

December 27, 2019

CERTIFIED MAIL NO: 7019 0160 0000 7352 9253

Eugene Nicholas
P.O. Box 33
Loganton, PA 17747

And

CERTIFIED MAIL NO: 7019 0160 0000 7352 9260

R.C. Bowman, Inc.
7436 Nittany Valley Road
Mill Hall, PA 17751

Re: Notice of Violation
Location: East Valley Road (41.047544° N, -77.248936° W)
Greene Township, Clinton County

Dear Mr. Nicholas and R.C. Bowman, Inc.:

On October 4 and December 17, 2019, Clinton County Conservation District representatives conducted a complaint and follow-up inspection of the beef barn construction and land clearing activities located along East Valley Road, Loganton, at 41.047544° N, -77.248936° W ("Site"). The District observed construction of a new barn, an access road, and general grubbing/grading, encompassing approximately 5.8 acres in total. It was estimated that approximately 3.8 acres of earth disturbance had occurred at the Site while clearing forest for the creation of pasture, while approximately 2.0 acres of earth disturbance was associated with the barn construction and access. A National Pollutant Discharge Elimination System (NPDES) Permit for stormwater discharges associated with construction activities had not been obtained for the earth disturbance activity.

The Department has determined the following violations of the Clean Streams Law, 35 P.S. § 691.1 *et seq.* and the rules and regulations promulgated thereunder occurred as follows:

- Failure to obtain an NPDES Permit for Stormwater Discharges Associated with Construction Activities [§102.5(a)].

Violations of the Clean Streams Law and the Department's Rules and Regulations under the law are subject to penalties provided within the law and should be corrected immediately.

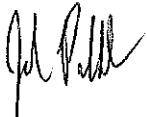
Corrective Actions:

- 1.) Please cease all construction activity and provide temporary or permanent stabilization to all disturbed areas at the Site.
- 2.) Please contact Andrew Ross of the Department at 570.321.6575 by January 9, 2020 to arrange an administrative meeting which should occur prior to January 24, 2020.
- 3.) Please submit an Individual NPDES Permit application for discharges associated with construction activities to the Department and Clinton County Conservation District for review; this should be submitted by April 30, 2020, unless otherwise agreed to, in writing, by the Department.

This Notice of Violation is neither an order nor any other final action of the Department of Environmental Protection. It neither imposes nor waives any enforcement action available to the Department under any of its statutes. If the Department determines that an enforcement action is appropriate, you will be notified of the action.

If you have any questions concerning this letter, please feel free to contact me at 570.327.3667, or Tony Liguori at 570.327.3592.

Sincerely,



Jared Prokopchak
EP Compliance Specialist
Waterways & Wetlands Program

Enclosure: Clinton County Conservation District Inspection Report No. 2

cc: Clinton County Conservation District
S. Putt
A. Liguori
A. Ross
File