



State of Ohio Environmental Protection Agency

STREET ADDRESS:

Lazarus Government Center
122 S. Front Street
Columbus, Ohio 43215

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MAILING ADDRESS:

P.O. Box 1049
Columbus, OH 43216-1049

CERTIFIED MAIL

Issuance Date: August 2, 2006
Effective Date: August 2, 2006

Mark Fross
554 Hidden Harbor Drive
Fairport Harbor, OH 44077

Re: Suspension of Certificate:
Class I Wastewater Treatment certificate No. WW1-1012722-85

Dear Mr. Fross:

Pursuant to rule 3745-7-12 of the Ohio Administrative Code (OAC), copy attached, I hereby propose that your Class I Wastewater Treatment certificate No. WW1-1012722-85, issued on 12/6/1985, being renewed thereafter, be suspended for a period of 10 days beginning on the effective date indicated above.

The action is proposed due to your negligent submittal of misleading, inaccurate, or false reports to Ohio EPA. The actions for which this suspension is based involve a violation of OAC Rule 3745-7-12(A)(3), including:

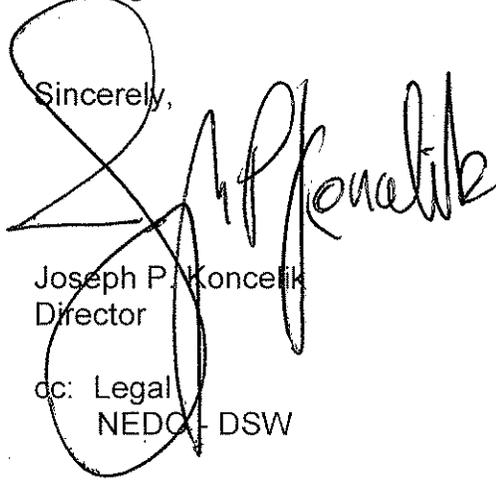
The submission of a renewal application indicating that you had completed twelve (12) Director approved contact hours by January 25, 2005. A review of subsequent documentation indicates that you actually completed the required number of Director approved contact hours on March 15, 2006.

Your certificate will be suspended for ten (10) days following the effective date of this order. During the suspension you shall not act as the operator in responsible charge of any wastewater works. Upon completion of the ten (10) day suspension you may once again act as the operator in responsible charge of a wastewater works.

Bob Taft, Governor
Bruce Johnson, Lieutenant Governor
Joseph P. Koncicki, Director

If you wish to challenge this proposed action, you must request an adjudication hearing within thirty (30) days of the date of issuance of this action. At such hearing, you may appear in person or be represented by an attorney permitted to practice before this Agency, and you may present evidence at such hearing and examine witnesses. Request for hearings shall be in writing and sent to the Hearing Clerk, Ohio Environmental Protection Agency, at the above address.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read 'J. P. Koncelik', is written over the typed name and extends upwards into the 'Sincerely,' line.

Joseph P. Koncelik
Director

cc: Legal
NEDC - DSW