

Trumbull County

**PUBLIC NOTICE  
PROPOSED CONSENT ORDER**

The Ohio Environmental Protection Agency (Ohio EPA) and Broad Meadow Estates Phase I, LLC, et.al. ("Defendants") have entered into a proposed Consent Order to resolve the Complaint filed in the Trumbull County Court of Common Pleas, Case Number 2011 CV 1033. The Complaint alleged that the Defendants caused or allowed clearing, grading, excavating, grubbing and/or filling activities on a 22 acre residential development located on McCleary-Jacoby Road in Bazetta Township, Trumbull County, Ohio without any permits or other certifications required by Ohio law. The Complaint also alleged that the Defendants caused pollution and/or caused waste to be placed into two unnamed tributaries of Mosquito Creek and wetlands at the property. The proposed Consent Order requires Defendants to comply with all applicable provisions of R.C. Chapter 6111 and the General Storm Water Permit. In addition, the proposed Consent Order requires Defendants to develop and implement a Stormwater Pollution Prevention Plan and pay a civil penalty of twenty eight thousand dollars (\$28,000). Defendants agree to the placement of a judgment lien of five thousand dollars (\$5,000) of the total penalty on currently owned parcels.

The complete public notice, including instructions for requesting information or submitting comments, may be obtained at: <http://www.epa.ohio.gov/legal/notice.aspx> or by contacting: Hearing Clerk, Ohio EPA, P.O. Box 1049, 50 W. Town St., Columbus, OH 43216. Phone: 614-644-2129 Email: [HClerk@epa.state.oh.us](mailto:HClerk@epa.state.oh.us)

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Copies of the proposed Consent Order can be obtained from the Ohio EPA, Northeast District Office, by calling the Division of Surface Water Enforcement Supervisor at (330) 963-1200 or by writing to:

Ohio EPA-NEDO  
Division of Surface Water  
Attn: Enforcement Supervisor  
2110 E. Aurora Road  
Twinsburg, Ohio 44087

Written comments should be submitted to Ohio EPA at the above address on or before **November 28, 2013**.

The final approval and entry of the proposed Consent Order will not occur until after the thirty (30) day public comment period has expired. The thirty day period commences on **October 29, 2013**. The State of Ohio and Broad Meadow Estates Phase I, LLC, et.al. reserve the right to withdraw or alter the proposed Consent Order based on comments received during the public comment period.