

## Franklin County Public Health

280 East Broad Street · Columbus, Ohio · 43215-4562

## 1st NOTICE of VIOLATION

August 2, 2023

Larry Gregory 5221 Smothers Road Westerville, Ohio 43081

RE:

5221 Smothers Road, Westerville, Ohio 43081

Plain Township, Franklin County Tax District #220 Parcel #001812

Dear Larry Gregory:

Franklin County Public Health has inspected the property located at the above-referenced address. The Franklin County Auditor indicates you are the owners of said property.

An investigation of the septic system was conducted on July 31, 2023. At that time, I observed:

1. The sewage treatment system is not being maintained in proper working condition; specifically, the Jet aeration motor had been replaced with an unapproved, 'after-market' motor. Your aerator motor must have the manufacturer's original equipment (OEM) per Ohio Administrative Code 3701-29-13(P).

Ohio Revised Code Chapter 3709 authorizes local health departments to regulate any condition which creates a nuisance. The above condition is a violation of Ohio Administrative Code 3701-29-13 (Sewage Treatment System Rules) and Ohio Revised Code 3718.011.

To bring the property into compliance the following action is required:

- 1. Replace non-standard aerator motor with Norweco OEM aeration motor; and
- 2. Take all necessary steps to eliminate the household sewage system from creating a public health nuisance and ensure the home sewage treatment system is functioning properly.

A list of authorized Norweco distributors was left in your front door with my business card.

You will be given until **August 31, 2023**, to comply with this Notice of Violation. A reinspection will be performed on or thereafter to verify compliance. If these violations are not corrected, this matter may result in further administrative enforcement, or criminal charges or a civil lawsuit being filed in the Franklin County Environmental Court.

Please feel free to contact this office if you have any questions. Your anticipated cooperation in this matter will be highly appreciated.

Sincerely,

James May, REHS

Public Health Nuisance-IDDE Program

JM/jm

C:

Plain Township Trustees



Franklin County Public Health 280 East Broad Street Columbus, Ohio 43215-4562 (614) 525-3160 www.myfcph.org

## Aerobic Treatment System Observation Report

Water Quality and IDDE Programs

Political Subdivision   Plant Term Ship   Discharge Property Address   STAT Surffless Rid Westerville Wass1   Document of System on the Property Owner   Linear Ship   Document of System on the Property Owner's Address   City/State/Zip   Owner's Address   Owner's Phone #   Linear System Manufacture   X   Stam Sewer   Road Ditch   Watercourse   Field Title   Discharge Point   X   Stam Sewer   Road Ditch   Watercourse   Field Title   Discharge Point   X   Stam Sewer   Road Ditch   Watercourse   Field Title   Discharge Point   X   Stam Sewer   Road Ditch   Watercourse   Field Title   Discharge Point   X   Stam Sewage Odor   Discharge Point   X   Stam Sewage   Road Ditch   Watercourse   Field Title   Discharge Point   X   Stam Sewage   Discharge	ublic Health WWW.ITI)	icpii.oig					
Location of System on the Property   Control   Side   Location of System on the Property   Front   Side   Location   Side   Location of System on the Property   Front   Side   Location of System on the Property   Front   Side   Location of System   Front   Side   Location of System   Front   Side   Location   Front				□ 1st Observation ★ 2nd Observation □ Additional Observation			
Owner's Phone #    502 - 791 - 461	Property Address		□ Front □ Side #	Location of System on the Property			
Owner's Address  System Description  System Manufacturer  M. Jet   Norweco   Multi-Flo   Aqua-Clear   Nayadic   Oldham   Other  Inspection Box Present   Discharge Point   Astorm Sewer   Road Ditch   Watercourse   Field Tile		a westerville 43081					
System Description  System Manufacturer    Verification   Mark   Verification   Ver		OAY					
System Manufacturer    Jet			City/State/Zip	City/State/Zip			
System Manufacturer   Jet	System Description						
Storm Sewer	System Manufacturer	□ Multi-Flo □ Aqua-Clea	r 🗆 Nayadic 🗆 Oldham	□ Other			
Motor   Missing Motor/Component   Mechanical Failure   Electrical Failure   Visible Dama  Aeration Chamber (Tank)   Sewage Odor   Floating Solids   High Liquid Level   Minadequate Aeration  Effluent   Sewage Odor   Gray Color   Black Color   Solids Present  Filter   Gray Liquid   Black Liquid   Solids Present   Blockage in the System   Blockage observed at    Additional Observations:  Aust Be "Jet" Motor. See list of distributors a tracked.  Action  No corrective action necessary at the time of this observation. Thank you.  Franklin County Public Health staff will return in   Adays to observe the system operations proceed to the items checked in the Observation section of this form. Please call the number listed below when repairs are completed.  The observations noted above will be referred to a Registered Sanitarian for further administrative enforcement pursuant to Ohio Administrative Code 3701-29 and/or Ohio Revised Code 3718.	· ·	□ Yes 💓 No 💮 🙀 Storm Sewer 🗆 Road Ditch 🗆 Watercourse 🗅 Field Tile					
Motor   Missing Motor/Component   Mechanical Failure   Electrical Failure   Visible Dama  Aeration Chamber (Tank)   Sewage Odor   Floating Solids   High Liquid Level   Minadequate Aeration  Effluent   Sewage Odor   Gray Color   Black Color   Solids Present  Filter   Gray Liquid   Black Liquid   Solids Present   Blockage in the System   Blockage observed at    Additional Observations:  Aust Be "Jet" Motor. See list of distributors a tracked.  Action  No corrective action necessary at the time of this observation. Thank you.  Franklin County Public Health staff will return in   Adays to observe the system operations proceed to the items checked in the Observation section of this form. Please call the number listed below when repairs are completed.  The observations noted above will be referred to a Registered Sanitarian for further administrative enforcement pursuant to Ohio Administrative Code 3701-29 and/or Ohio Revised Code 3718.	Observations = /	FTER-MARKET MOTOR .	NOT JET MOTOR				
Sewage Odor   Floating Solids   High Liquid Level   Anadequate Aeration    Effluent   Sewage Odor   Gray Color   Black Color   Solids Present    Filter   Gray Liquid   Black Liquid   Solids Present    Blockage in the System   Blockage observed at    Additional Observations:   Australia   See list of distributors attached.    Action   No corrective action necessary at the time of this observation. Thank you.    Franklin County Public Health staff will return in   days to observe the system operation    Please refer to the items checked in the Observation section of this form. Please call the number listed below when repairs are completed.    The observations noted above will be referred to a Registered Sanitarian for further administrative enforcement pursuant to Ohio Administrative Code 3701-29 and/or Ohio Revised Code 3718.	Motor			□ Visible Damage			
Sewage Odor   Gray Color   Black Color   Solids Present		⊐ Floating Solids 🗆 High Liqı	uid Level XInadequate	Aeration			
Gray Liquid Black Liquid Solids Present  Blockage in the System Blockage observed at		□ Gray Color □ Black Color	□ Solids Present				
Action  Action  No corrective action necessary at the time of this observation. Thank you.  Franklin County Public Health staff will return in		lack Liquid 🛮 Solids Presen	t				
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	administrative enfo	rcement pursuant to Ohio A					
Franklin County Public Health Statt   Phone#   Date			Phone#	Data			
JAMES MAY 1205 41029 7/19/23	and the second s	IIII SIGII	THORE#				

ATS Observation Report Rev\_3/2015

7/31 - NO Change met Nover Property w fave closure Will send NOV



FRANKLIN COUNTY PUBLIC HEALTH 280 E BROAD ST COLUMBUS, OH 43215 1-614-525-3160 www.myfcph.org

## Aerobic Treatment System Observation Report

Water Quality and IDDE Programs

Off-Lot Record #	Political Subdivision		101 0 10 10 11 11 11 11	2nd Observation			
51	PLAIN TWP		Additional Observa				
Property Address			Location of System or				
	ERVILLE, OH 43081		Front Side X	Rear			
Property Owner			Owner's Phone #				
GREGORY, LARRY			1-502-791-4611				
5221 SMOTHERS RD	Owner's Address		City/State/Zip WESTERVILLE, OH 43081				
			WESTERWILLE, SIT 40	,001			
System Description							
System Manufacturer  X Jet Norweco N	Multi-Flo	ear 🗌 Nayadic	Oldham Ot	her			
Inspection Box Present Yes X No							
Observations							
Motor  ☐ Missing Motor/Component ☐ Mechanical Failure ☐ Electrical Failure ☐ Visible Damage							
Aeration Chamber (Tank)							
Sewage Odor Floating Solids High Liquid Level Inadequate Aeration							
Effluent Sewage Odor Gray Color Black Color Solids Present							
Filter Gray Liquid Black Liquid Solids Present							
Blockage in the System  Blockage observed at							
Additional Observations Defer market motor Not Approved through oh, a Dept of Health.							
Needs to be a factory Jet Dumpthat is NSF Approvad							
Action							
No corrective action necessary at the time of this observation. Thank you.							
Franklin County Public Health staff will return in days to observe the system operation. Please refer to the items checked in the Observation section of this form. Please call the number listed below when repairs are completed.							
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Franklin County Public Health	Staff	Phone #		Date			
Show Chap		(614) 525-59	2	3-20-23			

7/7/23 after market, Nor-jet motor