

ALABAMA DEPARTMENT OF  
ENVIRONMENTAL MANAGEMENT

IN THE MATTER OF )

THE BIRMINGHAM WATER WORKS BOARD )

PUTNAM FILTER PLANT )

NPDES PERMIT NO. AL0060801 )

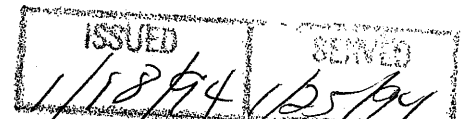
ORDER NO. 94-027-WP

FINDINGS OF FACT

Pursuant to the provisions of the Alabama Environmental Management Act, Code of Alabama 1975, §§ 22-22A-1 through 22-22A-16 (1990 Rplc. Vol.), the Alabama Water Pollution Control Act, Code of Alabama 1975, §§ 22-22-1 through 22-22-14 (1990 Rplc. Vol.), 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 Birmingham Water Works Board (hereinafter, "the Permittee") operates a water treatment facility known as the Putnam Filter Plant which discharges pollutants from a point source into an unnamed tributary to Five Mile Creek, a water of the State.

2. On October 19, 1990, the Department issued NPDES Permit Number AL0060801 to the Permittee which establishes limitations on the discharge of pollutants from such point source, designated therein as outfall number 001, into an unnamed tributary to Five Mile 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 January, February, May, and July, 1993 indicate that the Permittee has discharged pollutants from such point source into an unnamed tributary to Five Mile Creek in violation of the limitations established in NPDES Permit Number AL0060801.

### 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(i) and 22-22-9(k) (1990 Rplc. Vol.) 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 until December 31, 1995, the Permittee shall not discharge pollutants from the above-mentioned point source (outfall number 001) at the Putnam Filter Plant into an unnamed tributary to Five Mile Creek in excess of the following discharge limitations:

#### DISCHARGE LIMITATIONS

<u>Pollutant Parameter</u>	<u>Monthly Average (lbs/day)</u>	<u>Weekly Average (lbs/day)</u>	<u>Other Units Monthly Average</u>	<u>(Specify) Weekly Average</u>
Suspended Solids			120 mg/l	180 mg/l
Aluminum			4 mg/l	6 mg/l

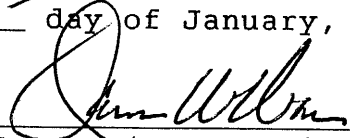
B. That, commencing immediately after receiving notice of this Order, the Permittee shall comply with all the monitoring and reporting provisions of NPDES Permit Number AL0060801 and all other limitations, terms and conditions of NPDES Permit Number AL0060801 to the extent not inconsistent with this Order and shall continue to comply with said monitoring and reporting provisions each and every day thereafter until the expiration of NPDES Permit Number AL0060801.

C. That the permittee shall eliminate the point source discharge from the Putnam Filter Plant into an unnamed tributary to Five Mile Creek no later than December 31, 1995.

D. 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 or others against the Permittee.

E. That issuance of this Order does not preclude the Department or others from seeking civil penalties, criminal fines, or other appropriate sanctions or relief against the Permittee for the violations of its NPDES Permit Number AL0060801.

ORDERED and ISSUED this 18<sup>th</sup> day of January, 1994.

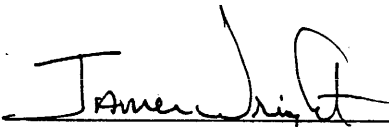
  
James W. Warr, Director  
Alabama Department of  
Environmental Management  
1751 Cong. W. L. Dickinson Drive  
Montgomery, Alabama 36130  
(205) 271-7700

# CERTIFICATE OF SERVICE

I, James L. Wright, hereby certify that I have served Administrative Order Nos. 94-027-WP and 94-028-WP upon the Birmingham Water Works Board by sending the same postage paid, through the U.S. Mail, as Certified Mail No. P 045 122 854, with instructions to forward and return receipt requested to:

Mr. William H. Wingate  
General Manager  
Birmingham Water Works Board  
P. O. Box 830269  
Birmingham, AL 35283-0269

DONE this 18<sup>th</sup> day of January, 1994.

  
James L. Wright

P 045 122 854



## Receipt for Certified Mail

No Insurance Coverage Provided  
Do not use for International Mail  
(See Reverse)

Sent to	WILLIAM H WINGATE
Street and No.	GENERAL MANAGER
P.O. Box	BIRMINGHAM WATER WORKS
Postage	PO BOX 830269
Certified Fee	BIRMINGHAM AL \$
Special Delivery Fee	35283-0269
Restricted Delivery Fee	
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, and Addressee's Address	
TOTAL Postage & Fees	\$
Postmark or Date	1/18/94
	FO 94-027-WP
	94-028-WP

PS Form 3800, June 1991

Is your return ADDRESS completed on the reverse side?

Signature (Addressee)

WILLIAM H WINGATE  
GENERAL MANAGER  
BIRMINGHAM WATER WORKS BOARD  
PO BOX 830269  
BIRMINGHAM AL 35283-0269

3. Article Addressed to:

WILLIAM H WINGATE  
GENERAL MANAGER  
BIRMINGHAM WATER WORKS BOARD  
PO BOX 830269  
BIRMINGHAM AL 35283-0269

4. Service Type

☒ Certified  
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☐ COD  
☐ Return Receipt for Merchandise

7. Date of Payment 25 1994

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