

ALABAMA DEPARTMENT  
OF ENVIRONMENTAL MANAGEMENT

IN THE MATTER OF

THE CITY OF DADEVILLE  
NPDES PERMIT NO. AL0020711

ORDER NO. 86-076-WP

FINDINGS OF FACT

Pursuant to the provisions of the Alabama Environmental Management Act, Code of Alabama 1975, §§ 22-22A-1 to 22-22A-15 (1984), the Alabama Water Pollution Control Act, Code of Alabama 1975, §§ 22-22-1 to 22-22-14 (1984), 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 City of Dadeville (hereinafter, "the Permittee") operates a waste treatment facility known as the Dadeville Wastewater Treatment Facility which discharges pollutants from a point source into Chattasofka Creek, a water of the State.
2. The Permittee has a valid NPDES Permit Number AL0020711 which establishes limitations on the discharge of pollutants from such

point source, designated therein as outfall number 001, into Chattasofka 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 months of October 1985 through March 1986 indicate that the Permittee has discharged pollutants from such point source into Chattasofka Creek in violation of the limitations established in NPDES Permit Number AL0020711.

#### 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(j) and 22-22-9(1) (1984) 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 Dadeville Wastewater Treatment Facility into Chattasofka Creek in excess of the following discharge limitations:

DISCHARGE LIMITATIONS

<u>Pollutant Parameter</u>	Monthly Average Kg/day	Weekly Average Kg/day	Other Units (Specify)	
	(lbs/day)	(lbs/day)	Monthly Average	Weekly Average
Biochemical Oxygen Demand (5 day)	38(83)	57(125)	50 mg/l	75 mg/l
Suspended Solids	45(100)	68(150)	60 mg/l	90 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 AL0020711 and all other limitations, terms and conditions of NPDES Permit Number AL0020711 to the extent not inconsistent with this Order.

C. That, the Permittee shall prepare and submit to the Department no later than December 1, 1986, 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 AL0020711.

D. That, based upon the report referred to in paragraph C above, the Permittee shall submit to the Department no later than January 1, 1987, a detailed compliance plan which outlines the measures necessary to achieve compliance with NPDES Number AL0020711. 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

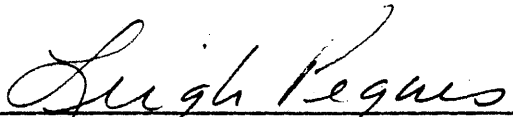
3. Provide an expeditious schedule for implementation of the measures required to achieve compliance.

E. A registered professional engineer shall prepare those portions of the compliance plan referred to in paragraph D above which relate 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 against the Permittee.

G. That issuance of this Order does not preclude the Department from seeking civil penalties, criminal fines, or other appropriate sanctions or relief against the Permittee for the violations of its NPDES Permit Number AL0020711.

ORDERED and ISSUED this 12th day of June 1986.

  
\_\_\_\_\_  
Leigh Pegues, Director  
Alabama Department of  
Environmental Management  
1751 Federal Drive  
Montgomery, Alabama 36130  
(205) 271-7700

CERTIFICATE OF SERVICE

I hereby certify that I have served Order No. 86-076-WP upon the City of Dadeville by sending the same, postage paid, through the United States Mail, as Certified Mail No. 686585726, with instructions to forward and return receipt requested to:

Honorable Farrell Tidwell  
Mayor, City of Dadeville  
200 South Broadnax Street  
Dadeville, Alabama 36853

Done this 12th day of June 1986.

  
\_\_\_\_\_  
David A. Ludder