

maintain compliance with LPDES permit LAG570325, including, but not limited to, submitting missing and/or incomplete DMRs and NCRs, achieving compliance with the permit limits, and to properly operate and maintain all facilities and treatment and/or collection systems; submit a comprehensive plan for the expeditious elimination and prevention of noncomplying discharges and the noted deficiencies; submit a list of the certified operators responsible for the operation and maintenance of the facilities; and submit a written report that included a detailed description of the circumstances surrounding the cited violations and actions taken to achieve compliance. A response to **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103** was received by the Department on or about July 21, 2008. **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103** is a final action of the Department and not subject to further review.

- B. A file review conducted by the Department on or about July 20, 2012, revealed that the Respondent did cause and/or allow the unauthorized discharge of sanitary wastewater without an active LPDES permit or other authority to discharge. Specifically, LPDES permit LAG570325 expired on or about March 14, 2009, but the Respondent continued to discharge sanitary wastewater as evidenced by the Respondent's continued submittal of DMRs. The Department received the renewal application on or about June 5, 2009. The Respondent did not have a LPDES permit or any other authority to discharge until the reissuance of coverage under LPDES permit LAG570325 on or about October 7, 2011. The unauthorized discharge of wastewater from March 14, 2009 through October 7, 2011, is a violation of **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103** and La. R.S. 30:207
- C. An inspection conducted by the Department on or about January 24, 2012 and a subsequent file review conducted on or about July 20, 2012, revealed that the Respondent had deficiencies in the operations and/or maintenance of the facility. Specifically, the inspection revealed that the levee of the oxidation pond was not maintained, as evidenced by trees and brush growing along the inside of the levee. In addition, chlorine tablets were not present in the chlorination system, duckweed covered the surfaces of the first and second cells, and there was vegetative growth in

the third cell. The failure to properly operate and maintain systems of treatment and control is a violation of **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, LPDES permit LAG570325 (Part I, Section B, and Part III, Sections A.2 and B.3.a), La. R. S. 30:2076 (A)(3), and LAC 33:IX.2701.E.

- D. An inspection conducted by the Department on or about January 24, 2012 and a subsequent file review conducted by the Department on or about July 20, 2012, revealed the following effluent limitation exceedances as reported by the Respondent on the DMRs:

| Monitoring Period | Parameter                      | Parameter Limits | Reported Result  |
|-------------------|--------------------------------|------------------|------------------|
| 01/01/08-01/31/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 11 mg/L          |
|                   | TSS (monthly avg)              | 15 mg/L          | 25 mg/L          |
|                   | TSS (weekly avg)               | 23 mg/L          | 25 mg/L          |
| 02/01/08-02/29/08 | TSS (monthly avg)              | 15 mg/L          | 16 mg/L          |
| 04/01/08-04/30/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 11 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 480 col/100 mL   |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 480 col/100 mL   |
| 05/01/08-05/31/08 | TSS (monthly avg)              | 15 mg/L          | 21 mg/L          |
| 07/01/08-07/31/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 17 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 17 mg/L          |
|                   | TSS (monthly avg)              | 15 mg/L          | 22 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
| 08/01/08-08/31/08 | TSS (monthly avg)              | 15 mg/L          | 18 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 1150 col/100 mL  |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 1150 col/100 mL  |
| 09/01/08-09/30/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 11 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 260 col/100 mL   |
| 03/01/09-03/31/09 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 27 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 27 mg/L          |
|                   | TSS (monthly avg)              | 15 mg/L          | 19 mg/L          |
| 12/01/11-12/31/11 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 230 col/100 mL   |

Each exceedance of the permit effluent limitations prior to May 13, 2008, is a violation of LPDES permit LAG570325 (Part I, Section B, and Part III, Section A.2), La. R. S. 30:2076 (A)(3), and LAC 33:IX.501.A. Each exceedance of the permit effluent limitations after May 13, 2008, is a violation of **CONSOLIDATED COMPLIANCE**

**ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, LPDES permit LAG570325 (Part I, Section B, and Part III, Section A.2), La. R. S. 30:2076 (A)(3), and LAC 33:IX.501.A.

XLVII.

The Respondent owns and/or operates the sanitary wastewater treatment plant that serves the residences at the Clear Lake Subdivision II (AI# 121715) which is located at the west side of Juban Road, south of the I-12 Intersection on Powell Lane in Denham Springs, Livingston Parish, Louisiana. The Department received a NOI to discharge sanitary wastewater from the Respondent on or about April 28, 2004. The Respondent was granted coverage under LPDES General Permit LAG570000 on or about September 29, 2006, and was specifically assigned permit number LAG570321. The permit expired on March 14, 2009. On or about May 20, 2009, the Department issued the Respondent a notification to reapply for coverage under LPDES General Permit LAG570000. The Respondent submitted a LPDES permit renewal application on or about June 5, 2009. The Respondent did not have a LPDES permit or any other authority to discharge until the reissuance of coverage under LPDES permit LAG570321. On or about December 8, 2011, the Department reissued coverage under LPDES permit LAG570321 to the Respondent, and the permit will expire on April 30, 2014. Under the terms and conditions of LPDES permit LAG570321, the Respondent is authorized to discharge sanitary wastewater from the facility into a local drainage ditch, then into Gray's Creek, then into the Amite River, waters of the state.

- A. The Respondent was issued **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, on or about May 13, 2008. The relevant requirements of the Compliance Order were to: cease all unauthorized discharges from the facility and to take all steps necessary to meet and maintain compliance with LPDES permit LAG570321, including, but not limited to, submitting missing and/or incomplete DMRs and NCRs, achieving compliance with the permit limits, and to properly operate and maintain all facilities and treatment and/or collection systems; submit a comprehensive plan for the expeditious elimination and prevention of noncomplying discharges and the noted deficiencies; submit a list of the certified operators responsible for the operation and maintenance of the facilities; and submit a written report that included a detailed description of the circumstances surrounding the cited violations and actions taken to achieve

compliance. A response to **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103** was received by the Department on or about July 21, 2008. **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103** is a final action of the Department and not subject to further review.

- B. A file review conducted by the Department on or about July 20, 2012, revealed that the Respondent did cause and/or allow the unauthorized discharge of sanitary wastewater without an active LPDES permit or other authority to discharge. Specifically, LPDES permit LAG570321 expired on or about March 14, 2009, but the Respondent continued to discharge sanitary wastewater as evidenced by the Respondent's continued submittal of DMRs. The Department received the renewal application on or about June 5, 2009. The Respondent did not have a LPDES permit or any other authority to discharge until the reissuance of coverage under LPDES permit LAG570323 on or about December 8, 2011. The unauthorized discharge of wastewater from March 14, 2009 through December 8, 2011, is a violation of **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103** and La. R.S. 30:2075.
- C. A file review conducted by the Department on or about July 20, 2012, revealed the following effluent limitation exceedances as reported by the Respondent on the DMRs:

| Monitoring Period | Parameter                      | Parameter Limits | Reported Result |
|-------------------|--------------------------------|------------------|-----------------|
| 03/01/08-03/31/08 | TSS (monthly avg)              | 15 mg/L          | 16 mg/L         |
| 08/01/08-08/31/08 | TSS (monthly avg)              | 15 mg/L          | 16 mg/L         |
| 09/01/08-09/30/08 | TSS (monthly avg)              | 15 mg/L          | 40 mg/L         |
|                   | TSS (weekly avg)               | 23 mg/L          | 40 mg/L         |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 240 col/100 mL  |
| 10/01/08-10/31/08 | TSS (monthly avg)              | 15 mg/L          | 16 mg/L         |
| 11/01/08-11/30/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 58 mg/L         |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 58 mg/L         |
| 12/01/08-12/31/08 | TSS (monthly avg)              | 15 mg/L          | 24 mg/L         |
|                   | TSS (weekly avg)               | 23 mg/L          | 24 mg/L         |
| 01/01/09-01/31/09 | TSS (monthly avg)              | 15 mg/L          | 24 mg/L         |
|                   | TSS (weekly avg)               | 23 mg/L          | 24 mg/L         |

| Monitoring Period | Parameter                      | Parameter Limits | Reported Result |
|-------------------|--------------------------------|------------------|-----------------|
| 02/01/09-02/28/09 | TSS (monthly avg)              | 15 mg/L          | 28 mg/L         |
|                   | TSS (weekly avg)               | 23 mg/L          | 28 mg/L         |
| 03/01/09-03/31/09 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 21 mg/L         |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 21 mg/L         |
|                   | TSS (monthly avg)              | 15 mg/L          | 27 mg/L         |
|                   | TSS (weekly avg)               | 23 mg/L          | 27 mg/L         |

Each exceedance of the permit effluent limitations prior to May 13, 2008, is a violation of LPDES permit LAG570321 (Part I, Section B, and Part III, Section A.2), La. R. S. 30:2076 (A)(3), and LAC 33:IX.501.A. Each exceedance of the permit effluent limitations beginning May 13, 2008, is a violation of **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, LPDES permit LAG570321 (Part I, Section B, and Part III, Section A.2), La. R. S. 30:2076 (A)(3), and LAC 33:IX.501.A.

#### XLVIII.

The Respondent owns and/or operates a mechanical STP that serves the residences of Ott's Cove Subdivision (AI# 121721), which is located on the North side of Highways 1024 and East of the Hwy 16 intersection in Watson, Livingston Parish, Louisiana. On or about August 17, 2006, the Respondent was granted coverage under LPDES permit LAG540000 and was specifically assigned permit number LAG541311 which expired on February 29, 2008, and was administratively continued. On or about December 19, 2008, the Department reissued coverage under LPDES permit LAG541311 to the Respondent, and the permit will expire on June 30, 2013. Under the terms and conditions of LPDES permit LAG541311, the Respondent is authorized to discharge sanitary wastewater from the facility into an unnamed ditch, then into Moler Bayou, then into West Colyell Creek, waters of the state.

- A. A file review conducted by the Department on or about July 20, 2012, revealed the following effluent limitation exceedances as reported by the Respondent on the DMRs:

| Monitoring Period | Parameter                    | Parameter Limits | Reported Result  |
|-------------------|------------------------------|------------------|------------------|
| 07/01/06-09/30/06 | Fecal Coliform (monthly avg) | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)  | 400 col/100 mL   | >2000 col/100 mL |
| 07/01/07-09/30/07 | Fecal Coliform (monthly avg) | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)  | 400 col/100 mL   | >2000 col/100 mL |

| Monitoring Period | Parameter  | Parameter Limits                            | Reported Result                             |         |
|-------------------|--|---|---|---------|
| 10/01/07-12/31/07 | BOD <sub>5</sub> (monthly avg)   | 30 mg/L                                     | 90 mg/L                                     |         |
|                   | BOD <sub>5</sub> (weekly avg)  | 45 mg/L                                     | 90 mg/L                                     |         |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL                              | 740 col/100 mL                              |         |
|                   | Fecal Coliform (weekly avg)  | 400 col/100 mL                              | 740 col/100 mL                              |         |
| 04/01/09-06/30/09 | TSS (monthly avg) Fecal Coliform (monthly avg) Fecal Coliform (weekly avg) | 30 mg/L<br>200 col/100 mL<br>400 col/100 mL | 43 mg/L<br>420 col/100 mL<br>420 col/100 mL |         |
|                   | 07/01/09-09/30/09  | BOD <sub>5</sub> (monthly avg)              | 30 mg/L                                     | 74 mg/L |
|                   |  | BOD <sub>5</sub> (weekly avg)               | 45 mg/L                                     | 74 mg/L |
| 04/01/10-06/30/10 | Fecal Coliform (monthly avg)   | 200 col/100 mL                              | >2000 col/100 mL                            |         |
|                   | Fecal Coliform (weekly avg)  | 400 col/100 mL                              | >2000 col/100 mL                            |         |
| 01/01/11-03/31/11 | Fecal Coliform (monthly avg)   | 200 col/100 mL                              | 270 col/100 mL                              |         |

Each exceedance of the permit effluent limitations is a violation of LPDES permit LAG541311 (Part I, Section B, and Part III, Section A.2), La. R. S. 30:2076(A)(3), and LAC 33:IX.501.A.

#### XLIX.

The Respondent owns and/or operates a mechanical STP that serves the residences of Azalea Woods Subdivision (AI# 92403), which is located off La. Highway 22 on Rosewood Drive in Ponchatoula, Tangipahoa Parish, Louisiana. Azalea Woods, L.L.C. was granted coverage under LPDES General Permit LAG560000 on January 10, 2002, and was specifically assigned permit number LAG560217. On or about July 17, 2003, the Department received a NOI to discharge sanitary wastewater from the Respondent. On or about October 10, 2006, coverage under LPDES permit LAG560217 was transferred to the Respondent. The permit expired on July 31, 2008, and was administratively continued. On or about November 14, 2011, the Department reissued coverage under LPDES permit LAG560217 to the Respondent, and the permit will expire on May 31, 2014. Under the terms and conditions of LPDES permit LAG560217, the Respondent is authorized to discharge sanitary wastewater into the Yellow Water River, then into the Ponchatoula Creek, waters of the state.

- A. The Respondent was issued **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, on or about May 13, 2008. The relevant requirements of the Compliance Order were to: cease all unauthorized discharges from the facility and to take all steps necessary to meet and

maintain compliance with LPDES permit LAG560217, including, but not limited to, submitting missing and/or incomplete DMRs and NCRs, achieving compliance with the permit limits, and to properly operate and maintain all facilities and treatment and/or collection systems; submit a comprehensive plan for the expeditious elimination and prevention of noncomplying discharges and the noted deficiencies; submit a list of the certified operators responsible for the operation and maintenance of the facilities; and submit a written report that included a detailed description of the circumstances surrounding the cited violations and actions taken to achieve compliance. A response to **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103** was received by the Department on or about July 21, 2008. **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, is a final action of the Department and not subject to further review.

- B. An inspection conducted by the Department on or about August 23, 2011 and a subsequent file review conducted on or about July 20, 2012, revealed that the Respondent had deficiencies in the operations and/or maintenance of the facility. Specifically, the inspection revealed that one of the sludge returns was not operational, and chlorine tablets were not present in two of the three chlorine tubes of the chlorination unit. The failure to properly operate and maintain the systems of treatment and control is a violation of **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, LPDES permit LAG560217 (Part I, Section B, and Part III, Sections A.2 and B.3.a), La. R. S. 30:2076 (A)(3), and LAC 33:IX.2701.E.
- C. A file review conducted by the Department on or about July 20, 2012, revealed that the Respondent failed to submit the monthly DMRs as required by LPDES permit LAG560217. Specifically, the Respondent failed to submit the monthly DMR for March 2009. The failure to submit the monthly DMR is a violation of **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, LPDES permit LAG560217 (Part II, Section N.8 and Part III, Sections A.2 and D.4), La. R. S. 30:2076 (A)(3), and LAC 33:IX.2701.L.4.a.

- D. A file review conducted by the Department on or about July 20, 2012, revealed that the Respondent failed to sample its effluent monthly as required by LPDES permit LAG560217. Specifically, the Respondent failed to sample its effluent during the May 2009 monitoring period. The failure to sample is a violation of LPDES permit LAG560217 (Part II, Section N.8 and Part III, Sections A.2 and D.4), La. R. S. 30:2076 (A)(3), LAC 33:IX.501.A, and LAC 33:IX.2701.A.
- E. A file review conducted by the Department on or about July 20, 2012, revealed that the Respondent submitted an incomplete or inaccurate DMR. Specifically, the Respondent reported a monthly monitoring period beginning March 1, 2009 through December 31, 2009, on the DMR. Each submittal of an incomplete or inaccurate DMR is a violation of **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, LPDES permit LAG560217 (Part III, Sections A.2 and D.4), La. R. S. 30:2076 (A)(3), and LAC 33:IX.2701.L.4.d.
- F. An inspection conducted by the Department on or about August 23, 2011, and a subsequent file review conducted by the Department on or about July 20, 2012, revealed the following effluent limitation exceedances as reported by the Respondent on the DMRs:

| Monitoring Period | Parameter                      | Parameter Limits | Reported Result  |
|-------------------|--------------------------------|------------------|------------------|
| 02/01/08-02/29/08 | TSS (monthly avg)              | 20 mg/L          | 35 mg/L          |
|                   | TSS (weekly avg)               | 30 mg/L          | 35 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000col/100 mL  |
| 08/01/08-08/31/08 | BOD <sub>5</sub> (monthly avg) | 20 mg/L          | 23 mg/L          |
|                   | TSS (monthly avg)              | 20 mg/L          | 48 col/100 mL    |
|                   | TSS (weekly avg)               | 30 mg/L          | 48 col/100 mL    |
| 09/01/08-09/30/08 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000col/100 mL  |
| 10/01/08-10/31/08 | BOD <sub>5</sub> (monthly avg) | 20 mg/L          | 31 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 30 mg/L          | 31 mg/L          |
|                   | TSS (monthly avg)              | 20 mg/L          | 39 mg/L          |
|                   | TSS (weekly avg)               | 30 mg/L          | 39 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 470 col/100 mL   |
|                   | Fecal Coliform (weekly avg)    | 200 col/100 mL   | 470 col/100 mL   |
| 01/01/09-01/31/09 | TSS (monthly avg)              | 20 mg/L          | 35 mg/L          |
|                   | TSS (weekly avg)               | 30 mg/L          | 35 mg/L          |



| Monitoring Period     | Parameter                      | Parameter Limits | Reported Result  |
|-----------------------|--------------------------------|------------------|------------------|
| 11/01/09-<br>11/30/09 | BOD <sub>5</sub> (monthly avg) | 20 mg/L          | 32 mg/L          |
|                       | BOD <sub>5</sub> (weekly avg)  | 30 mg/L          | 32 mg/L          |
|                       | TSS (monthly avg)              | 20 mg/L          | 27 mg/L          |
|                       | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 620 col/100 mL   |
|                       | Fecal Coliform (weekly avg)    | 200 col/100 mL   | 620 col/100 mL   |
| 01/01/10-<br>01/31/10 | TSS (monthly avg)              | 20 mg/L          | 23 mg/L          |
|                       | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                       | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000col/100 mL  |
| 03/01/10-<br>03/31/10 | TSS (monthly avg)              | 20 mg/L          | 39 mg/L          |
|                       | TSS (weekly avg)               | 30 mg/L          | 39 mg/L          |
| 04/01/10-<br>04/30/10 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 280 col/100 mL   |
|                       | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 280 col/100 mL   |
| 05/01/10-<br>05/31/10 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                       | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
| 10/01/10-<br>10/31/10 | TSS (monthly avg)              | 20 mg/L          | 36 mg/L          |
|                       | TSS (weekly avg)               | 30 mg/L          | 36 mg/L          |
| 11/01/10-<br>11/30/10 | TSS (monthly avg)              | 20 mg/L          | 28 mg/L          |
|                       | TSS (weekly avg)               |                  |                  |
| 12/01/10-<br>12/31/10 | TSS (monthly avg)              | 20 mg/L          | 23 mg/L          |
|                       | TSS (weekly avg)               | 200 col/100 mL   | 1990 col/100 mL  |
|                       | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 1990 col/100 mL  |
|                       | Fecal Coliform (weekly avg)    |                  |                  |
| 01/01/11-<br>01/31/11 | TSS (monthly avg)              | 20 mg/L          | 25 mg/L          |
|                       | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >210 col/100 mL  |
| 04/01/11-<br>04/30/11 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 2000 col/100 mL  |
|                       | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 2000 col/100 mL  |
| 07/01/11-<br>07/31/11 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                       | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
| 08/01/11-<br>08/31/11 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 1070 col/100 mL  |
|                       | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 1070 col/100 mL  |
| 12/01/11-<br>12/31/11 | TSS (monthly avg)              | 20 mg/L          | 26 mg/L          |

Each exceedance of the permit effluent limitations prior to May 13, 2008, is a violation of LPDES permit LAG560217 (Part I, Section B, and Part III, Section A.2), La. R. S. 30:2076 (A)(3), and LAC 33:IX.501.A. Each exceedance of the permit effluent limitations beginning May 13, 2008, is a violation of **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, LPDES permit LAG560217 (Part I, Section B, and Part III, Section A.2), La. R. S. 30:2076 (A)(3), and LAC 33:IX.501.A.

## L.

The Respondent owns and/or operates a mechanical STP that serves the residences of Tranquility Lakes (AI# 123729), which is located at 280 Archery Drive, in Denham Springs, Livingston Parish, Louisiana. On or about August 17, 2006, the Respondent was granted coverage under LPDES permit LAG540000 and was specifically assigned permit number LAG541312. The permit expired on February 29, 2008, and was administratively continued. On or about December 19, 2008, the Department reissued coverage under LPDES permit LAG541312 to the Respondent, and the permit will expire on June 30, 2013. Under the terms and conditions of LPDES permit LAG541312, the Respondent is authorized to discharge sanitary wastewater from the facility into an unnamed ditch, then into the Amite River, waters of the state.

- A. The U.S. EPA issued **ADMINISTRATIVE COMPLIANCE ORDER CWA-06-2011-1875**, on or about July 13, 2011, for violations identified during a June 22, 2011 inspection.
- B. A file review conducted by the Department on or about July 20, 2012, revealed the following effluent limitation exceedances as reported by the Respondent on the DMRs:

| Monitoring Period | Parameter                      | Parameter Limits | Reported Result  |
|-------------------|--------------------------------|------------------|------------------|
| 07/01/06-09/30/06 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
| 10/01/06-12/31/06 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 500 col/100 mL   |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 500 col/100 mL   |
| 04/01/07-06/31/07 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 870 col/100 mL   |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 870 col/100 mL   |
| 07/01/07-09/30/07 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 770 col/100 mL   |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 770 col/100 mL   |
| 10/01/07-12/31/07 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 280 col/100 mL   |
| 01/01/08-03/31/08 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 56 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 45 mg/L          | 56 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100mL    | >2000 col/100mL  |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL  |
|                   | TSS (monthly avg)              | 30 mg/L          | 54 mg/L          |
|                   | TSS (weekly avg)               | 45 mg/L          | 54 mg/L          |
| 01/01/09-03/31/09 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 1130 col/100 mL  |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 1130 col/100 mL  |
| 07/01/09-09/30/09 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
| 07/01/11-09/31/11 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 730 col/100 mL   |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 730 col/100 mL   |

Each exceedance of the permit effluent limitations to waters of the state is a violation of LPDES permit LAG541312 (Part I, Section B, and Part III, Section A.2), La. R.S. 30:2076 (A)(3), and LAC 33:IX.501.A.

LI.

The Respondent owns and/or operates two mechanical STPs that serve the residences of Lakin Ridge Subdivision (AI# 101749), located at 12135 Highway 22 in Ponchatoula, Livingston Parish, Louisiana. On or about April 28, 2004, the Department received a NOI to discharge sanitary wastewater from the Respondent. On or about August 18, 2006, the Respondent was granted coverage under LPDES permit LAG540000 and was specifically assigned permit number LAG541310. The permit expired on February 29, 2008, and was administratively continued. On or about December 19, 2008, the Department reissued coverage under LPDES permit LAG541310 to the Respondent, and the permit will expire on June 30, 2013. Under the terms and conditions of LPDES permit LAG541310, the Respondent is authorized discharge sanitary wastewater from the facility into highway ditch, then into an unnamed slough, then into the Natalbany River, waters of the state.

- A. An inspection conducted by the Department on or about April, 26, 2007, revealed that the Respondent failed to submit DMRs as required by LPDES permit LAG541310. Specifically, the Respondent failed to submit the monthly DMR for 1<sup>st</sup> quarter of 2007. A Notice of Deficiency (NOD) was issued to the Respondent on or about June 29, 2007, for the failure to submit the 1<sup>st</sup> quarter of 2007. A response to the NOD from the Respondent was received on or about June 29, 2007. The Respondent submitted the missing DMR on or about April 26, 2007. The Respondent was issued a Deficiency Clear letter on or about August 13, 2007.
- B. A file review conducted by the Department on or about July 20, 2012, revealed the following effluent limitation exceedances as reported by the Respondent on the DMRs:

| Monitoring Period | Parameter                      | Parameter Limits | Reported Result  |
|-------------------|--------------------------------|------------------|------------------|
| 04/01/08-06/30/08 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 81 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 45 mg/L          | 81 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |

| Monitoring Period | Parameter                      | Parameter Limits | Reported Result  |
|-------------------|--------------------------------|------------------|------------------|
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
|                   | TSS (monthly avg)              | 30 mg/L          | 32 mg/L          |
| 04/01/10-06/30/10 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 800 col/100 mL   |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 800 col/100 mL   |
| 10/01/10-12/31/10 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 81 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 45 mg/L          | 81 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100mL    | >2000 col/100mL  |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL  |
|                   | TSS (monthly avg)              | 30 mg/L          | 285 mg/L         |
|                   | TSS (weekly avg)               | 45 mg/L          | 285 mg/L         |
| 01/01/11-03/31/11 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 69 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 45 mg/L          | 69 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100mL    | >2000 col/100mL  |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL  |
|                   | TSS (monthly avg)              | 30 mg/L          | 97 mg/L          |
|                   | TSS (weekly avg)               | 45 mg/L          | 97 mg/L          |
| 04/01/11-06/30/11 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 2000 col/100 mL  |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 2000 col/100 mL  |

Each exceedance of the permit effluent limitations into waters of the state is a violation of LPDES permit LAG541310 (Part I, Section B, and Part III, Section A.2), La. R.S. 30:2076 (A)(3), and LAC 33:IX.501.A.

## LII.

The Respondent owns and/or operates two mechanical STPs that serve the residences of Isle of Orleans Subdivision (AI# 121718), which is located on Kyndall Lane, off Gayle Road, off Hwy 22 in Ponchatoula, Tangipahoa Parish, Louisiana. On or about April 28, 2004, the Department received a NOI to discharge sanitary wastewater from the Respondent. On or about August 10, 2006, the Respondent was granted coverage under LPDES permit LAG530000 and was specifically assigned permit number LAG531836. The permit expired on November 30, 2007, and was administratively continued. On or about February 8, 2008, the Department reissued coverage under LPDES permit LAG531836 to the Respondent, and the permit will expire on November 30, 2012. Under the terms and conditions of LPDES permit LAG531836, the Respondent is authorized to discharge sanitary wastewater from the facility into an unnamed ditch, then into Big Branch, then into South Slough waters of the state.

- A. A file review conducted by the Department on or about July 20, 2012, revealed that the Respondent failed to sample its effluent monthly as required by LPDES permit LAG531836. Specifically, the Respondent reported on their DMR that they failed to

- sample the effluent during the January through June of 2008 semi-annual monitoring period. The failure to sample is a violation of LPDES permit LAG531836 (Part I, Section B, Schedule B and Part II, Section N.8 and Part III, Sections A.2 and D.4), La. R. S. 30:2076 (A)(3), LAC 33:IX.501.A, and LAC 33:IX.2701.A.
- B. A file review conducted by the Department on or about July 20, 2012, revealed that the Respondent failed to submit the semi-annual DMRs as required by LPDES permit LAG531836. Specifically, the Respondent failed to submit the semi-annual DMRs for 2007, and for the January of 2010 through June of 2010 monitoring period. Each failure to submit a semi-annual DMR is a violation of LPDES permit LAG531836 (Part II, Section N.8 and Part III, Sections A.2 and C.2), La. R. S. 30:2076 (A)(3), LAC 33:IX.501.A.
- C. A file review conducted by the Department on or about July 20, 2012, revealed that the Respondent submitted incomplete or inaccurate DMRs as required by LPDES permit LAG531836. Specifically, the Respondent failed to report the monthly averages for TSS, BOD, and Fecal Coliform on the DMRs for the January of 2008 through June of 2009 semi-annual monitoring periods. Each submittal of an incomplete or inaccurate DMR is a violation of LPDES permit LAG531836 (Part III, Sections A.2 and D.4), La. R. S. 30:2076 (A)(3), LAC and LAC 33:IX.2701.L.4.d.
- D. An inspection conducted by the Department on or about May 22, 2007, revealed that the Respondent had deficiencies in the operations and/or maintenance of the facility. Specifically, the inspection revealed that the STP had vegetation growing out the STP, overgrown vegetation around the chlorine contact chambers, the lift station was full of grease, the discharge pipe could not be located, a faint odor was emanating from the STP, and a fecal coliform exceedance in 2006 was noted in the report. A Notice of Deficiency (NOD) was issued to the Respondent on or about June 29, 2007, for the findings in the inspection report. A response to the NOD from the Respondent was received on or about August 13, 2007. The Respondent was issued a Deficiency Clear letter on or about October 10, 2007.
- E. An inspection conducted by the Department on or about May 22, 2007, and a subsequent file review conducted by the Department on or about July 20, 2012,

revealed the following effluent limitation exceedances as reported by the Respondent on its DMRs:

| Monitoring Period | Parameter                      | Parameter Limits | Reported Result |
|-------------------|--------------------------------|------------------|-----------------|
| 01/01/06-12/31/06 | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 1700 col/100 mL |
| 01/01/07-12/31/07 | TSS (weekly avg)               | 45 mg/L          | 113 mg/L        |
| 07/01/08-12/31/08 | BOD <sub>5</sub> (weekly avg)  | 45 mg/L          | 61 mg/L         |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL |
|                   | TSS (weekly avg)               | 45 mg/L          | 50 mg/L         |
| 01/01/09-06/30/09 | BOD <sub>5</sub> (weekly avg)  | 45 mg/L          | 121 mg/L        |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL |
|                   | TSS (weekly avg)               | 45 mg/L          | 123 mg/L        |
| 07/01/09-12/31/09 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 77 mg/L         |
|                   | BOD <sub>5</sub> (weekly avg)  | 45 mg/L          | 77 mg/L         |
|                   | Fecal Coliform (monthly avg)   | 200 col/100mL    | >2000 col/100mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL |
|                   | TSS (monthly avg)              | 30 mg/L          | 70 mg/L         |
|                   | TSS (weekly avg)               | 45 mg/L          | 70 mg/L         |
| 07/01/10-12/31/10 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 39 mg/L         |
|                   | Fecal Coliform (monthly avg)   | 200 col/100mL    | >2000 col/100mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL |
|                   | TSS (monthly avg)              | 30 mg/L          | 78 mg/L         |
|                   | TSS (weekly avg)               | 45 mg/L          | 78 mg/L         |
| 01/01/11-06/30/11 | Fecal Coliform (monthly avg)   | 200 col/100mL    | >2000 col/100mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL |
|                   | TSS (monthly avg)              | 30 mg/L          | 47 mg/L         |
|                   | TSS (weekly avg)               | 45 mg/L          | 47 mg/L         |

Each exceedance of the permit effluent limitations into waters of the state is a violation of LPDES permit LAG531836 (Part I, Section B, and Part III, Section A.2), La. R.S. 30:2076 (A)(3), and LAC 33:IX.501.A.

### LIII.

The Respondent owns and/or operates two (2) mechanical STPs that serve the residences of Greenleaf Subdivision (AI# 121720), located off of Dunson Road in Ponchatoula, Tangipahoa Parish, Louisiana. On or about April 28, 2004, the Department received a NOI to discharge sanitary wastewater from the Respondent. On or about August 2, 2006, the Respondent was granted coverage under LPDES permit LAG540000 and was specifically assigned permit number LAG541309. The permit expired on February 29, 2008, and was administratively continued. On or about December 19, 2008, the Department reissued coverage under LPDES permit LAG541309 to the Respondent, and the permit will expire on June 30, 2013. Under the terms

and conditions of LPDES permit LAG541309, the Respondent is authorized to discharge sanitary wastewater from the facility into an unnamed drainage canal, then into Selsers Creek, waters of the state.

- A. An inspection conducted by the Department on or about May 15, 2007, revealed that the Respondent had deficiencies in the operations and/or maintenance of the facility. Specifically, the inspection revealed a build up of trash, vegetation on top of a grating, and solids build-up inside the treatment plant. A Notice of Deficiency (NOD) was issued to the Respondent on or about June 29, 2007, for the findings in the inspection report. A response to the NOD from the Respondent was received on or about August 15, 2007. The Respondent was issued a Deficiency Clear letter on or about October 10, 2007.
- B. An inspection conducted by the Department on or about May 15, 2007, and a subsequent file review conducted by the Department on or about July 20, 2012, revealed that the Respondent exceeded the permit effluent limitations contained in LPDES permit LAG541309, as reported by the Respondent on the DMRs:

| Monitoring Period | Parameter                      | Parameter Limits | Reported Result |
|-------------------|--------------------------------|------------------|-----------------|
| 07/01/06-09/30/06 | Fecal Coliform (monthly avg)   | 200 col/100mL    | >2000 col/100mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL |
| 04/01/07-06/01/07 | Fecal Coliform (monthly avg)   | 200 col/100mL    | 360 col/100mL   |
| 10/01/07-12/31/07 | Fecal Coliform (monthly avg)   | 200 col/100mL    | >2000 col/100mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL |
| 01/01/09-03/31/09 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 44 mg/L         |
| 10/01/11-12/30/11 | Fecal Coliform (monthly avg)   | 200 col/100mL    | >2000 col/100mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL |

Each exceedance of the permit effluent limitations into waters of the state is a violation of LPDES permit LAG541309 (Part I, Section B, and Part III, Section A.2), La. R.S. 30:2076 (A)(3), and LAC 33:IX.501.A.

#### LIV.

The Respondent owns and/or operates two (2) mechanical STPs that serve the residences of Whispering Winds Subdivision (AI# 121717), located at 48008 Sibley Road, Tickfaw, Tangipahoa Parish, Louisiana. On or about April 28, 2004, the Department received a NOI to discharge sanitary wastewater from the Respondent. On or about August 17, 2006, the

Respondent was granted coverage under LPDES permit LAG540000 and was specifically assigned permit number LAG541308. The permit expired on February 29, 2008, and was administratively continued. On or about December 19, 2008, the Department reissued coverage under LPDES permit LAG541308 to the Respondent, and the permit will expire on June 30, 2013. Under the terms and conditions of LPDES permit LAG541308, the Respondent is authorized to discharge sanitary wastewater from the facility into an unnamed ditch, then into a highway ditch, then into the Natalbany River, waters of the state.

- A. An inspection conducted by the Department on or about April 24, 2007, revealed that the Respondent had deficiencies in the operations and/or maintenance of the facility. Specifically, the inspection revealed built up sludge in the rear of the plant, a bent grating, and the inspector could not locate the discharge pipe location or receiving waters due to overgrowth of vegetation. The failure to properly operate and maintain the systems of treatment and control is a violation of LPDES permit LAG541308 (Part III, Sections A.2 and B.3.a), La. R. S. 30:2076 (A)(3), and LAC 33:IX.2701.E.
- B. An inspection conducted by the Department on or about April 24, 2007, and a subsequent file review conducted by the Department on or about July 20, 2012, revealed the following effluent limitation exceedances as reported by the Respondent on the DMRs:

| Monitoring Period | Parameter                      | Parameter Limits | Reported Result |
|-------------------|--------------------------------|------------------|-----------------|
| 07/01/06-09/30/06 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 121 mg/L        |
|                   | BOD <sub>5</sub> (weekly avg)  | 45 mg/L          | 121 mg/L        |
|                   | Fecal Coliform (monthly avg)   | 200 col/100mL    | 560 col/100mL   |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | 560 col/100mL   |
| 10/01/06-12/31/06 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 97 mg/L         |
|                   | BOD <sub>5</sub> (weekly avg)  | 45 mg/L          | 97 mg/L         |
|                   | TSS (monthly avg)              | 30 mg/L          | 69 mg/L         |
|                   | TSS (weekly avg)               | 45 mg/L          | 69 mg/L         |
| 07/01/07-09/30/07 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 36 mg/L         |
|                   | Fecal Coliform (monthly avg)   | 200 col/100mL    | >2000 col/100mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL |
| 10/01/07-12/31/07 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 61 mg/L         |
|                   | BOD <sub>5</sub> (weekly avg)  | 45 mg/L          | 61 mg/L         |
|                   | Fecal Coliform (monthly avg)   | 200 col/100mL    | >2000 col/100mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL |
|                   | TSS (monthly avg)              | 30 mg/L          | 47 mg/L         |
|                   | TSS (weekly avg)               | 45 mg/L          | 47 mg/L         |
| 04/01/08-06/30/08 | TSS (monthly avg)              | 30 mg/L          | 40 mg/L         |



| Monitoring Period | Parameter                      | Parameter Limits | Reported Result  |
|-------------------|--------------------------------|------------------|------------------|
| 10/01/08-12/31/08 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
| 01/01/10-03/31/10 | TSS (monthly avg)              | 30 mg/L          | 47 mg/L          |
|                   | TSS (weekly avg)               | 45 mg/L          | 47 mg/L          |
| 04/01-10-06/30/10 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 100 mg/L         |
|                   | BOD <sub>5</sub> (weekly avg)  | 45 mg/L          | 100 mg/L         |
|                   | Fecal Coliform (monthly avg)   | 200 col/100mL    | 1900 col/100mL   |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | 1900 col/100mL   |
|                   | TSS (monthly avg)              | 30 mg/L          | 32 mg/L          |
| 07/01/10-09/30/10 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 42 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100mL    | >2000 col/100mL  |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL  |
| 10/01/10-12/31/10 | TSS (monthly avg)              | 30 mg/L          | 32 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100mL    | 230 col/100mL    |
| 01/01/11-03/31/11 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 35 mg/L          |
|                   | TSS (monthly avg)              | 30 mg/L          | 40 mg/L          |
| 07/01/11-09/30/11 | Fecal Coliform (monthly avg)   | 200 col/100mL    | >2000 col/100mL  |
|                   | Fecal Coliform (weekly avg)    | 400 col/100mL    | >2000 col/100mL  |
| 10/01/11-12/31/11 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 43 mg/L          |

Each exceedance of the permit effluent limitations into waters of the state is a violation of LPDES permit LAG541308 (Part I, Section B, Schedule A, and Part III, Section A.2), La. R.S. 30:2076 (A)(3), and LAC 33:IX.501.A.

#### LV.

The Respondent owns and/or operates a STP that serves the residences at the Pecan Creek Subdivision (AI# 120387) which is located off Dunn Road, approximately 1.25 miles northeast of Lockhart Road in Denham Springs, Livingston Parish, Louisiana. On or about July 27, 2004, the Department received a NOI to discharge sanitary wastewater from the Respondent. On or about August 21, 2006, the Respondent was granted coverage under LPDES General Permit LAG570000 and was specifically assigned LPDES permit number LAG570320. The permit expired on March 14, 2009. On or about May 20, 2009, the Department issued the Respondent a notification to reapply for coverage under LPDES General Permit LAG570000. The Respondent submitted a LPDES permit renewal application on or about June 5, 2009. The Respondent did not have a LPDES permit or any other authority to discharge until the reissuance of coverage under LPDES permit LAG570173. On or about October 19, 2011, the Department reissued coverage under LPDES permit LAG570320 to the Respondent, and the permit will expire on

April 30, 2014. Under the terms and conditions of LPDES permit LAG570320, the Respondent is authorized to discharge sanitary wastewater from the facility into a local drainage ditch, then into West Colyell Creek, waters of the state.

- A. The Respondent was issued **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, on or about May 13, 2008. The relevant requirements of the Compliance Order were to: cease all unauthorized discharges from the facility and to take all steps necessary to meet and maintain compliance with LPDES permit LAG570320, including, but not limited to, submitting missing and/or incomplete DMRs and NCRs, achieving compliance with the permit limits, and to properly operate and maintain all facilities and treatment and/or collection systems; submit a comprehensive plan for the expeditious elimination and prevention of noncomplying discharges and the noted deficiencies; submit a list of the certified operators responsible for the operation and maintenance of the facilities; and submit a written report that included a detailed description of the circumstances surrounding the cited violations and actions taken to achieve compliance. A response to **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103** was received by the Department on or about July 21, 2008. **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103** is a final action of the Department and not subject to further review.
- B. An inspection conducted by the Department on or about September 23, 2011, and a subsequent file review conducted by the Department on or about July 20, 2012, revealed that the Respondent has deficiencies in the proper operation and/or maintenance of the facility. Specifically, the inspection revealed that there was a buildup of sludge in the chlorine contact chamber where sample collection takes place. The outfall was submerged, and flow could not be measured due to the submerged outfall. The failure to properly operate and maintain systems of treatment and control is a violation of **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, La. R.S. 30:2076(A)(3) and LAC 33:IX.2701.E.

- C. A file review conducted by the Department on or about July 20, 2012, revealed that the Respondent did cause and/or allow the unauthorized discharge of sanitary wastewater without an active LPDES permit or other authority to discharge. Specifically, LPDES permit LAG570320 expired on or about March 14, 2009, but the Respondent continued to discharge sanitary wastewater as evidenced by the Respondent's continued submittal of DMRs. The Department received the renewal application on or about June 5, 2009. The Respondent did not have a LPDES permit or any other authority to discharge until the reissuance of coverage under LPDES permit LAG570320 on or about October 19, 2011. The unauthorized discharge of wastewater from March 14, 2009 through October 19, 2011, is a violation of **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103** and La. R.S. 30:2075.
- D. An inspection conducted by the Department on or about September 23, 2011, and a subsequent file review conducted by the Department on or about July 20, 2012, revealed that the Respondent failed to take representative samples. Specifically, the inspection revealed that there was a buildup of sludge in the chlorine contact chamber where sample collection takes place. The outfall was submerged, and flow could not be measured due to the submerged outfall. The failure to take representative samples is a violation of LPDES permit LAG570320 (Part I, Section B, and Part III, Section A.2), La. R.S. 30:2076(A)(3), and LAC 33:IX.2701.J.1.
- E. An inspection conducted by the Department on or about September 23, 2011, and a subsequent file review conducted by the Department on or about July 20, 2012, revealed that the Respondent failed to measure flow. Specifically, the inspection revealed that the outfall was submerged, and flow could not be measured due to the submerged outfall. The failure to measure flow is a violation of LPDES permit LAG570320 (Part I, Section B, and Part III, Section A.2), La. R.S. 30:2076(A)(3), and LAC 33:IX.2701.J.4.
- F. An inspection conducted by the Department on or about September 23, 2011, and a subsequent file review conducted by the Department on or about July 20, 2012, revealed the following effluent limitation exceedances as reported by the Respondent on the DMRs:

| Monitoring Period | Parameter                      | Parameter Limits | Reported Result  |
|-------------------|--------------------------------|------------------|------------------|
| 01/01/08-01/31/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 17 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 17 mg/L          |
|                   | TSS (monthly avg)              | 15 mg/L          | 20 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
| 02/01/08-02/29/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 40 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 40mg/L           |
|                   | TSS (monthly avg)              | 15 mg/L          | 48 mg/L          |
|                   | TSS (weekly avg)               | 23 mg/L          | 48 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 620 col/100 mL   |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 620 col/100 mL   |
| 03/01/08-03/31/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 16 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 16 mg/L          |
| 06/01/08-06/30/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 27 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 27 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 830 col/100 mL   |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 830 col/100 mL   |
| 08/01/08-08/31/08 | TSS (monthly avg)              | 15 mg/L          | 17 mg/L          |
| 09/01/08-09/30/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 21 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 21 mg/L          |
|                   | TSS (monthly avg)              | 15 mg/L          | 55 mg/L          |
|                   | TSS (weekly avg)               | 23 mg/L          | 55 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
| 10/01/08-10/31/08 | TSS (monthly avg)              | 15 mg/L          | 19 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
| 11/01/08-11/30/08 | TSS (monthly avg)              | 15 mg/L          | 30 mg/L          |
|                   | TSS (weekly avg)               | 23 mg/L          | 30 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 590 col/100 mL   |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 590 col/100 mL   |
| 12/01/08-12/31/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 33 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 33 mg/L          |
|                   | TSS (monthly avg)              | 15 mg/L          | 67 mg/L          |
|                   | TSS (weekly avg)               | 23 mg/L          | 67 mg/L          |
| 01/01/09-01/31/09 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 26 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 26 mg/L          |
|                   | TSS (monthly avg)              | 15 mg/L          | 37 mg/L          |
|                   | TSS (weekly avg)               | 23 mg/L          | 37 mg/L          |
| 02/01/09-02/29/09 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 17 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 17 mg/L          |
|                   | TSS (monthly avg)              | 15 mg/L          | 69 mg/L          |
|                   | TSS (weekly avg)               | 23 mg/L          | 69 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |

| Monitoring Period     | Parameter                      | Parameter Limits | Reported Result  |
|-----------------------|--------------------------------|------------------|------------------|
| 03/01/09-<br>03/31/09 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 40 mg/L          |
|                       | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 40 mg/L          |
|                       | TSS (monthly avg)              | 15 mg/L          | 69 mg/L          |
|                       | TSS (weekly avg)               | 23 mg/L          | 69 mg/L          |
|                       | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                       | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
| 11/01/11-<br>11/30/11 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 23 mg/L          |
|                       | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 23 mg/L          |
|                       | TSS (monthly avg)              | 15 mg/L          | 63 mg/L          |
|                       | TSS (weekly avg)               | 23 mg/L          | 63 mg/L          |
| 12/01/11-<br>12/31/11 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 42 mg/L          |
|                       | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 42 mg/L          |
|                       | TSS (monthly avg)              | 15 mg/L          | 140 mg/L         |
|                       | TSS (weekly avg)               | 23 mg/L          | 140 mg/L         |
|                       | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                       | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |

Each exceedance of the permit effluent limitations beginning May 13, 2008, is a violation of **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, LPDES permit LAG570320 (Part I, Section B, and Part III, Section A.2), La. R. S. 30:2076 (A)(3), and LAC 33:IX.501.A. Each exceedance of the permit effluent limitations prior to May 13, 2008 is a violation of LPDES permit LAG570320 (Part I, Section B, and Part III, Section A.2), La. R. S. 30:2076 (A)(3), and LAC 33:IX.501.A.

#### LVI.

The Respondent owns and/or operates a mechanical STP that serves the residences of Oak Hills IV Subdivision (AI# 123652), which is located at 37116 Oak View Lane in Watson, Livingston Parish, Louisiana. On or about August 17, 2006, the Respondent was granted coverage under LPDES permit LAG540000 and was specifically assigned permit number LAG541281. The permit expired on February 29, 2008, and was administratively continued. On or about December 19, 2008, the Department reissued coverage under LPDES permit LAG541281 to the Respondent, and the permit will expire on June 30, 2013. Under the terms and conditions of LPDES permit LAG541281, the Respondent is authorized to discharge sanitary wastewater from the facility into an unnamed ditch, then into Moler Bayou, then into West Colyell Creek, waters of the state.

A. A file review conducted by the Department on or about July 20, 2012, revealed the following effluent limitation exceedances as reported by the Respondent on the DMRs:

| Monitoring Period | Parameter                      | Parameter Limits | Reported Result  |
|-------------------|--------------------------------|------------------|------------------|
| 01/01/08-03/31/08 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 35 mg/L          |
| 04/01/08-06/30/08 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
| 07/01/08-09/30/08 | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
| 10/01/08-12/31/08 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 41 mg/L          |
| 04/01/10-06/30/10 | TSS (monthly avg)              | 30 mg/L          | 74 mg/L          |
|                   | TSS (weekly avg)               | 45 mg/L          | 74 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 550 col/100 mL   |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 550 col/100 mL   |
| 07/01/10-09/30/10 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 34 mg/L          |
|                   | TSS (monthly avg)              | 30 mg/L          | 44 mg/L          |
| 01/01/11-03/31/11 | TSS (monthly avg)              | 30 mg/L          | 32 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 260 col/100 mL   |
| 07/01/11-09/30/11 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 40 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |
| 10/01/11-12/30/11 | BOD <sub>5</sub> (monthly avg) | 30 mg/L          | 61 mg/L          |
|                   | BOD <sub>5</sub> (weekly avg)  | 45 mg/L          | 61 mg/L          |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | >2000 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | >2000 col/100 mL |

Each exceedance of the permit effluent limitations is a violation of LPDES permit LAG541281 (Part I, Section B, and Part III, Section A.2), La. R. S. 30:2076(A)(3), and LAC 33:IX.501.A.

#### LVII.

The Respondent owns and/or operates a mechanical STP that serves the residences of Live Oak Landing Subdivision (AI# 119176), which is located approximately 2.3 miles east of La. Highway 16 on the north side of Simms Road in Watson, Livingston Parish, Louisiana. On or about January 17, 2005, the Respondent submitted a NOI to discharge sanitary wastewater, which was received by the Department on or about January 21, 2005. The Respondent was granted coverage under LPDES General Permit LAG570000 on or about August 17, 2006, and was specifically assigned permit number LAG570322. The permit expired on March 14, 2009. On or

about May 20, 2009, the Department issued the Respondent a notification to reapply for coverage under LPDES General Permit LAG570000. The Respondent submitted a LPDES permit renewal application on or about June 5, 2009. The Respondent did not have a LPDES permit or any other authority to discharge until the permit was reissued. On or about October 19, 2011, the Department reissued coverage under LPDES permit LAG570322 to the Respondent, and the permit will expire on April 30, 2014. Under the terms and conditions of LPDES permit LAG570322, the Respondent is authorized to discharge sanitary wastewater into a local drainage ditch, then into West Colyell Creek, waters of the state.

- A. The Respondent was issued **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, on or about May 13, 2008. The relevant requirements of the Compliance Order were to: cease all unauthorized discharges from the facility and to take all steps necessary to meet and maintain compliance with LPDES permit LAG570322, including, but not limited to, submitting missing and/or incomplete DMRs and NCRs, achieving compliance with the permit limits, and to properly operate and maintain all facilities and treatment and/or collection systems; submit a comprehensive plan for the expeditious elimination and prevention of noncomplying discharges and the noted deficiencies; submit a list of the certified operators responsible for the operation and maintenance of the facilities; and submit a written report that included a detailed description of the circumstances surrounding the cited violations and actions taken to achieve compliance. A response to **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103** was received by the Department on or about July 21, 2008. **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103** is a final action of the Department and not subject to further review.
- B. A file review conducted by the Department on or about July 20, 2012, revealed that the Respondent did cause and/or allow the unauthorized discharge of sanitary wastewater without an active LPDES permit or other authority to discharge. Specifically, LPDES permit LAG570322 expired on or about March 14, 2009, but the Respondent continued to discharge sanitary wastewater as evidenced by the Respondent's continued submittal of DMRs. The Department received the renewal

application on or about June 5, 2009. The Respondent did not have a LPDES permit or any other authority to discharge until the reissuance of coverage under LPDES permit LAG570323 on or about October 19, 2011. The unauthorized discharge of wastewater from March 14, 2009, through October 19, 2011, is a violation of **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103** and La. R.S. 30:2075.

- C. A file review conducted by the Department on or about July 20, 2012, revealed the following effluent limitation exceedances as reported by the Respondent on the DMRs:

| Monitoring Period | Parameter                      | Parameter Limits | Reported Result |
|-------------------|--------------------------------|------------------|-----------------|
| 01/01/08-01/31/08 | TSS (monthly avg)              | 15 mg/L          | 32 mg/L         |
|                   | TSS (weekly avg)               | 23 mg/L          | 32 mg/L         |
| 02/01/08-02/29/08 | TSS (monthly avg)              | 15 mg/L          | 29 mg/L         |
|                   | TSS (weekly avg)               | 23 mg/L          | 29 mg/L         |
| 03/01/08-03/31/08 | TSS (monthly avg)              | 15 mg/L          | 42 mg/L         |
|                   | TSS (weekly avg)               | 23 mg/L          | 42 mg/L         |
| 04/01/08-04/30/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 31 mg/L         |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 31 mg/L         |
|                   | TSS (monthly avg)              | 15 mg/L          | 20 mg/L         |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 1490 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 1490 col/100 mL |
| 05/01/08-05/31/08 | TSS (monthly avg)              | 15 mg/L          | 21 mg/L         |
| 06/01/08-06/30/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 14 mg/L         |
|                   | TSS (monthly avg)              | 15 mg/L          | 46 mg/L         |
|                   | TSS (weekly avg)               | 23 mg/L          | 46 mg/L         |
|                   | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 1600 col/100 mL |
|                   | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 1600 col/100 mL |
| 08/01/08-08/31/08 | TSS (monthly avg)              | 15 mg/L          | 21 mg/L         |
| 09/01/08-09/30/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 17 mg/L         |
|                   | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 17 mg/L         |
|                   | TSS (monthly avg)              | 15 mg/L          | 46 mg/L         |
|                   | TSS (weekly avg)               | 23 mg/L          | 46 mg/L         |
| 10/01/08-10/31/08 | TSS (monthly avg)              | 15 mg/L          | 27 mg/L         |
|                   | TSS (weekly avg)               | 23 mg/L          | 27 mg/L         |
| 11/01/08-11/30/08 | TSS (monthly avg)              | 15 mg/L          | 25 mg/L         |
|                   | TSS (weekly avg)               | 23 mg/L          | 25 mg/L         |



| Monitoring Period     | Parameter                      | Parameter Limits | Reported Result |
|-----------------------|--------------------------------|------------------|-----------------|
| 12/01/08-<br>12/31/08 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 60 mg/L         |
|                       | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 60 mg/L         |
|                       | TSS (monthly avg)              | 15 mg/L          | 90 mg/L         |
|                       | TSS (weekly avg)               | 23 mg/L          | 90 mg/L         |
|                       | Fecal Coliform (monthly avg)   | 200 col/100 mL   | 1380 col/100 mL |
|                       | Fecal Coliform (weekly avg)    | 400 col/100 mL   | 1380 col/100 mL |
| 01/01/09-<br>01/31/09 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 39 mg/L         |
|                       | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 39 mg/L         |
|                       | TSS (monthly avg)              | 15 mg/L          | 19 mg/L         |
| 02/01/09-<br>02/28/09 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 31 mg/L         |
|                       | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 31 mg/L         |
|                       | TSS (monthly avg)              | 15 mg/L          | 120 mg/L        |
|                       | TSS (weekly avg)               | 23 mg/L          | 120 mg/L        |
| 03/01/09-<br>03/31/09 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 76 mg/L         |
|                       | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 76 mg/L         |
|                       | TSS (monthly avg)              | 15 mg/L          | 74 mg/L         |
|                       | TSS (weekly avg)               | 23 mg/L          | 74 mg/L         |
| 12/01/11-<br>12/31/11 | BOD <sub>5</sub> (monthly avg) | 10 mg/L          | 18 mg/L         |
|                       | BOD <sub>5</sub> (weekly avg)  | 15 mg/L          | 18 mg/L         |
|                       | TSS (monthly avg)              | 15 mg/L          | 31 mg/L         |
|                       | TSS (weekly avg)               | 23 mg/L          | 31 mg/L         |

Each exceedance of the permit effluent limitations prior to May 13, 2008, is a violation of LPDES permit LAG570322 (Part I, Section B, and Part III, Section A.2), La. R. S. 30:2076 (A)(3), and LAC 33:IX:501.A. Each exceedance of the permit effluent limitations beginning May 13, 2008, is a violation of **CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY WE-CN-08-0103**, LPDES permit LAG570322 (Part I, Section B, and Part III, Section A.2), La. R. S. 30:2076 (A)(3), and LAC 33:IX:501.A.

#### LVIII.

The Respondent owns and/or operates a mechanical STP that serves the residences of Forest Ridge Subdivision (AI# 119849), which is located east of John L. Lane and south of Buddy Ellis Road in Walker, Livingston Parish, Louisiana. On or about July 12, 2004, the Respondent submitted a NOI to discharge sanitary wastewater, which was received by the Department on or about July 27, 2004. The Respondent was granted coverage under LPDES General Permit LAG570000 on August 17, 2006, and was specifically assigned permit number LAG570323. The permit expired on March 14, 2009. On or about May 20, 2009, the Department issued the Respondent a notification to reapply for coverage under LPDES General Permit