

# **Georgia Department of Natural Resources**

Environmental Protection Division • Watershed Protection Branch  
2 Martin Luther King Jr. Drive • Suite 1152 East • Atlanta • Georgia 30334  
(404) 463-1511; Fax (404) 656-2453  
Judson H. Turner, Director

DEC 23 2014

Dr. Brant D. Keller, Director of Public Works  
City of Griffin  
Post Office Box T  
Griffin, Georgia 30224

**RE: Notice of Violation**

Proposed Expedited Enforcement Compliance Order  
Potato Creek Water Pollution Control Plant (WPCP), Cabin Creek WPCP, and Shoal  
Creek - Blanton Mill Site Land Application System (LAS)  
Permit Numbers. GA0030791, GA0020214, and GAJ020036 (Permits)

Dear Dr. Keller:

This letter serves as a Notice of Violation of the Georgia Rules and Regulations for Water Quality Control, the Georgia Water Quality Control Act, and your Permits. A proposed expedited compliance order (EECO) is enclosed. The City of Griffin reported one unpermitted discharge from Vineyard Ridge Drive to an unnamed tributary to Shoal Creek on October 8, 2014, and seven permit effluent violations occurring from Potato Creek and Cabin Creek WPCPs on August and September 2014. The list of the spill and permit effluent violations are included in Page 2 of EECO of the enclosed document.

EPD is offering to resolve and settle this matter through the enclosed Expedited Enforcement Compliance Order and Settlement Agreement (Order). If you agree to the terms of the Order, please sign and return the Order to the letterhead address, along with a check made payable to the Department of Natural Resources, within thirty (30) days of receipt of this letter.

If you have any questions, please contact Mr. Hsin-Sheng Yeh at 404/463-4947. Your cooperation is appreciated.

Sincerely,



Lewis Hays  
Program Manager  
Watershed Compliance Program

LH/hsy  
Attachment

GEORGIA ENVIRONMENTAL PROTECTION DIVISION  
WASTEWATER COMPLIANCE PROGRAM  
2 Martin Luther King Jr. Drive • Suite 1152 East • Atlanta • Georgia 30334

EXPEDITED ENFORCEMENT COMPLIANCE ORDER AND SETTLEMENT AGREEMENT

**PART I: COMPLIANCE ORDER**

Permit Nos: GA0020214, GA0030791

City of Griffin Cabin Creek and Potato Creek WPCPs

Name of Owner, Operator, or Responsible Official:

City of Griffin (Respondent)

Post Office Box T

Griffin, Georgia 30224

A review of the Environmental Protection Division's (EPD) files indicates the Respondent reported one (1) unpermitted discharge to waters of the State on October 8, 2014 (page 2), three (3) violation of National Pollutant Discharge Elimination System (NPDES) permit number GA0020214 on August and September 2014. The permit exceedance and unpermitted discharges are violation of the NPDES Permit, Chapter 391-3-6. of the Georgia Rules and Regulations for Water Quality Control (Rules), and Title 12, Chapter 5 of the Georgia Water Quality Control Act (Act). The violation, applicable citation from the Rules and Act, and corresponding settlement amount is listed below:

391-3-6-.06.[12-5-29(a)]. Settlement \$440.00

Nature of Violation: City of Griffin, Cabin Creek WPCP, August 2014

Ammonia Nitrogen Monthly Average Concentration Permit Effluent

Limit Violation (Page 2).

391-3-6-.06.[12-5-29(a)]. Settlement \$440.00

Nature of Violation: City of Griffin, Cabin Creek WPCP, August 2014

Ammonia Nitrogen Weekly Average Concentration Permit Effluent

Limit Violation (Page 2).

391-3-6-.06.[12-5-29(a)]. Settlement \$440.00

Nature of Violation: City of Griffin, Cabin Creek WPCP, September

2014 Ammonia Nitrogen Weekly Average Concentration Permit

Effluent Limit Violation (Page 2).

391-3-6-.03.[12-5-29(a)]. Settlement \$875.00

Nature of Violation: One unpermitted discharge of 2,400 gallons of

wastewater from the Cabin Creek WPCP discharged into Cabin Creek

occurring on October 8, 2014.

**TOTAL SETTLEMENT AMOUNT \$ 2,195.00**

The Respondent is hereby ordered to correct the violations and pay the settlement amount.

This Compliance Order is issued solely with reference to the Settlement Agreement in Part II of this form. If the Settlement Agreement in Part II is not returned in correct form by the Respondent within 30 days of receipt, this Compliance Order can be withdrawn without prejudice to EPD's ability to file additional enforcement actions for the above violations or any other violation.

**PART II: SETTLEMENT AGREEMENT**

The Georgia Environmental Protection Division (EPD) offers this Settlement Agreement as an expedited enforcement procedure in order to settle the violations listed in the Compliance Order in Part I of this form subject to the following terms and conditions:

The Respondent, by signing below, certifies under penalty of law that: a) the information submitted in this and all attached documents has been personally examined and that the Respondent is familiar with the information; b) the CITED VIOLATIONS HAVE BEEN CORRECTED; c) payment of the settlement amount in the form of a check made payable to the Department of Natural Resources for \$2,195.00 is enclosed.

Upon EPD final approval of this Settlement Agreement, EPD will take no further action against the Respondent for the specific violation described in this Compliance Order. EPD does not waive any enforcement action by EPD, the State, or any local agencies for any past, present or future violations of the Rules or Act. This Order does not relieve the Respondent of any obligations or requirements of the NPDES Permit.

This Settlement Agreement is binding on EPD and the Respondent once it is signed below. This Settlement Agreement is not negotiable and is effective upon EPD's final approval below. Upon final approval, EPD shall mail a copy of the approved Settlement Agreement to the Respondent.

Final approval of the Settlement Agreement is in the sole discretion of the Director of EPD, or authorized delegate.

BY (print name): \_\_\_\_\_

TITLE: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_

DATE: \_\_\_\_\_

FINAL ORDER BY EPD this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Judson H. Turner, Director

COMPLIANCE ORDER NO: EPD-WCP-15-

**EXPEDITED ENFORCEMENT COMPLIANCE ORDER**  
**AND SETTLEMENT AGREEMENT**

**ATTACHMENT A**

**City of Griffin**  
**Unpermitted Discharge**

Date	Location	Volume	Waterway Impacted	Reported Cause
10-08-2014	Vineyard Ridge Drive	2,400 Gallons	Cabin Creek	Debris blockage

**Permit Effluent Limit Violation**  
**Cabin Creek WPCP, GA0020214**  
**(August 2014 to September 2014)**

Date	Parameter	Reported Value	Permit Value
August 2014	Nitrogen, Ammonia Monthly Average Concentration	3.1 mg/L	2.1 mg/L
August 2014	Nitrogen, Ammonia Weekly Maximum Concentration	4.4 mg/L	3.2 mg/L
September 2014	Nitrogen, Ammonia Monthly Average Concentration	2.3 mg/L	2.1 mg/L

**Permit Effluent Limit Violation**  
**Potato Creek WPCP, GA0030791**  
**(August 2014 to September 2014)**

Date	Parameter	Reported Value	Permit Value
August 2014	Nitrogen, Ammonia Monthly Average Concentration	8.6 mg/L	4.1 mg/L
August 2014	Nitrogen, Ammonia Weekly Maximum Concentration	16.0 mg/L	6.2 mg/L
August 2014	Nitrogen, Ammonia Weekly Maximum Loading	52 kg/day	39 kg/day
September 2014	Nitrogen, Ammonia Weekly Maximum Concentration	6.6 mg/L	6.2 mg/L

**City of Griffin**  
Cabin Creek (WPCP), and Potato Creek WPCP  
Permit Nos. GA0020214 and GA0030791

**Proposed Expedited Enforcement Compliance Order (Order)**  
**December 18, 2014**

- The attached proposed Order for the City of Griffin (City) addresses the followings:
  1. On October 8, 2014, 1 unpermitted discharge from its sanitary sewer system into Cabin Creek;
  2. 3 effluent permit limit violations from Cabin Creek WPCP on August, September 2014; and
  3. 4 effluent permit limit violations from Potato Creek WPCP on August, September 2014.
- The City has corrected the problem that caused the violations cited in the attached Order. The violations are not considered to be chronic due to the volume, and cause; therefore an Expedited Enforcement Compliance Order is recommended.
- Potato Creek WPCP is outside of the sensitive area, therefore, the penalty calculation is only covering the violations from Cabin Creek WPCP.
- This Order is covering the violations from August 2014 to November 2014.