

ALABAMA DEPARTMENT
OF ENVIRONMENTAL MANAGEMENT

IN THE MATTER OF

THE WATER WORKS AND SEWER BOARD
OF THE CITY OF WETUMPKA

NPDES PERMIT NO. AL0020265

ORDER NO. 88-035-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 as amended by Act No. 86-542, 1986 Regular Session, approved April 30, 1986), and the Alabama Water Pollution Control Act, Code of Alabama 1975, §§ 22-22-1 to 22-22-14 (1984 as amended by Act No. 86-542 supra), 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 Water Works and Sewer Board of the City of Wetumpka (hereinafter, "the Permittee") operates a waste treatment facility known as the Boundary Street Wastewater Treatment Plant which discharges pollutants from a point source into the Coosa River, a water of the State.

ISSUED 3/9/88	SERVED 3/11/88
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2. The Permittee has a valid NPDES Permit Number AL0020265 which establishes limitations on the discharge of pollutants from such point source, designated therein as outfall number 001, into the Coosa River. Said permit also requires that the Permittee maintain in good working order all systems used to achieve compliance with the terms and conditions of said permit and to report to the Department, in writing, within five (5) days of becoming aware of the inability to comply with any effluent limitation.

3. The Permittee operates a sewage pumping station known as Sewage Pumping Station Number 5 which is a component of the sewer system serving the Boundary Street Wastewater Treatment Plant.

4. The Permittee failed to notify the Department that Pumping Station Number 5 bypassed untreated wastewater to the Coosa River on December 4, 1987.

5. The Department received complaints on December 8 and December 10, 1987 that Pumping Station Number 5 was bypassing untreated wastewater to the Coosa River. Neither bypass was reported to the Department as required by NPDES Permit Number AL0020265.

ORDER

Based upon the foregoing FINDINGS OF FACT and pursuant to the 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:

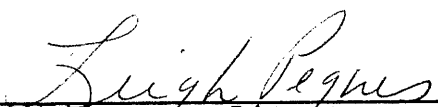
A. That the Permittee shall evaluate the condition of all sewage pumping stations serving the City of Wetumpka and submit to the Department no later than May 1, 1988, a report addressing, as a minimum, the following items:

1. The adequacy of each pumping station's capacity to handle the existing waste flow;
2. The state of repair of each pumping station;
3. The need for high water level warning systems;
4. The development of a spare parts list for the pumping stations; and
5. An evaluation of current inspection procedures for the pumping stations to include any recommended changes which will improve their reliability.

B. 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.

C. 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 AL0020265.

ORDERED and ISSUED this 9th day of March, 1988.



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

CERTIFICATE OF SERVICE

I, Charles R. Horn, hereby certify that I have served Order No. 88-035-WP upon the Water Works and Sewer Board of the City of Wetumpka by sending the same, postage paid, through the U.S. Mail, as Certified Mail No. P-625 511 255, with instructions to forward and return receipt requested to:

Mr. Earl D. Allen, Superintendent
Water Works & Sewer Board of the
City of Wetumpka
Post Office Box 176
Wetumpka, Alabama 36092

Done this 9th day of March, 1988.

Charles R. Horn
Charles R. Horn