

ALABAMA DEPARTMENT
OF ENVIRONMENTAL MANAGEMENT

IN THE MATTER OF
WATER WORKS AND SEWER BOARD
OF THE CITY OF GLENCOE
NPDES PERMIT NO. AL0021334

ORDER NO. 90-005-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 1988 Cum. Supp.), and the Alabama Water Pollution Control Act, Code of Alabama 1975, §§ 22-22-1 through 22-22-14 (1984 and 1988 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 Water Works and Sewer Board of the City of Glencoe (hereinafter, "the Permittee") operates a waste treatment facility known as Glencoe Lagoon which discharges pollutants from a point source into the Coosa River, a water of the State.

2. On April 16, 1986 the Department issued NPDES Permit Number AL0021334 to the Permittee which establishes limitations on the discharge of pollutants from such point source, designated therein as outfall number 001, into the Coosa River.

ISSUED 10/12/89	SERVED 10/16/89
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Said permit also requires that the Permittee maintain in good working order all systems used by the Permittee to achieve compliance with the terms and conditions of the permit.

3. The Permittee operates and maintains the sanitary sewer system which includes the Sallie Springs Road and College Street pump stations.

4. Inspections by the Department on September 30, 1987, September 13, 1988, and September 12, 1989 revealed that one of two raw sewage pumps was inoperable at both the Sallie Springs Road and College Street pump stations. The same pumps were inoperable each year and each pump station was always in a poor condition.

5. Inspections of the Sallie Springs Road pump station by the Department on September 12, 1989 revealed that the operable pump was leaking, the dry well floor was covered with water, and the sump pump had been removed from its proper position.

6. On June 6, 1989 the Department received a complaint indicating that the Sallie Springs pump station was bypassing raw sewage into a backwater of the Coosa River.

7. Bypassing resulting from any future failure of the lone pump at the College Street pump station could pollute a tributary to waters designated as public water supply.

8. The discharge of raw sewage from the Sallie Springs Road pump station was not permitted pursuant to NPDES Permit Number AL0021334 and represents a failure of the Permittee to maintain this pump station in good working order.

9. Inspections by the Department during 1987-1989 indicate the failure of the Permittee to maintain the Sallie Springs Road and College Street pump stations in good working order.

ORDER

Based upon the foregoing FINDINGS OF FACT and pursuant to Code of Alabama 1975, §§ 22-22A-5(10), 22-22A-5(18), 22-22-9(c), 22-22-9(i) and 22-22-9(k) (1988 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 two operable raw sewage pumps be maintained at both the Sallie Springs Road and College Street pump stations at all times.

B. That the leak on the operable pump at the Sallie Springs Road pump station be repaired and the sump pump returned to its proper position.

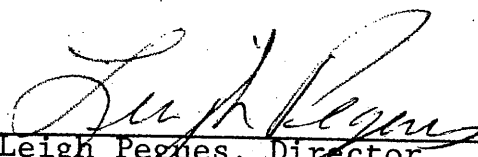
C. That the interiors of the Sallie Springs Road and College Street pump stations be cleaned, painted as necessary, and restored to a presentable condition.

D. That the failure to comply with this Order shall constitute cause for the revocation of NPDES Permit Number AL0021334 and/or commencement of legal action for the recovery

of civil penalties, criminal fines or other appropriate relief by the Department against the Permittee.

E. That the issuance of this Order does not preclude the Department from seeking civil penalties, criminal fines, or other appropriate relief against the Permittee for failure to meet the requirements cited herein.

ORDERED and ISSUED this 13th day of October, 1989.

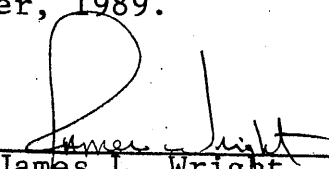

Leigh Pegues, Director
Alabama Department of
Environmental Management
1751 Cong. W. L. Dickinson Drive
Montgomery, Alabama 36130
(205) 271-7700

CERTIFICATE OF SERVICE

I, James L. Wright, hereby certify that I have served Order No. 90-005-WP upon the Water Works and Sewer Board of the City of Glencoe by sending the same postage paid, through the U.S. Mail, as Certified Mail No. 873 074 756, with instructions to forward and return receipt requested to:

Mr. Billie Jack Gray
Superintendent of Utilities
Water Works and Sewer Board
of the City of Glencoe
119 Lonesome Bend Road
Glencoe, AL 35999

Done this 13th day of October, 1989.


James L. Wright