



**NOTICE OF VIOLATION**

March 13, 2026

Transmitted Electronically

RE: City of Waverly  
Notice of Violation (NOV)  
Drinking Water Program  
Pike County  
PWS ID OH6600912

Mayor Richard Henderson  
[mayor@cityofwaverly.net](mailto:mayor@cityofwaverly.net)  
City of Waverly  
PO Box 228  
Waverly, OH 45690

**Subject: Sanitary Survey – Facility ID# 6657254, COMMUNITY WATER SYSTEM**

Dear Mayor Henderson:

On February 19 and 25, 2026, I conducted a sanitary survey of the City of Waverly’s public water system. The purpose of my inspection was to determine your facility’s compliance with Ohio’s drinking water laws as found in Chapter 6109 of the Ohio Revised Code (ORC) and Chapter 3745 of the Ohio Administrative Code (OAC). My inspection included a review of records associated with facility operations.

During the inspection, Ohio EPA observed the following violations of Chapter 6109 of the ORC and Chapter 3745 of the OAC.

**VIOLATIONS**

The following violations of Ohio’s safe drinking water laws and rules were observed. In accordance with OAC rule 3745-81-60, your public water system shall respond in writing within thirty days of the date of this letter indicating how and on what schedule the public water system will address the following violations and correct the violations according to a schedule accepted by the director.

- 1. In accordance with OAC Rule 3745-83-01(d), Maintenance of Facilities and Equipment:** *“The owner and operator shall ensure that all facilities and equipment necessary for the treatment and distribution of water shall be maintained, at a minimum so as to function as intended”.*

- a. The interior of the line feeding one of the water treatment plant's clarifiers is obstructed which is causing the clarifier to be inoperable due to lack of flow.
  - b. In order to return to compliance, the obstructed line must be replaced or repaired so that both water treatment plant clarifiers can operate as intended.
2. **In accordance with OAC Rule 3745-83-01(d)**, Maintenance of Facilities and Equipment: *"The owner and operator shall ensure that all facilities and equipment necessary for the treatment and distribution of water shall be maintained, at a minimum so as to function as intended"*.
  - a. The cathodic protection devices in both of the finished water storage tanks are currently inoperable.
  - b. In order to return to compliance, the cathodic protection devices in both of the finished water storage tanks must be replaced or repaired so they function as intended.
3. **In accordance with OAC Rule 3745-83-01(d)**, Maintenance of Facilities and Equipment: *"The owner and operator shall ensure that all facilities and equipment necessary for the treatment and distribution of water shall be maintained, at a minimum so as to function as intended"*.
  - a. The interior of the Grandview finished water storage tank has not been inspected in the last 10 years.
  - b. In order to return to compliance, the interior of the Grandview finished water storage tank must be inspected and cleaned or repaired if needed based on the results of the inspection.
4. **In accordance with OAC rule 3745-85-01 (E)**, Exercise contingency plan. *"At least annually a public water system shall exercise the response to 1 or more circumstances identified in their contingency plan. The public water system is required to maintain documentation of the exercises conducted along with an assessment of how the exercises worked"*.
  - a. At the time of inspection, there was no documentation demonstrating that all required circumstances in the City's contingency plan had been exercised as required in OAC rule 3745-85-01 (E).
  - b. To return to compliance, at least 1 circumstance outlined in the water system's contingency plan must be exercised annually and documentation of that exercise must be maintained. All 10 circumstances outlined in the contingency plan must be exercised in a span of 5 years.

5. **In accordance with OAC Rule 3745-87**, Asset Management Plan: *“In order to ensure the long-term viability of public water systems, all public water systems shall demonstrate the managerial, technical, and financial capability of the public water system to comply with this chapter and rules adopted thereunder. Demonstration of capability shall be made through a written description of an asset management program that is acceptable to the director.”*
- a. The Asset Management Program (AMP) for the City of Waverly public water system is incomplete. The inventory of assets section of the City’s AMP is missing most distribution assets.
  - b. To return to compliance, all distribution assets must be analyzed and identified in the inventory of assets section of the AMP.

If you have already resolved the violations listed above, thank you, and please provide documentation supporting compliance. If you have not yet addressed the violations, please submit a compliance plan on how the City of Waverly plans to correct the violations cited above. Documentation of steps taken to return to compliance includes written correspondence, updated policies, and photographs, as appropriate, and may be submitted via the postal service or electronically to [taylor.carpenter@epa.ohio.gov](mailto:taylor.carpenter@epa.ohio.gov).

Failure to comply with Chapter 6109 of the Ohio Revised Code and rules promulgated thereunder may result in an administrative or civil penalty. If circumstances delay resolution of violations, the City of Waverly shall submit written correspondence describing the steps that will be taken and dates when compliance will be achieved.

Please note that the submission of any requested information to respond to this letter does not constitute waiver of the Ohio EPA’s authority to seek administrative or civil penalties as provided in Section 6109.23 and 6109.33 of the Ohio Revised Code.

If you have any questions regarding this letter, or any other matter involving your water system, please feel free to contact me by email [taylor.carpenter@epa.ohio.gov](mailto:taylor.carpenter@epa.ohio.gov) or by phone at (740)380-5216.

Sincerely,

*Taylor Carpenter*

Taylor Carpenter  
Environmental Specialist II  
Division of Drinking and Ground Waters

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