

# City of NAPOLEON, OHIO

255 RIVERVIEW AVENUE, P.O. BOX 151  
NAPOLEON, OHIO 43545-0151  
(419) 592-4010



November 27, 1995

Mayor  
Robert G. Heft

Mr. Jagdev Grewal, Owner  
NATCO Truck Plaza  
2145 Co. Rd. 12  
Napoleon, Ohio 43545

1270  
Independence  
Dr.

Members of Council  
John E. Church, President  
Michael J. DeWit  
James Hershberger  
Sarah Peper  
Terri A. Williams  
Travis B. Sheaffer  
Dennis Filgor

Re: Napoleon Truck Plaza  
Parking Lot

City Manager  
Marc S. Gerken

Dear Mr. Grewal:

Finance Director  
Gregory J. Heath

Enclosed please find one (1) marked-up copy of the site plan submitted by Gerken Paving for the proposed improvements. Also enclosed is a photocopy of the record drawing for the storm sewer constructed on the north side of Industrial Drive. Please have this existing storm sewer, including relative elevations, shown on the site plan. In a meeting held with Mr. Brent Gerken, he indicated that a berm would be constructed to prevent additional run-off from the site from entering the right-of-way for Route 24. Please also show the berm on the site plan. A letter of plan approval will be issued upon receipt of these revisions.

Law Director  
David M. Grahn

City Engineer  
Adam C. Hoff, P.E.

Based on the site plan submitted, I have estimated the run-off from your property to be approximately nine (9) cubic feet per second (CFS) for a five (5) year storm event. The existing fifteen (15) inch storm outlet constructed by the City and tapped into by your sewer has a capacity 3.7 CFS. Storm water contributions will also come from the two (2) catch basins to the east of the outlet as well as the Napoleon Warehouse parking lot. Due to the fact that other developments have been allowed to tie into this outlet without providing on-site retention, I do not believe that it would be proper for the City to require you to do so either. However, the fifteen (15) inch storm outlet was sized to drain the road right-of-way only. Therefore, I must inform you that

Mr. Jagdev Grewal, Owner  
Page Two  
November 27, 1995

flooding of your parking area may occur during and shortly after rain events and the City cannot be held responsible for damages which could result from this flooding. Furthermore, any future upgrades to the storm sewer system in this area will be performed at the sole expense of the property owners benefiting from the improvements.

Finally, due to your prompt response to my letter of November 22, 1995 and our telephone conversation of November 27, 1995, it is my recommendation that the City of Napoleon not pursue any legal action against you at this time.

If you have any questions, please call me.

Yours truly,



Adam C. Hoff, P.E.  
City Engineer

ACH:rd  
Enclosure

cc: Mr. Brent Gerken, Gerken Paving, Inc.  
Mr. David Grahn, Law Director  
Mr. Brent Damman, Bldg/Zoning Administrator

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# City of NAPOLEON, OHIO

255 RIVERVIEW AVENUE, P.O. BOX 151  
NAPOLEON, OHIO 43545-0151  
(419) 592-4010



November 22, 1995

Mayor  
Robert G. Heft

Mr. Jagdev Grewal, Owner  
NATCO Truck Plaza  
2145 County Road 12  
Napoleon, Ohio 43545

Re: Napoleon Truck Plaza  
Parking Lot

Members of Council  
John E. Church, President  
Michael J. DeWit  
James Hershberger  
Sarah Peper  
Terri A. Williams  
Travis B. Sheaffer  
Dennis Filgor

Dear Mr. Grewal:

Enclosed please find one copy of my letter dated November 3, 1995, which furnished you with the minimum requirements for the submittal of a site plan and Chapter 90 of the City of Napoleon Code of Ordinances. The purpose of this letter is to inform you that you are currently in violation of Chapter 90 due to the fact that construction of the proposed parking lot and storm drainage improvements are underway without the submission of a site plan and the issuance of a construction permit by the City. A connection to the City storm sewer under Industrial Drive was made by Gerken Paving on or before November 17, 1995, in violation of the law.

City Manager  
Marc S. Gerken

We therefore inform you that no further construction activities shall occur until after a site plan has been submitted and a permit issued by the City of Napoleon. If these steps are not taken or you do not respond by November 29, 1995, we will be forced to exercise the penalties set forth in Paragraph 90.99(C), retroactive to November 17, 1995.

Finance Director  
Gregory J. Heath

Law Director  
David M. Grahn

If you have any questions, please call me.

City Engineer  
Adam C. Hoff, P.E.

Yours Truly,

Adam C. Hoff, P.E.  
City Engineer

ACH:ka

cc: Mr. Brent Gerken, Gerken Paving, Inc.  
Mr. Marc S. Gerken, City Manager  
Mr. David Grahn, City Law Director  
Mr. Brent Damman, Building/Zoning Administrator

# City of NAPOLEON, OHIO

255 RIVERVIEW AVENUE, P.O. BOX 151  
NAPOLEON, OHIO 43545-0151  
(419) 592-4010



November 3, 1995

Mr. Jagdev Grewal, Owner  
NATCO Truck Plaza  
2145 Co. Rd. 12  
Napoleon, Ohio 43545

Mayor  
Robert G. Heft

Re: Napoleon Truck Plaza  
Parking Lot

Members of Council  
John E. Church, President  
Michael J. DeWit  
James Hershberger  
Sarah Peper  
Terri A. Williams  
Travis B. Sheaffer  
Dennis Filgor

Dear Mr. Grewal:

It has come to our attention that you intend to pave the existing stone parking lot at the Napoleon Truck Plaza. The City of Napoleon requires that a site plan and general work plan be submitted for approval prior to the construction of such improvements. The site plan must contain, at a minimum:

City Manager  
Marc S. Gerken

Finance Director  
Gregory J. Heath

Law Director  
David M. Grahn

City Engineer  
Adam C. Hoff, P.E.

1. Plan view showing existing and proposed elevations.
2. A cross-section of the proposed pavement.
3. Any proposed storm sewer in plan and profile.
4. On-site storm water retention, if required.

Our concerns stem from the drainage problems which currently exist in this area of the City and the fact that paving the parking lot will increase the storm runoff from your property. We also have concerns in regards to the increased potential for fuel or oil spills to reach the local drainage system. Therefore, prior to the commencement of paving, a site plan will need to be reviewed and approved by the City.

If you should have any questions, please call us.

Yours truly,

Adam C. Hoff, P.E.  
City Engineer

ACH:rd

cc: Mr. Brent Damman, Bldg./Zoning Administrator

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CHAPTER 90: STREETS AND SIDEWALKS

Section

- 90.01 Excavations
- 90.02 Permit
- 90.03 Deposit
- 90.04 Refilling and restoration
- 90.05 Barriers and lights
- 90.06 Exceptions
- 90.07 Costs for vacation of streets and alleys
- 90.08 Fees retained by city
- 90.09 Curbs, driveways, and sidewalks required to be kept clean and clear; snow and ice removal
- 90.10 Temporary closing of streets, alleys, and parking lots
- 90.11 Construction and repair
- 90.12 Payment of costs arising from construction and repair
  
- 90.99 Penalty

**§ 90.01 EXCAVATIONS.**

No person shall make any excavation, opening, or otherwise break into any street, sidewalk, alley, or public grounds for the purpose of connecting any water or gas line, sewer or drain, cable or conduit, or for any other purpose, without first having obtained a permit in writing from the city engineer. ('65 Code, § 50.01) Penalty, see § 90.99

**§ 90.02 PERMIT.**

Each permit shall be confined to a single project and application shall be made giving the exact location of the proposed opening, the kind of paving, area and depth to be excavated, and the purpose. ('65 Code, § 50.02) Penalty, see § 90.99

**§ 90.03 DEPOSIT.**

The permit shall be issued only after a cash deposit has been posted, sufficient to cover the cost

of restoration and conditioned upon prompt and satisfactory refilling and restoration of all surfaces disturbed. ('65 Code, § 50.03) Penalty, see § 90.99

**§ 90.04 REFILLING AND RESTORATION.**

All work shall be performed under the direction and to the satisfaction of the superintendent of public works and, upon failure to refill the excavation and restore the surface and remove all excess materials within the time specified or within a reasonable time after commencement of the work, the superintendent may proceed without notice to make such fill and restoration, and all or such part of the deposit as shall be required to cover the cost thereof shall be deemed forfeited. ('65 Code, § 50.04) Penalty, see § 90.99

**§ 90.05 BARRIERS AND LIGHTS.**

Such excavations or openings shall be kept fully barricaded at all times, and during the nighttime shall be illuminated to the satisfaction of the superintendent. ('65 Code, § 50.05) Penalty, see § 90.99

**§ 90.06 EXCEPTIONS.**

The provisions of this chapter shall not apply to persons in the employ of the city or engaged by the city in making public improvements in such streets and public grounds. ('65 Code, § 50.06)

**§ 90.07 COSTS FOR VACATION OF STREETS AND ALLEYS.**

All applications for vacation of streets and alleys filed shall be accompanied by a fee computed as follows:

(A) The full cost of publication of the ordinances for vacation of said street or alley, and all legislation costs.

(B) Petitions for vacating streets, avenues, ways, places, alleys, and the like shall be accompanied by a fee as follows: The owners of benefited property must pay, as part of the expenses involved, the larger of the following 2 amounts per square foot vacated:

## Napoleon - General Regulations

(1) The amount of \$.10 per square foot vacated, or

(2) That amount per square foot vacated which is equal to twice the average tax value per square foot of the land only which immediately abuts the vacated portion upon both sides; together with the costs of restoring or moving paving, curbing, sidewalks, grading, and the like. Until these charges are paid, council shall not enact legislation to vacate. ('65 Code, § 50.07)

#### § 90.08 FEES RETAINED BY CITY.

Such fees shall be retained by the city pending action of the council thereon, and if the street or alley is vacated, the city shall retain the moneys as fees, and if vacation of the street or alley is not granted, the fees shall be returned to the applicant or depositor of the fees. ('65 Code, § 50.08)

#### § 90.09 CURBS, DRIVEWAYS, AND SIDEWALKS REQUIRED TO BE KEPT CLEAN AND CLEAR; SNOW AND ICE REMOVAL.

(A) For the purpose of this section the following definitions shall apply unless the context clearly indicates or requires a different meaning.

(1) **ABUTTING.** Bordering or adjoining.

(2) **CURB.** A constructed border along the paved portion of the right-of-way used by vehicles.

(3) **DRIVEWAY.** A private roadway or storage area for vehicles, connected with the paved portion of the street and providing ingress to and egress from private property.

(4) **LOT.** A parcel of land having fixed boundaries.

(5) **PERSON.** Any individual, corporation (excluding a municipal corporation), association, partnership, estate, trust, firm, company, or any combination thereof.

(6) **RIGHT-OF-WAY.** An area of land duly dedicated or held by the city for the free and unobstructed passage of citizens, including paved streets, parking strips, curbs, driveways, sidewalks, alleys, or other public thoroughfares within its limits.

(7) **SIDEWALK.** The paved portion of the right-of-way intended for use by pedestrians.

(8) **SIDEWALK.** The entire paved width between the boundary lines of a right-of-way open for vehicular traffic.

(B) Every person who is an owner or occupant of abutting lots and lands in the city shall keep the curbs, driveways, and sidewalks clean and free from all accumulations of dirt, rubbish, and debris.

(C) Every person who is an owner or occupant of abutting lots and lands in the city shall keep the curbs, driveways, and sidewalks clean and free from all accumulations of ice, snow, and all combinations thereof within 24 hours after cessation of the accumulation. If, for any reason, such person cannot remove, or cause to be removed, all of the ice, snow, or combination thereof which adheres to the curb, driveway, or sidewalk, such person shall cover the surface of the curb, driveway, or sidewalk with a coating of sand, ash, or other substance as may be necessary to render travel safe and convenient. (Ord. 19-88, passed 4-4-88)

#### § 90.10 TEMPORARY CLOSING OF STREETS, ALLEYS, AND PARKING LOTS.

The City Manager is authorized to establish procedures for and to grant the temporary closing of streets, alleys, highways, and parking lots, or designated portions thereof, in the city upon determination by the City Manager that the public peace and safety will not be adversely affected thereby and, in the event such closing prevents or limits the use of public parking, that a substantial portion of adjacent property owners and/or users consent thereto.

(Ord. 60-88, passed 10-3-88)

#### § 90.11 CONSTRUCTION, RECONSTRUCTION, REPAIR AND REPLACEMENT OF SIDEWALKS, DRIVEWAYS AND ABUTTING IMPROVEMENTS

(A) For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

(1) **ABUTTING IMPROVEMENT.** A bordering or adjoining curb, gutter, drainage structure, highway, street or alley situated within the right-of-way.

(2) **CITY ENGINEER.** The city engineer of Napoleon, Ohio or his authorized representative.

(3) **CURB.** A construction border along the paved portion of the right-of-way used by vehicles.

(4) **DOWNTOWN AREA.** That area of the city which is bounded on the west by Scott Street, on the south by the northerly bank of the Maumee River, on the east by Monroe Street and on the north by the buildings which front on the north side of Clinton Street, as more fully described and delineated on the map that is attached to Ord. 48-90 as Exhibit B, which is on file in the city offices and is incorporated herein by reference.

(5) **DRIVEWAY.** A private roadway or storage area for vehicles, connected with the paved portion of the street and providing ingress to and egress from private property.

(6) **PERSON.** Any individual, corporation (excluding a municipal corporation), association, partnership, estate, trust, firm, company, or any combination thereof.

(7) **RIGHT-OF-WAY.** An area of land dedicated to or held by the city for the free and unobstructed passage of individuals, including paved streets, parking strips, curbs, highways, driveways, sidewalks, alleys, and other public thoroughfares within its limits.

(8) **SIDEWALK.** The paved portion of the right-of-way intended for use by pedestrians.

(B) The city adopts the designs, plans and specifications for sidewalks, driveways and abutting improvements thereto, which are situated in the downtown area and within the right-of-way, as prepared and submitted by McDonnell Proudfoot & Associates, Inc. and set forth in its documents dated 2-2-90 that are attached to Ord. 48-90 as Exhibit A, which are on file in the city offices and are incorporated herein by reference.

(C) Said designs, plans and specifications shall be the city's standards for the construction, reconstruction, repair and replacement of all sidewalks, driveways and abutting improvements thereto, which are situated in the downtown area and within the right-of-way.

(D) No person, except an employee of the city or a person having a contract with the city for the

construction, reconstruction, repair or replacement of any sidewalk, driveway or abutting improvement thereto, shall construct, reconstruct, repair or replace any sidewalk, driveway or abutting improvement thereto, or any portion thereof, which is situated in the downtown area and within the right-of-way, unless a permit therefor has been issued in writing by the city engineer, for which permit no fee shall be charged. The permit shall state the location and description of the work to be performed and shall be issued only after the city engineer certifies that the proposed work is in accordance with the provisions of this section.

(E) All work shall conform to the latest construction standards and specifications of the city and the 1987 Ohio Department of Transportation Construction and Material Specifications. (Ord. 48-90, passed 4-16-90) Penalty, see § 90.99

**§ 90.12 PAYMENT OF COSTS ARISING FROM CONSTRUCTION AND REPAIR.**

(A) For the purpose of this section, the following definition shall apply unless the context clearly indicates or requires a different meaning.

**ABUTTING IMPROVEMENTS.** Curbs, gutters, drainage structures, catchbasins, highways, streets and alleys.

(B) The city shall participate in the payment of costs for or arising from the construction, reconstruction, repair or replacement of sidewalks, driveways and abutting improvements thereto, which are situated in the city and within the public right-of-way, by paying all reasonable and necessary costs of such abutting improvements, but only if such work and such costs are first approved by resolution of the city council and sufficient funds therefor have been appropriated by the city. Nothing contained herein shall prohibit any person from paying all or any portion of such costs that the city might otherwise pay pursuant to this division.

(C) All such participation by the city in the payment of such costs shall be in compliance with the prevailing wage laws of the state, as the same may be amended from time to time.

(D) In those cases in which the city council determines it is in the best interest of the city to do so, the city may participate in the payment of such costs without advertising and competitive bidding. The fact that advertising and competitive bidding are being eliminated and the reasons why it is in the city's best interest to do so shall be stated in any resolution specifically authorizing such participation. (Ord. 49-90, passed 4-16-90)

**§ 90.99 PENALTY.**

(A) Any person making or causing an opening to be made, without having obtained a permit as required herein or failing to sufficiently barricade or illuminate such opening, shall be guilty of a misdemeanor and shall be fined not more than \$50 for each offense.

(B) Whoever violates § 90.09 (B) or (C) is guilty of a minor misdemeanor and, upon conviction thereof, shall be fined not more than \$100. Each day that a violation exists or continues to exist shall constitute a separate offense and shall be punishable accordingly. (Ord. 19-88, passed 4-4-88)

(C) Whoever violates § 90.11 of this chapter, or causes the same to be violated, is guilty of a minor misdemeanor and, upon conviction thereof, shall be fined not more than \$100. Each day that a violation exists or continues to exist shall constitute a separate offense and shall be punishable accordingly. (Ord. 48-90, passed 4-16-90)





State of Ohio Environmental Protection Agency

**Northwest District Office**

347 North Dunbridge Road  
Bowling Green, Ohio 43402  
(419) 352-8461 FAX (419) 352-8468

George V. Voinovich  
Governor

Re: Henry County  
Storm Water  
Industrial

November 16, 1995

Mr. Adam Hoff  
City of Napoleon Engineer  
255 Riverview Avenue  
Napoleon, Ohio 43545

Dear Mr. Hoff:

Per our conversation of November 8, 1995, I am enclosing information regarding Storm Water Regulations. As there are several regulations that apply, I will give the regulation numbers and a brief summary of their contents.

**1987 Clean Water Amendments** - Added Section 301 and 402(p) to the Clean Water Act. Established a time table for regulating point source discharges and storm water runoff.

**Federal Register November 16, 1990** - U.S. EPA's final rule regarding NPDES Permit Application Regulations for Storm Water. These are outlined in 40 CFR 122, 123, and 124.

**ORC 6111** - Describes authority of the Director of the Ohio EPA. The discharge of sewage, industrial waste, and other wastes into surface water or ground water is prohibited except in accordance with a NPDES permit.

**OAC 3745-1** - Ohio's Water Quality Standards (WQS)- Gives numerical limits and narrative conditions for water quality.

I have enclosed 40 CFR 122.26 which details those industrial activities that are required to obtain an NPDES permit for their storm water discharge. Along with the listed industrial activities, entities designated by the Director as violating Water Quality Standards may be required to obtain permit coverage. I have also enclosed a section of OAC 3745-1 for your perusal.

Truck stops and retail fueling areas are not required under 40 CFR 122.26 to obtain a NPDES permit for their storm water discharges. As an Agency, we recommend that such businesses consider the impact of their runoff and the use of Best Management Practices (BMPs), such as Water Quality Ponds and oil/water separators. If any facility violates WQS, they may be required to obtain an NPDES permit and to implement such BMPs.

If you should have any comments concerning the Storm Water Program, please call me at the Ohio EPA Northwest District Office. My phone number is (419)-373-3009.

Sincerely,

Lynette M. Browder,  
Division of Surface Water

/cs  
Enclosure

pc: NWDO File



Printed on recycled paper

(revised 12/93)

OAC

3745-1-04 Criteria applicable to all waters.

The following general water quality criteria shall apply to all surface waters of the state including mixing zones. To every extent practical and possible as determined by the director, these waters shall be:

- (A) Free from suspended solids or other substances that enter the waters as a result of human activity and that will settle to form putrescent or otherwise objectionable sludge deposits, or that will adversely affect aquatic life;
- (B) Free from floating debris, oil, scum and other floating materials entering the waters as a result of human activity in amounts sufficient to be unsightly or cause degradation;
- (C) Free from materials entering the waters as a result of human activity producing color, odor or other conditions in such a degree as to create a nuisance;
- (D) Free from substances entering the waters as a result of human activity in concentrations that are toxic or harmful to human, animal or aquatic life and/or are rapidly lethal in the mixing zone;
- (E) Free from nutrients entering the waters as a result of human activity in concentrations that create nuisance growths of aquatic weeds and algae.

Effective: April 4, 1985  
Promulgated under: RC Chapter 119  
Rule amplifies: RC Section 6111.041  
Prior effective date: 2/14/78

**DEFINITION OF STORM WATER DISCHARGE ASSOCIATED WITH INDUSTRIAL ACTIVITY  
(40 CFR 122.26(b)(14))**

"Storm water discharge associated with industrial activity" means the discharge from any conveyance which is used for collecting and conveying storm water and which is directly related to manufacturing, processing or raw materials storage areas at an industrial plant. The term does not include discharges from facilities or activities excluded from the NPDES program under 40 CFR Part 122. For the categories of industries identified in subparagraphs (i) through (x) of this subsection, the term includes, but is not limited to, storm water discharges from industrial plant yards; immediate access roads and rail lines used or traveled by carriers of raw materials, manufactured products, waste material, or by-products used or created by the facility; material handling sites; refuse sites; sites used for the application or disposal of process waste waters (as defined at 40 CFR 401); sites used for the storage and maintenance of material handling equipment; sites used for residual treatment, storage, or disposal; shipping and receiving areas; manufacturing buildings; storage areas (including tank farms) for raw materials, and intermediate and finished products; and areas where industrial activity has taken place in the past and significant materials remain and are exposed to storm water. For the categories of industries identified in subparagraph (xi), the term includes only storm water discharges from all the areas (except access roads and rail lines) that are listed in the previous sentence where material handling equipment or activities, raw materials, intermediate products, final products, waste materials, by-products, or industrial machinery are exposed to storm water. For the purposes of this paragraph, material handling activities include the: storage, loading and unloading, transportation, or conveyance of any raw material, intermediate product, finished product, by-product or waste product. The term excludes areas located on plant lands separate from the plant's industrial activities, such as office buildings and accompanying parking lots as long as the drainage from the excluded areas is not mixed with storm water drained from the above described areas. Industrial facilities (including industrial facilities that are Federally, State, or municipally owned or operated that meet the description of the facilities listed in this paragraph (b)(14)(i)-(xi) of this section) include those facilities designated under the provisions of 122.26(a)(1)(v). The following categories of facilities are considered to be engaging in "industrial activity" for purposes of this subsection:

- (i) Facilities subject to storm water effluent limitations guidelines, new source performance standards, or toxic pollutant effluent standards under 40 CFR Subchapter N (except facilities with toxic pollutant effluent standards which are exempted under category (xi) of this paragraph);
- (ii) Facilities classified as Standard Industrial Classifications 24 (except 2434), 26 (except 265 and 267), 28 (except 283 and 285) 29, 311, 32 (except 323), 33, 3441, 373;
- (iii) Facilities classified as Standard Industrial Classifications 10 through 14 (mineral industry) including active or inactive mining operations (except for areas of coal mining operations no longer meeting the definition of a reclamation area under 40 CFR 434.11(l) because the performance bond issued to the facility by the appropriate SMCRA authority has been released, or except for areas of non-coal mining operations which have been released from applicable State or Federal reclamation requirements after December 17, 1990) and oil and gas exploration, production, processing, or treatment operations, or transmission facilities that discharge storm water contaminated by contact with or that has come into contact with, any overburden, raw material, intermediate products, finished products, byproducts or waste products located on the site of such operations; (inactive mining operations are mining sites that are not being actively mined, but which have an identifiable owner/operator; inactive mining sites do not include sites where mining claims are being maintained prior to disturbances associated with the extraction, beneficiation, or processing of mined materials, nor sites where minimal activities are undertaken for the sole purpose of maintaining a mining claim);
- (iv) Hazardous waste treatment, storage, or disposal facilities, including those that are operating under interim status or a permit under Subtitle C of RCRA;
- (v) Landfills, land application sites, and open dumps that receive or have received any industrial wastes (waste that is received from any of the facilities described under this subsection) including those that are subject to regulation under Subtitle D of RCRA;
- (vi) Facilities involved in the recycling of materials, including metal scrapyards, battery reclaimers, salvage yards, and automobile junkyards, including but limited to those classified as Standard Industrial Classification 5015 and 5093;
- (vii) Steam electric power generating facilities, including coal handling sites;
- (viii) Transportation facilities classified as Standard Industrial Classifications 40, 41, 42 (except 4221-25), 43, 44, 45, and 5171 which have vehicle maintenance shops, equipment cleaning operations, or airport deicing operations. Only those portions of the facility that are either involved

in vehicle maintenance (including vehicle rehabilitation, mechanical repairs, painting, fueling, and lubrication), equipment cleaning operations, airport deicing operations, or which are otherwise identified under paragraphs (i)-(vii) or (ix)-(xi) of this subsection, are associated with industrial activity;

(ix) Treatment works treating domestic sewage or any other sewage sludge or wastewater treatment device or system, used in the storage treatment, recycling, and reclamation of municipal or domestic sewage, including land dedicated to the disposal of sewage sludge that are located within the confines of the facility, with a design flow of 1.0 mgd or more, or required to have an approved pretreatment program under 40 CFR 403. Not included are farm lands, domestic gardens or lands used for sludge management where sludge is beneficially reused and which are not physically located in the confines of the facility, or areas that are in compliance with Section 405 of the CWA;

(x) Construction activity including clearing, grading and excavation activities except: operations that result in the disturbance of less than five acres of total land area which are not part of a larger common plan of development or sale;

(xi) Facilities under Standard Industrial Classifications 20, 21, 22, 23, 2434, 25, 265, 267, 27, 283, 285, 30, 31 (except 311), 323, 34 (except 3441), 35, 36, 37 (except 373), 38, 39, 4221-25, (and which are not otherwise included within categories (ii)-(x));

# City of NAPOLEON, OHIO

255 RIVERVIEW AVENUE, P.O. BOX 151  
NAPOLEON, OHIO 43545-0151  
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November 3, 1995

Mr. Jagdev Grewal, Owner  
NATCO Truck Plaza  
2145 Co. Rd. 12  
Napoleon, Ohio 43545

Mayor  
Robert G. Heft

Re: Napoleon Truck Plaza  
Parking Lot

Members of Council  
John E. Church, President  
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Dear Mr. Grewal:

It has come to our attention that you intend to pave the existing stone parking lot at the Napoleon Truck Plaza. The City of Napoleon requires that a site plan and general work plan be submitted for approval prior to the construction of such improvements. The site plan must contain, at a minimum:

1. Plan view showing existing and proposed elevations.
2. A cross-section of the proposed pavement.
3. Any proposed storm sewer in plan and profile.
4. On-site storm water retention, if required.

City Manager  
Marc S. Gerken

Finance Director  
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Adam C. Hoff, P.E.

Our concerns stem from the drainage problems which currently exist in this area of the City and the fact that paving the parking lot will increase the storm runoff from your property. We also have concerns in regards to the increased potential for fuel or oil spills to reach the local drainage system. Therefore, prior to the commencement of paving, a site plan will need to be reviewed and approved by the City.

If you should have any questions, please call us.

Yours truly,

Adam C. Hoff, P.E.  
City Engineer

ACH:rd

cc: Mr. Brent Damman, Bldg./Zoning Administrator

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