

Date: February 27, 2020

Re: Ross County, Paxton Township  
Application No. 0MH00030\*AM  
Sewage Holding Tank Management Plan Approval for Hirn's Corner Market located at  
3504 U.S. Rte 50, Bainbridge, Ohio

Issue Date: February 27, 2020  
Effective Date: February 27, 2020  
Expiration Date: February 27, 2025

50 Real Estate LLC  
Attn: Peter Patel, Manager  
1153 Northview Drive  
Hillsboro, Ohio 45133

Ladies and Gentlemen:

The Ohio Environmental Protection Agency has reviewed the sewage holding tank management plan (Form C3) submitted pursuant to Ohio Revised Code Section 6111.44 and rule 3745-42-11 of the Ohio Administrative Code. The plan is approved subject to the condition of compliance with all applicable laws, rules, regulations and all the conditions below and in Part II of this approval. A copy of the approved sewage holding tank management plan is enclosed.

The entity shall fill, operate, and empty the proposed sewage holding tank in strict accordance with the conditions in this approval and with the method of operation outlined in the sewage holding tank management plan submitted to the Ohio Environmental Protection Agency. Approval of the sewage holding tank management plan does not constitute assurance that the proposed operation will be in compliance with all Ohio laws and regulations.

This approval is not an authorization to discharge. Pursuant to Section 3745-42-01 of the Ohio Administrative Code, a holding tank is a device that is not part of a larger disposal system and that is used to accumulate or store sewage or industrial waste that: (1) is not hazardous waste as defined by rule 3745-51-03 of the Administrative Code and (2) must be hauled for recycling, treatment or disposal. Therefore, any discharge from the holding tank is unpermitted.

Any discharges to waters of the state must be reported to Ohio EPA (toll free) by calling 1-800-282-9378 within 2 hours of discovery. The director shall be notified in writing within seven days of any person discovering noncompliance with a sewage holding tank management plan.

The applicant is required to submit a revised sewage holding tank management plan, if the Director of the Ohio EPA deems it necessary.

The director may add, delete, or change any conditions to a sewage holding tank management plan approval to protect human health or the environment.

Any expansion of the operation or modification of the sewage holding tank must be approved by the Ohio EPA.

The director of the Ohio Environmental Protection Agency, or his authorized representative(s), may enter upon the premises of the sewage holding tank during its construction or its operation at any reasonable time for the purpose of making inspections, conducting tests, examining records, or reports pertaining to the installation, modification, or operation of the sewage holding tank.

Issuance of this approval does not relieve you of the duty of complying with all applicable federal, state, and local laws, ordinances, and regulations.

This approval shall expire at midnight on the expiration date shown above. In order to receive authorization to continue to use the sewage holding tank beyond the date of expiration, you shall submit a new sewage holding tank management plan (Form C3) six months prior to the expiration date.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00, made payable to "Ohio Treasurer Josh Mandel", which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission  
77 South High Street, 17th Floor  
Columbus, Ohio 43215

Sincerely,

Laurie A. Stevenson  
Director

Attachments: Part II Special Conditions  
Approved Sewage Holding Tank Management Plan (Form C3)

cc: Southeast District Office  
Ross County Health Department

## PART II, SPECIAL CONDITIONS

1. Hirn's Corner Market shall be responsible for proper operation and maintenance of the sewage holding tank.
2. This approval applies to the sewage holding tank operated by Hirn's Corner Market located at 1153 Northview Drive in Paxton Twp., Ross County, that has been designed to store an average daily flow of 1,000 gallons per day (gpd).
3. The sewage holding tank shall be maintained in a manner that is protective of public health and the environment.
4. Hauling/emptying of sewage from the sewage holding tank shall be conducted in the manner described in the sewage holding tank management plan submitted as Form C3 and any attachments.
5. Sewage from the sewage holding tank shall be pumped out and hauled by a septage hauler licensed by a County Health Department and delivered by the receiving facility identified in the management plan or another facility authorized by OEPA to accept septage or land applied as septage in accordance all applicable state and federal and local laws and with state of Ohio and USEPA rules.
6. The sewage holding tank shall be labeled, or a legible sign shall be placed immediately adjacent to the sewage holding tank, with the words "Non-Hazardous Sewage".
7. Signs that direct persons to notify the Ohio Environmental Protection Agency's spill hotline (1-800-282-9378) in an event of a release shall be placed in clearly visible locations around the tank.

8. The permittee shall keep the following records at the facility for the time specified and make these records available to the director, or an authorized representative, within a reasonable time upon request:

(1) Holding tank construction and installation records, including a copy of the approved permit to install, until the holding tank is decommissioned in accordance with this approval;

(2) If applicable, a copy of the effective holding tank management plan;

(3) Operating records for holding tanks for a period of three years. The records shall include, at a minimum:

(a) Each date that the sewage or industrial waste was hauled;

(b) The volume and description of each source of sewage or industrial waste;

(c) The name and address of the receiving facility;

(d) The name of the hauler and confirmation that the hauler is licensed through a local health department to haul wastes; and

(e) As applicable, documentation from the receiving facility that it has received the sewage or industrial waste from each hauling event.

9. A renewal sewage holding tank management plan (Form C3) shall be submitted to Ohio EPA at least six months prior to the expiration of the existing sewage holding tank management plan. If a person does not submit a new sewage holding tank management plan at least six months prior to expiration of the existing plan, the existing sewage holding tank management plan will expire at the end of the five years.

10. If decommissioning of the sewage holding tank shall occur prior to the expiration date of this sewage holding tank management plan, a renewal sewage holding tank management plan (Form C3) is not required. These holding tank decommissioning requirements shall be followed:

(1) For any in-ground or partially in-ground holding tank, the owner or operator of the tank shall:

(a) Pump and haul the entire contents of the tank for disposal in compliance with this approval;

(b) Clean the holding tank and related areas as necessary; and

(c) Decommission the in-ground or partially in-ground holding tank with one of the following options:

(i) Remove the holding tank from the ground; or

(ii) Fill the holding tank with clean sand, soil, or other inert material; or

(iii) Permanently change the function of the holding tank pursuant to the permit to install requirements of the Ohio EPA.

(2) The owner or operator of the holding tank shall notify the director or an authorized representative of the following within thirty days of the holding tank decommissioning:

(a) The name and address of the facility where the holding tank is located, the name of the owner and the name of the operator;

(b) The date the holding tank was decommissioned;

(c) The date all of the remaining sewage in the tank was pumped and hauled; and

(d) A brief description of how the holding tank was decommissioned.

11. The sewage holding tank shall be equipped with a high level audio/visual alarm located in a visible location at the site. The alarm system shall be activated when the level of sewage reaches seventy-five per cent of the holding tank capacity and the alarm signal shall be clearly visible and heard by any employees or persons using the facility. Near the alarm shall be a posted phone number to call to alert Hirn's Corner Market of an alarm situation.

12. If necessary, odor control measures shall be taken to prevent nuisance conditions.

13. This approval letter and the approved sewage holding tank management plan apply to Ohio EPA PTI No. 1315543 for Hirn's Corner Market.



## Plan Approval

### Sewage Holding Tank Management Plan

FOR AGENCY USE ONLY	
Application Number:	Date Received: / /

General Information		
Applicant Name: 50 Real Estate, LLC		
Project Address: 3504 U.S. Route 50		
City: Bainbridge	State: Ohio	Zip: 45612
County: Ross	Township: Paxton	
Is the Applicant for the Sewage Holding Tank Management Plan the Owner of the Facility? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
If not, please explain and state who is responsible for monitoring the sewage holding tank: Peter Patel		
<i>(Note: This form shall be submitted with a PTI/Plan Approval Application Form A, Form B8 Holding Tanks, and plan approval fee for all proposed sewage holding tanks after the effective date of this rule. Any existing systems prior to the effective date of this rule may require a PTI/Plan Approval Application be submitted with the management plan. Refer to Rule 3745-42-11(E) (G) (H) of the Administrative Code for permit requirements for sewage holding tank management.)</i>		

**At a minimum, the following items shall be included in the sewage holding tank management plan required by Rule 3745-42-11 of the Administrative Code. Any additional unique features must be described on separate pages and attached to this plan.**

A. Treatment and Storage Information		
Average Daily Design Flow to the Holding Tank:	1000	gpd
Average Actual Flow to the Holding Tank (if existing Holding Tank):		gpd
Nature of Waste: <input checked="" type="checkbox"/> Domestic Sewage <input type="checkbox"/> Industrial <input type="checkbox"/> Other: _____		
Provide justification for the use of the sewage holding tank: Existing leaching system has failed, and no replacement space is available.		
Expected date of tank decommissioning (if applicable):		

B. Tankage					
Material	Storage Volume (gallons)*	Storage Volume (days)	Inside Length (ft)	Inside Width (ft)	Inside Height (ft)
1. Precast	3750	4	15'-8"	6'-10"	7'-8"
2.					
3.					
*Storage Volume should be calculated at 75 percent of tank capacity					

C. Design Basis:				
Type of Establishment	Type of Unit (employee, seats, etc.)	Number of Units	Wastewater Flow (gal/day)	Total (gal/day)
Convenience store	Fuel Islands	2	500	= 1000
		X		=
		X		=
Total Flow (gal/day)			= 1000	

D. Hauling & Storage:			
Receiving Facility: City of Chillicothe WWTP		Facility NPDES #: OPD00003*ND	
Address: 405 Environmental Way		City: Chillicothe	State: Ohio Zip: 45601
Licensed Hauler: County Sanitary Service, Inc			
Annual Cost: \$25,000		<input type="checkbox"/> Actual	<input checked="" type="checkbox"/> Estimated
If applicable, local health department that licensed the waste hauler:			
How often is it to be hauled/emptied: Every 4 days			
How is the alarm set: Manual reset			
Location of the audio/visual alarm: On pedestal next to tank			
Location of signs: Next to tank			
Emergency name & number on signage: Peter Patel (917) 412-1011			
How are spills/run-offs prevented and/or contained: (1) Tank is to be emptied at or before it is 75% full. (2) Tank is below grade and only accessible by septage hauler who will use appropriate management practices prior to, during, and after pumping the wastewater. Collection of wastewater is by suction hose from the pumper truck through risers on the tank. (3) If a spill, leak, or overflow occurs, keep sewage from entering the storm drain by blocking, containing, or diverting the sewage			
Describe the standard filling, operating, and emptying procedures: By us of standard septage truck and equipment.			
Additional Comments:			

E. Record Keeping Requirements			
<i>The owner/operator shall keep the following records at the facility for the time specified and make these records available to the director upon request and maintain the records for a minimum of three years:</i>			
<input checked="" type="checkbox"/>	Copy of permit to install	<input checked="" type="checkbox"/>	POTW receiving waste including address
<input checked="" type="checkbox"/>	Volume & description of all sources of waste	<input checked="" type="checkbox"/>	Name of operator
<input checked="" type="checkbox"/>	Copy of construction & installation records	<input checked="" type="checkbox"/>	Licensed hauler information including licensing
<i>The following items shall be attached for the existing sewage holding tank:</i>			
<input type="checkbox"/>	Licensed hauler information	<input type="checkbox"/>	POTW receiving waste
<input type="checkbox"/>	Contract with hauler (including paid receipt for pumping service)*	<input type="checkbox"/>	Pumping records (most recent, 2yrs if available)
<small>*If owner changes to a different hauling contractor, records for the new hauling contractor shall be maintained and new receiving wastewater treatment plant if applicable.</small>			



**F. Miscellaneous Information:**

*The following items shall be included with this sewage holding tank management plan:*

- ☒ Letter from the POTW agreeing to accept the waste
- ☒ Copy of contract between hauler and the owner of sewage holding tank
- ☐ Four copies of this management plan and any attachments.
- ☐ Fee check payable to "Treasurer, State of Ohio." (*unless this plan is submitted with a PTI for the tank*)
- ☐ Additional information is included with this form:

**G. Signature: The foregoing data is a true statement of facts pertaining to this proposed plan.**

Plan prepared by: Loren Puckett

Signed:

*Loren Puckett*

Date: 02 / 22 / 2020