

ALABAMA DEPARTMENT
OF ENVIRONMENTAL MANAGEMENT

IN THE MATTER OF
THE UTILITIES BOARD OF
THE CITY OF UNION SPRINGS
NPDES PERMIT NO. AL0023353

ORDER NO. 86-080-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) and the Alabama Water Pollution Control Act, Code of Alabama 1975, §§ 22-22-1 to 22-22-14 (1984) 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 Utilities Board of the City of Union Springs (hereinafter, "the Permittee") operates a waste treatment facility known as Treatment Plant #2 which discharges pollutants from a point source into the Conecuh River, a water of the State.
2. The Permittee has a valid NPDES Permit Number AL0023353 which establishes limitations on the discharge of pollutants from such

point source, designated therein as outfall number 001, into the Conecuh River.

3. On February 7, 1985, the Department issued Order No. 85-026-WP to the Permittee, which contained a requirement that the Permittee execute contracts and issue a notice to proceed with construction of new or additional treatment works or modification of existing treatment works necessary to achieve compliance with the discharge limitations in NPDES Permit Number AL0023353 no later than May 1, 1986.

4. Auburn University is conducting a research project investigating the use of water hyacinths as a tertiary wastewater treatment system at the Permittees Treatment Plant #2. Preliminary results of this research project will not be known before October 1986.

5. The date for execution of contracts and issuance of a notice to proceed with construction of new or additional treatment works or modification of existing treatment works contained in Order 85-026-WP would preclude the Permittee from using the research results in determining the new or additional treatment works or modification of existing treatment works which will achieve compliance with the discharge limitations in NPDES Permit Number AL0023353.

6. The Department has received a written request from the Permittee to modify Order No. 85-026-WP to extend the date by which

the Permittee must execute contracts and issue a notice to proceed with construction of new or additional treatment works or modification of existing treatment works.

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:

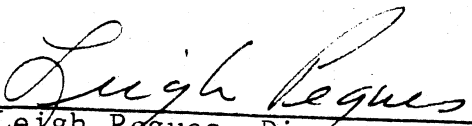
A. That paragraph F of Order No. 85-026-WP is hereby modified to read as follows:

F. That the Permittee shall execute the necessary contracts for the construction of new or additional treatment works or modification of existing treatment works necessary for the Permittee to achieve compliance with the discharge limitations in NPDES Permit Number AL0023353 and issue a notice to proceed with construction to the contractor no later than January 2, 1987.

B. That all other provisions set out in Order 85-026-WP (as previously modified by Order No. 86-059-WP) not specifically modified hereby shall remain in full force and effect.

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ORDERED and ISSUED this 12th day of June 1986.



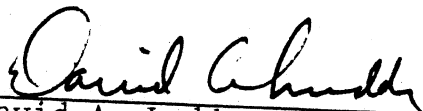
Leigh Pegues, Director
Alabama Department of Environmental
Management
1751 Federal Drive
Montgomery, Alabama 36130
(205) 271-7700

CERTIFICATE OF SERVICE

I hereby certify that I have served Order No. 86-080-WP upon the Utilities Board of the City of Union Springs by sending the same, postage paid, through the United States Mail, as Certified Mail No. 686585730, with instructions to forward and return receipt requested to:

Mr. Joseph L. Davis, Chairman
The Utilities Board of the
City of Union Springs
P.O. Box 229
Union Springs, Alabama 36089

Done this 12th day of June 1986.



David A. Ludder