

Franklin County Public Health  
COMPLAINT INVESTIGATION FORM

ID #: 20240103

Date Received: 08/13/2024

Referred to: MAY, JAMES

By: MAY, JAMES M.

Type: NUS NUISANCE SEWAGE-RESIDENTIAL  
Serv:

Nature: AFTER-MARKET AERATOR FOR ET MOUND

Location: RESIDENTIAL NEW ALBANY	7428 BEVELHYMER RD 43054 NEW ALBANY	P.S.: NA
Owner: TOBY J THUNBERG & SALLY HENRY 7428 BEVELHYMER RD NEW ALBANY, OH 43054 1-614-975-2002	Complainant: FCPH , OH	

Date Investigated: 6/14/24 Orders Issued: Y\_\_N\_\_ 2nd Date Orders Issued: \_\_/\_\_/\_\_

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

Law/Regulation(s) Violated: 3701-29

Date Completed: \_\_/\_\_/\_\_ Final Disposition: \_\_\_\_\_

Person(s) Contacted: Sally Henry (owner)

Rechecks: \_\_/\_\_/\_\_ \_\_/\_\_/\_\_ \_\_/\_\_/\_\_ \_\_/\_\_/\_\_ \_\_/\_\_/\_\_

Findings and Actions: \_\_\_\_\_

6/14/24 met Ms. Henry at property. Explained problem w/after-market motor. Mrs.

Henry said she needed a month to comply because of very busy schedule (family).

8/12/24 - Texted Sally Henry. No change. Told Sally Henry must replace after market

motor by 9/2/24 or will send NOV.

9/4/24 -> Sally Henry called father Ralph (boss) + said she did not want

me on her property any more.

JAMES MAY REAS

Signature of Investigator

## 1<sup>st</sup> NOTICE of VIOLATION

August 13, 2024

Toby J. Thunberg & Sally Henry  
7428 Bevelhymer Road  
New Albany, Ohio 43054

RE: 7428 Bevelhymer Rd., New Albany, OH 43054  
Plain Township, Franklin County  
Tax District #222 Parcel #001995

Dear Toby J. Thunberg & Sally Henry:

Franklin County Public Health has inspected the property located at the above-referenced address.

An investigation of the septic system was conducted on **June 4, 2024**. 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 actions are required:

1. Repair the Jet aerator motor or replace non-standard aerator motor with a Jet OEM aeration motor;
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.

Enclosed, please find a list of authorized Norweco distributors and Ohio Administrative Code 3701-29-13(P).

You will be given until **September 2, 2024**, 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

iMessage

Mon, Aug 12, 2:19 PM

Hi, Mrs. Thunberg,  
I wanted to check on the  
Norweco aerator motor. You  
requested that I delay following  
up with you until August. If you  
are having difficulties finding  
an OEM motor, I can provide  
you with a list of distributors.  
James May  
Franklin County Public Health

I am working with AB  
Sanitation regarding this also  
Ohio State starts next Tuesday  
along w New Albany and my  
Moms 80th birthday is this  
week along with my daughters  
20th...i am seeing a light  at  
the ending the tunnel

I spoke to them last week

Moms 80th birthday is this week along with my daughters 20th...i am seeing a light 💡 at the ending the tunnel

I spoke to them last week

Tue, Aug 13, 9:03 AM

Please ask A&B to 'put a rush' on your job.

Because it had already been 2 months, I must send out a Notice of Violation. The OEM motor needs to be operational on or before September 2.

Thanks in advance for your cooperation.

James May  
Franklin County Public Health

Delivered



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

# Evapo-Transpiration Treatment System Observational Report

222-001995

<b>Record #</b> 5526	<b>Political Subdivision</b> NEW ALBANY	<input type="checkbox"/> 1st Observation <input type="checkbox"/> 2nd Observation <input type="checkbox"/> Additional Observation
<b>Property Address</b> 7428 BEVELHYMER RD NEW ALBANY, OH 43054		<b>Location of System on the Property</b> <input checked="" type="checkbox"/> Front <input type="checkbox"/> Side <input type="checkbox"/> Rear
<b>Property Owner</b> TOBY J THUNBERG & SALLY HENRY		<b>Owner's Phone #</b> 0-614-975-2002
<b>Owner's Address</b> 7428 BEVELHYMER RD		<b>City/State/Zip</b> NEW ALBANY, OH 43054

## Observations

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

## 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 MAY</i>	Phone # <i>(614) 525-4928</i>	Date <i>6/4/24</i>