

Franklin County Public Health
COMPLAINT INVESTIGATION FORM

ID #: 20230090

Date Received: 08/05/2023

9/5

Referred to: MAY, JAMES

By: MAY, JAMES M.

Type: SWO EVAPO OPERATION
Serv:

Nature: AFTER MARKET NORWECO-TYPE AERATOR

Location: RESIDENTIAL GALLOWAY	6578 CABIN CROFT LN 43119 PRAIRIE TWP	P.S.: PRA
Owner: JOSEPH A. RIVERS 6578 CABIN CROFT LN GALLOWAY, OH 43119	Complainant: FCPH 280 E BROAD ST COLUMBUS, OH 43215	

Date Investigated: 6/15/23 Orders Issued: YX N^{8/14/23} 2nd Date Orders Issued: 1/5/24

3rd Date Orders Issued: / / Board Orders Issued: / /

Law/Regulation(s) Violated: 3709-29-13(P)

Date Completed: / / Final Disposition:

Person(s) Contacted: Tracy Rivers (wife of owner)

Rechecks: 7/5/23, 7/6/23 / / / / / / / /

Findings and Actions:

7/5 - 4-5 cars at residence. No one answers door. Backyard gated for dogs

7/6 called Tracy Rivers to arrange time for reinspection

Tracy Rivers said I needed to speak w/ her husband, but refused
to give me his number. Tracy Rivers said they had used same
motor for 22 years & they were not changing.

James May

Signature of Investigator

2nd NOTICE OF VIOLATION

January 5, 2024

Joseph A. Rivers
6578 Cabin Croft Ln.
Galloway, OH 43119

RE: 6578 Cabin Croft Ln., Galloway, OH 43119
Prairie Township, Franklin County
Tax District #240 Parcel #006442

Dear Joseph A. Rivers:

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

An investigation of the septic system was conducted on June 15, 2023. At that time, I observed the following:

The Norweco aerator motor had been replaced with an 'after-market' aerator motor.

Ohio Revised Code Chapter 3709-29-13 (P) requires that any replacement parts or motor must come from the manufacturer of the original equipment. You cannot use any other parts to fix or replace your aerator motor even if it is advertised as compatible.

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

Repair/replace the Norweco aeration motor to working condition. After-market motors sold as 'Norweco Replacement' or 'Norweco Equivalent' aeration motors are UNAPPROVED.

You were initially given until September 5, 2023, to comply with a 1st Notice of Violation. However, an extension was granted until January, 2024. A reinspection will be performed on or shortly after January 19, 2024, to verify compliance.

Please contact Rachel Long, Kevin Craig (Franklin County Public Health, Water Quality) or me to arrange a convenient time for this reinspection.

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

1ST NOTICE OF VIOLATION

August 14, 2023

Joseph A. Rivers
6578 Cabin Croft Ln.
Galloway, Ohio 43119

RE: 6578 Cabin Croft Ln., Galloway, Ohio 43119
Prairie Township, Franklin County
Tax District #240 Parcel #006442

Dear Joseph A. Rivers:

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

An Investigation of the septic system was conducted on June 15, 2023. At that time, I observed:

The Norweco aerator motor had been replaced with an 'after-market' aerator motor.

Ohio Administrative Code Chapter 3709-29-13 (P) requires that any replacement parts or motor must come from the manufacturer of the original equipment. You cannot use any other parts to fix or replace your aerator motor even if it is advertised as compatible.

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


Repair/replace the Norweco aeration motor; 'After-market' motors sold as 'Norweco replacement' or 'Norweco Equivalent' aeration motors are UNAPPROVED.

You will be given until **September 5, 2023**, to comply with this Notice of Violation. A reinspection will be performed on or thereafter to verify compliance. You may contact Rachel Long, Kevin Craig, or myself to arrange a convenient time for this reinspection.

If this violation is 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, RS
Public Health Nuisance-IDDE Program

JM/jm

May, James M.

To: Tracy Rivers
Subject: Evapo-transpiration Mound Observation Report
Attachments: Sewage Treatment System Rules.pdf; Norweco Distributors.pdf

Hi, Mrs. Rivers,

Thank-you for speaking with me yesterday about the subject matter. I certainly appreciate your concerns and hope that I can 'clear up' any misunderstandings.

In Ohio, homeowners are required to replace their aeration motors with the manufacturer's original equipment. Please see **high-lighted section** in 1st attachment. Because your evapo-transpiration system uses a Norweco brand aerator motor, you must either repair the existing Norweco motor or replace the unit with another Norweco aerator motor.

Unfortunately, certain on-line retailers advertise their aerator motors as "Norweco compatible" or "Norweco Replacement Motor." These claims are unsupported. "After-market" motors are not permitted because the manufacturer has not submitted necessary information to the Ohio Department of Health demonstrating these after-market motors provide adequate treatment. For this reason, "after-market" motors—like the one currently in use—are not permitted. The 2nd attachment lists where Norweco aeration motors can be purchased.

This after-market motor must be replaced with a Norweco aeration motor no later than August 5, 2023. Please contact me to arrange a convenient time to re-inspect your evapo-transpiration mound.

I appreciate your cooperation. If you or Mr. Rivers have any questions, please feel free to contact me.

Regards,

James May
Franklin County Public Health



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

**Evapo-Transpiration
 Treatment System
 Observational Report**

Record # 5205	Political Subdivision PRAIRIE TWP	<input type="checkbox"/> 1st Observation <input type="checkbox"/> 2nd Observation <input type="checkbox"/> Additional Observation
Property Address 6578 CABIN CROFT LN GALLOWAY, OH 43119		Location of System on the Property <input type="checkbox"/> Front <input type="checkbox"/> Side <input checked="" type="checkbox"/> Rear
Property Owner JOSEPH A RIVERS		Owner's Phone # 614-546-9948
Owner's Address 6578 CABIN CROFT LN		City/State/Zip GALLOWAY, OH 43119

Observations

System Manufacturer <input type="checkbox"/> Jet <input checked="" type="checkbox"/> Norweco <input type="checkbox"/> Multi-Flo <input type="checkbox"/> Nayadic <input type="checkbox"/> Other		
Aerator Motor <input type="checkbox"/> Missing Motor/Component <input type="checkbox"/> Mechanical Failure <input type="checkbox"/> Electrical Failure <input type="checkbox"/> Visible Damage		
Aeration Chamber (Tank) <input type="checkbox"/> Sewage Odor <input type="checkbox"/> Floating Solids <input type="checkbox"/> High Liquid Level <input type="checkbox"/> Inadequate Aeration		
Dosing Pump <input checked="" type="checkbox"/> Functional <input type="checkbox"/> Non Functional		Damaged Seals or Pipes <input type="checkbox"/> Dosing Chamber <input type="checkbox"/> Pressurized Pipe
Trench Inspection Box <input type="checkbox"/> Present <input type="checkbox"/> Not Present <i>NOT FOUND</i>		Trench Vents <i>NOT FOUND</i> <input type="checkbox"/> Present <input type="checkbox"/> Not Present
Vegetation Present <input type="checkbox"/> Yes <input type="checkbox"/> No	Trees Present <input type="checkbox"/> Yes <input type="checkbox"/> No	Required # of Trees Present (16 per 100 feet) <input type="checkbox"/> Yes <input type="checkbox"/> No
Curtain Drain Present <input type="checkbox"/> Yes <input type="checkbox"/> No	Curtain Drain Water Quality <input type="checkbox"/> No Water Present <input type="checkbox"/> Clear <input type="checkbox"/> Gray Color <input type="checkbox"/> Black Color	
Effluent or Sewage Observed on the Ground <input type="checkbox"/> Yes <input type="checkbox"/> No		Residence Occupied <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown
Additional Observations <i>please remove weeds</i> <input checked="" type="checkbox"/> <i>AFTER-MARKET MOTOR NOT APPROVED & NOT RUNNING. MUST BE NORWECO</i>		

Action

<input type="checkbox"/> No corrective action necessary at the time of this observation. Thank you.		
<input checked="" type="checkbox"/> Franklin County Public Health staff will return in <u>14</u> 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.		
<input type="checkbox"/> 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.		
Franklin County Public Health Staff <i>JAMES MMY</i>	Phone # (614) 525- <i>4928</i>	Date <i>6/15/23</i>

trivers7@gmail.com (over)