

ALABAMA DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT

IN THE MATTER OF
UTILITIES BOARD OF THE
TOWN OF STEVENSON
NPDES PERMIT NO. AL0021351

ORDER NO. 90-148-WP

FINDINGS OF FACT

Pursuant to the provisions of the Alabama Environmental Management Act, Code of Alabama 1975, §§ 22-22A-1 through 22-22A-16 (1984 and 1989 Cum. Supp.), the Alabama Water Pollution Control Act, Code of Alabama 1975, §§ 22-22-1 through 22-22-14 (1984 and 1989 Cum. Supp.), and the National Pollutant Discharge Elimination System administered by the Alabama Department of Environmental Management (hereinafter "the Department") and approved by the Administrator of the U.S. Environmental Protection Agency pursuant to the Federal Water Pollution Control Act, §402, 33 U.S.C. §1342 the Department makes the following FINDINGS OF FACT:

1. The Utilities Board of the Town of Stevenson (hereinafter, "the Permittee") operates a waste treatment facility known as the Stevenson wastewater treatment plant which discharges pollutants from a point source into Crow Creek, a water of the State.

2. The Permittee has a valid NPDES Permit Number AL0021351 which establishes limitations on the discharge of pollutants from such point source, designated therein as outfall number 001, into



Crow Creek. Said permit also requires that the Permittee monitor its discharge and submit periodic Discharge Monitoring Reports to the Department describing the results of its monitoring.

3. Discharge Monitoring Reports submitted to the Department by the Permittee for the month(s) of January 1989 through March 1990 indicate that the Permittee has discharged pollutants from such point source into Crow Creek in violation of the limitations established in NPDES Permit Number AL0021351.

4. The Permittee cannot comply with the limitations on the discharge of pollutants from such point source established in NPDES Permit Number AL0021351 without modification of existing treatment works.

ORDER

Based upon the foregoing FINDINGS OF FACT and pursuant to Code of Alabama 1975, §§ 22-22A-5(10), 22-22-9(c), 22-22-9(i) and 22-22-9(k) (1984 and 1989 Cum. Supp.) and the National Pollutant Discharge Elimination System administered by the Department and approved by the Administrator of the U.S. Environmental Protection Agency pursuant to the Federal Water Pollution Control Act §402, 33 U.S.C. §1342, it is hereby ORDERED:

A. That, commencing immediately after receiving notice of this Order, the Permittee shall not discharge pollutants from the above-mentioned point source (outfall number 001) at the Stevenson wastewater treatment plant into Crow Creek in excess of the following discharge limitations:

DISCHARGE LIMITATIONS

Pollutant Parameter	Monthly Average lbs/day	Weekly Average lbs/day	Other Units Monthly Average	(Specify) Weekly Average
Biochemical Oxygen Demand (5 Day)	100	150	30 mg/l	45 mg/l
Ammonia as Nitrogen (NH ₃ -N)	23	35	7 mg/l	10.5 mg/l

B. That, commencing immediately after receiving notice of this Order, the Permittee shall comply with all the monitoring and reporting provisions of NPDES Permit Number AL0021351 and all other limitations, terms and conditions of NPDES Permit Number AL0021351 to the extent not inconsistent with this Order.

C. That the Permittee shall prepare, and submit to the Department no later than October 15, 1990, an engineering report which investigates the need for changes in maintenance and operation procedures, and the need for any modification of existing treatment works or any new or additional treatment works necessary for the Permittee to achieve compliance with the discharge limitations in NPDES Permit Number AL0021351.

D. That based upon the report referred to in paragraph C above, the Permittee shall submit to the Department no later than November 15, 1990, a detailed compliance plan which outlines the measures necessary to achieve compliance with NPDES Permit Number AL0021351. The compliance plan shall:

1. Identify the causes of noncompliance;

2. Describe the corrective measures required to achieve compliance, including their estimated costs and the proposed method of financing; and

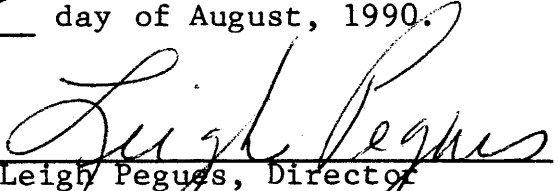
3. Provide an expeditious schedule for implementation of the measures required to achieve compliance.

E. A registered professional engineer shall prepare those portions of the compliance plan referred to in paragraph D above which relates to the identification of the causes of noncompliance and the corrective measures required to achieve compliance and shall affix his seal and/or signature to such portions of the plan.

F. That failure to comply with this Order shall constitute cause for the commencement of legal action for the recovery of civil penalties, criminal fines or other appropriate relief by the Department or others against the Permittee.

G. That issuance of this Order does not preclude the Department or others from seeking civil penalties, criminal fines, or other appropriate sanctions or relief against the Permittee for the violations of its NPDES Permit Number AL0021351.

ORDERED and ISSUED this 1st day of August, 1990.


Leigh Pegues, Director
Alabama Department of
Environmental Management
1751 Cong. W. L. Dickinson Drive
Montgomery, Alabama 36130
(205) 271-7700

CERTIFICATE OF SERVICE

I, James L. Wright, hereby certify that I have served Order No. 90-148-WP upon the Utilities Board of the Town of Stevenson by sending the same postage paid, through the U.S. Mail, as Certified Mail No. 311 784 554, with instructions to forward and return receipt requested to:

J. M. Garner, Supt.
Utilities Board of the Town of Stevenson
206 West Main Street
Stevenson, AL 35772

Done this 1st day of August, 1990.



James L. Wright