles were observed.

#### **Violation:**

The discharge of stormwater associated with industrial activity from the site without a NPDES permit and the failure to abate the existing pollution constitute violations of Section 92a.1 of the Rules and Regulations, 25 Pa. Code § 92a.1, and Sections 301 and 307 of the Clean Streams Law, 35 P.S. §§ 691.301 and 691.307; constitute unlawful conduct under Section 611 of the Clean Streams Law, 35 P.S. § 691.611; and subject JPO Somerset Trust to civil penalty liability under Section 605 of the Clean Streams Law, 35 P.S. §691.605.

Within sixty (60) days from the date of this Notice of Violation (NOV), JPO Somerset Trust should submit to the Department a full and complete individual NPDES permit application for all discharges from the site.

The full and complete NPDES application should be mailed to:

Department of Environmental Protection Clean Water Program Permitting Section 400 Waterfront Drive Pittsburgh, PA 15222

The individual NPDES application materials can be accessed online at the DEP's eLibrary at:

http://www.elibrary.dep.state.pa.us/dsweb/HomePage

Select: » Permit and Authorization Packages

» Water Management

» NPDES (National Pollutant Discharge Elimination System)

» Individual Permits

If you have any questions regarding the NPDES permit application process, please contact the Clean Water Permitting Section in the Southwest Regional Office at 412-442-4000. Client ID: 312060

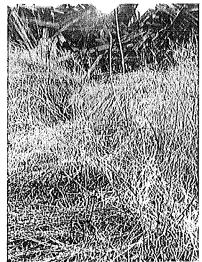
Date: 4/29/2014 Page 2 of 6

#### NPDES COMPLIANCE INSPECTION REPORT

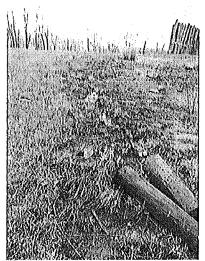
# Stacked Telephone Pole Fence Chilphed Wood Pile

Entrance

Stormwater Runoff



Stormwater Runoff Channel at the edge of the Storage Area

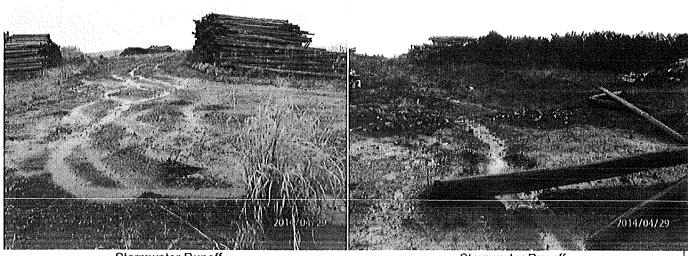


Stormwater Runoff



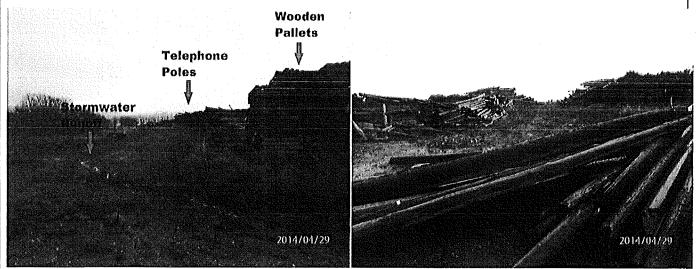
#### NPDES COMPLIANCE INSPECTION REPORT

#### **Photos**



Stormwater Runoff

Stormwater Runoff



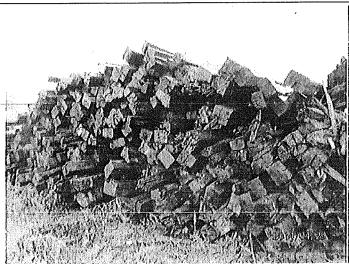
Stormwater Runoff Channel

Telephone Pole Stacks - downslope of area

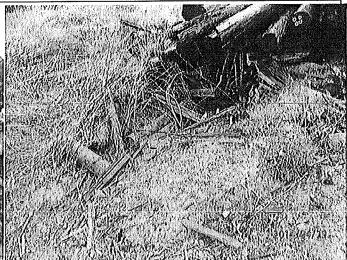


#### NPDES COMPLIANCE INSPECTION REPORT

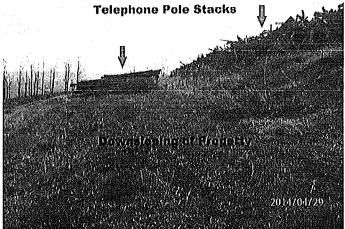




Railroad Tie Stack



Stormwater Runoff Channeling

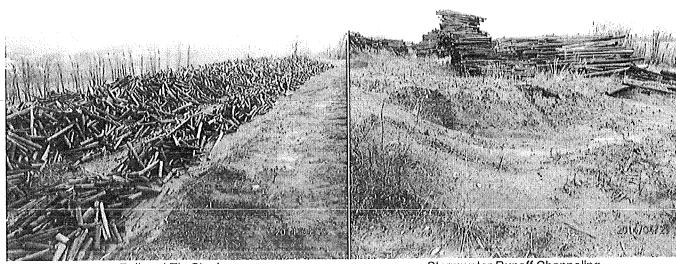




Telephone Pole Stacks

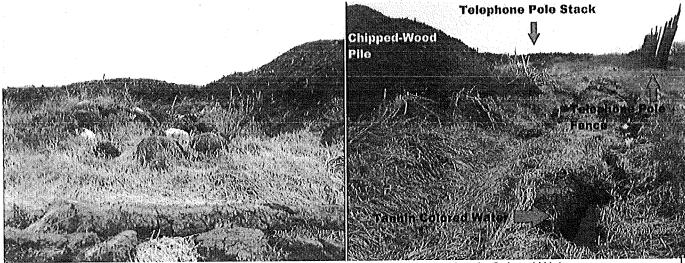
#### NPDES COMPLIANCE INSPECTION REPORT

#### **Photos**



Rallroad Tie Stack

Stormwater Runoff Channeling



Chipped-Wood Pile

Tannin Colored Water