

ALABAMA DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT

IN THE MATTER OF

WATER WORKS AND SANITARY SEWER
BOARD OF THE CITY OF MONTGOMERY
NPDES PERMIT NO. AL0027863

ORDER NO. 88-030-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 Sanitary Sewer Board of the City of Montgomery (hereinafter, "the Permittee") operates a waste treatment facility known as the Catoma Sewage Treatment Plant which discharges pollutants from a point source into the Alabama River, a water of the State.

ISSUED 2/26/88	SERVED 2/26/88
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2. The Permittee has a valid NPDES Permit Number AL0027863 which establishes limitations on the discharge of pollutants from such point source, designated therein as outfall number 001, into the Alabama River. 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 September 1986 through January 1987, and April through June 1, 1987 indicate that the Permittee has discharged pollutants from such point source into the Alabama River in violation of the limitations established in NPDES Permit Number AL0027863.

4. On October 30, 1987, the Department issued Administrative Order No. 88-004-WP to the Permittee which provided interim discharge limitations and required the submission of an engineering report and compliance plan outlining the causes of noncompliance, the corrective measures required to achieve compliance, and a schedule for implementation of the measures required to achieve compliance with the discharge limitations in NPDES Permit Number AL0027863.

5. On January 13, 1988, the Permittee submitted an engineering report and compliance plan which indicated that modifications to improve the efficiency of the final clarifiers

(Phase I), requiring less than one year of construction, should enable the Permittee to achieve compliance with the discharge limitations in NPDES Permit Number AL0027863.

6. The compliance plan indicated that the installation of a fine bubble diffused aeration system (Phase II) would be necessary if Phase I failed to bring the Permittee into compliance with the discharge limitations in NPDES Permit Number AL0027863.

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 and continuing through March 31, 1991, the Permittee shall not discharge pollutants from the above-mentioned point source (outfall number 001) at the Catoma Sewage Treatment Plant into the Alabama River in excess of the following discharge limitations:

DISCHARGE LIMITATIONS

Pollutant Parameter	Monthly Average Kg/day (lbs/day)	Weekly Average Kg/day (lbs/day)	Other Units Monthly Average	(Specify) Weekly Average
Biochemical Oxygen Demand (5 day)	2270 (5004)	3405 (7506)	45 mg/l	67.5 mg/l
Suspended Solids	3221 (7102)	4832 (10,652)	65 mg/l	97.5 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 AL0027863 and all other limitations, terms and conditions of NPDES Permit Number AL0027863 to the extent not inconsistent with this Order.

C. That the Permittee shall prepare, and submit to the Department no later than August 1, 1989, final design drawings and specifications for modification of existing treatment works (Phase II) necessary for the Permittee to achieve compliance with the discharge limitations in NPDES Permit Number AL0027863.

D. That the Permittee shall prepare, and submit to the Department no later than August 1, 1989, a financial plan describing in detail the sources and methods which the Permittee will utilize in financing modification of existing treatment works (Phase II) necessary for the Permittee to achieve compliance with the discharge limitations in NPDES Permit Number AL0027863.

E. That the Permittee shall execute the necessary contracts for the modification of existing treatment works (Phase II) necessary for the Permittee to achieve compliance with the discharge limitations in NPDES Permit Number AL0027863 and issue a notice to proceed with construction to the contractor no later than January 1, 1990.

F. That the Permittee shall complete modification of existing treatment works (Phase II) necessary for the Permittee to achieve compliance with the discharge limitations in NPDES Permit Number AL0027863 no later than January 1, 1991.

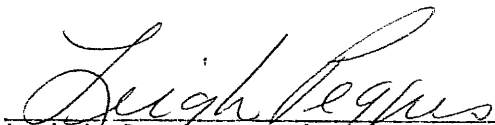
G. That the Permittee shall comply with all discharge limitations contained in NPDES Permit Number AL0027863 no later than April 1, 1991.

H. That the Permittee shall prepare and submit to the Department during the months of January and July of each year through July 1990, a progress report describing in detail the Permittee's progress toward compliance with each provision of this Order. In addition, not later than 14 days following each applicable date in paragraphs E, F and G hereof, the Permittee shall submit a written notice of compliance or noncompliance with the requirements of that paragraph. Notices of noncompliance shall state the cause of noncompliance, corrective actions taken, and a prediction of the Permittee's ability to comply with any remaining requirements of this Order. Notices and progress reports shall be mailed to:

Alabama Department of Environmental Management
Water Division
Municipal Branch
1751 Federal Drive
Montgomery, Alabama 36130

I. That the provisions of any order previously issued to the Permittee by the Department or the Alabama Water Improvement Commission which are inconsistent with the provisions contained herein are hereby revoked.

ORDERED and ISSUED this 24th day of February 1988.



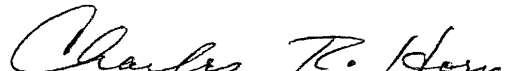
Leigh Pegues, Director
Alabama Department of
Environmental Management
1751 Federal Drive
Montgomery, Alabama 36130
(205) 271-7700

CERTIFICATE OF SERVICE

I, Charles R. Horn, hereby certify that I have served Order No. 88-030-WP upon the Water Works and Sanitary Sewer Board of the City of Montgomery, Catoma Creek Wastewater Treatment Plant by sending the same, postage paid, through the U.S. Mail, as Certified Mail No. P 093 775 209, with instructions to forward and return receipt requested to:

Mr. William L. Oswalt, General Manager
The Water Works and Sanitary Sewer Board
of the City of Montgomery
22 Bibb Street
Montgomery, Alabama 36130

Done this 24th day of February, 1988.


Charles R. Horn