

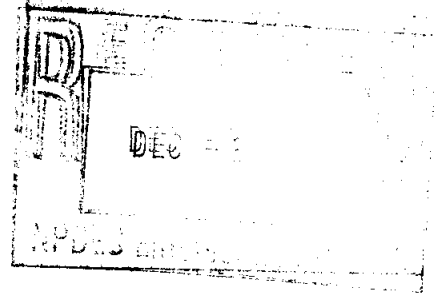


270 Doug Baker Blvd Suite 700-234 Birmingham, AL 35242

November 9, 2009 (revised 11/25/09)

Alabama Department of Environmental Management  
Jennifer Klepac  
1400 Coliseum Blvd.  
Montgomery, AL 36110-2059

Subject: Notice of Violation Letter  
Registration ALR16D930  
Cotswold Subdivision  
Jefferson County



Jennifer:

SpreadRite Organics, LLC is providing this letter on behalf of Cotswold Development, LLC. Mr. Kevin Hilbun, with Cotswold Development requested an on-site visit with the local ADEM office to review the discharge into an unnamed tributary to the Little Cahaba River from several stormwater storage ponds. Mr. Hilbun expected to hear back from the local office and meet with an ADEM Representative on-site but he never heard anything back from his request of the local ADEM office. The Violation was issued as a result of the requested on-site visit. As a follow-up response to the attached referenced Notice of Violation for The Cotswold's, we submit this letter certifying that measurements have been taken to correct deficiencies noted by the Violation Notice from ADEM.

ADEM noted the following deficiencies in the Violation Letter:

1. BMP's were not adequate to prevent a water quality violation.
2. Sediment accumulations were observed offsite.
3. The facility identified was not displayed.

Cotswold Development, LLC has addressed above deficiencies as followed:

1. BMP's have been added to reduce sediment loss from site. In addition, regular street and inlet maintenance has been implemented and street sweeping have been ongoing. The active construction on Amberley Drive is done to a minimum and all BMP measures in this area have been installed and maintained until final stabilization. We have removed several curb inlet protection devices which have caused erosion problems due to the recent heavy rains. During the rain events, I have monitored the stormwater run-off in these areas and confirm the run-off is very clean and is draining directly into the containment ponds and not into a stream.

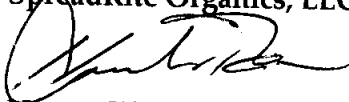
2. The sediment accumulation offsite was a direct result of street flooding which occurred due to heavy rainfall and a closed storm drain system. The outlet structures in the ponds have been modified to allow for only emergency overflow (*letter dated 4/9/08- Sediment basin discharge outlet has been restructured to allow for adequate holding time. The concrete riser pipe has been modified to increase holding capacity of the pool.*) We received over 10 inches of rain in a 4 day period, which ultimately overwhelmed the closed storm drain system and the storwater overtopped the curb and washed a gully into the adjacent slope. There was sediment loss into the stream, but was removed as best as possible by hand. This repair was a major undertaking under taking due to the successive and heavy rain events we have been receiving all summer and early fall. The repairs were just completed on Monday November 9, 2009 after a week without rain.
3. The facility ID has been mounted on a mailbox sign which also holds the rain gauge. This has been on-site for several years.

I have been involved with this Development for several years and I am appreciative with the amount of time, energy, and money that Cotswold Development, LLC has put towards stormwater quality. We would like to schedule a time for Kevin and myself to meet with you in Montgomery. In addition, we would also like an on-site visit with the local office to discuss over several items. SpreadRite Organics, LLC appreciated our involvement in this situation regarding environmental compliance for the State of Alabama. We will continue to monitor water quality and provide the best methods for each situation.

Please feel free to contact me to set up a convenient time to meet with you in Montgomery. You may also contact me with any additional questions at (205) 980-7483.

Sincerely,

**SpreadRite Organics, LLC**

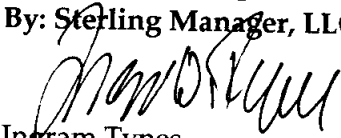


Hunter W. Bruce, PE

Alabama Registered Professional Engineer

**Cotswold Development, LTD**

**By: Sterling Manager, LLC – General Partner of Cotswold Development, LTD**



Ingram Tynes

Sole Member

“Responsible Official”