

December 24, 2010

**Certified Mail**  
**Return Receipt Requested**

Hon. Jeff Sorrells, Mayor  
City of Hartford  
203 West Main Street  
Hartford, Alabama 36344-1626

Re: **Notice of Intent to File Suit under the Clean Water Act**  
**Hartford Lagoon**  
**NPDES Permit No. AL0058947**

Dear Mayor Sorrells:

Pursuant to the Clean Water Act § 505, 33 U.S.C. § 1365, and 40 C.F.R. Part 135, Subpart A, you are hereby notified that after the expiration of 60 days following service of this notice, Conservation Alabama Foundation may file suit against the City of Hartford for discharges from the Hartford Lagoon located on Dundee Road in Hartford, Alabama into Hurricane Creek in violation of the Clean Water Act as described herein.

**A. History of Previous Violations and Enforcement Actions**

On October 19, 2005, the Alabama Department of Environmental Management issued a Warning Letter to the City of Hartford following its failure to comply with discharge limitations in NPDES Permit No. AL0058947 for Carbonaceous Biochemical Oxygen Demand (monthly average concentration and monthly average percent removal), and Total Suspended Solids (monthly average percent removal) in July 2005.

On July 1, 2005, the Alabama Department of Environmental Management issued a Warning Letter to the City of Hartford following its failure to submit the 2004 Municipal Water Pollution Prevention Report as required by NPDES Permit No. AL0058947.

On February 27, 2007, the Alabama Department of Environmental Management issued a Notice of Violation to the City of Hartford following its failure to comply with discharge limitations in NPDES Permit No. AL0058947 for Carbonaceous Biochemical Oxygen Demand (monthly average concentration and monthly average percent removal), and Total Suspended Solids (weekly average concentration and monthly average percent removal), Fecal Coliform (daily maximum and monthly geometric mean), and Ammonia as Nitrogen (weekly average and monthly average concentrations) during the period beginning June 2005 and ending December 2006.

On August 17, 2007, the Alabama Department of Environmental Management issued a Warning Letter to the City of Hartford following its failure to submit a discharge monitoring report for June 2007 as required by NPDES Permit No. AL0058947.

On March 18, 2009, the U.S. Environmental Protection Agency issued a Notice of Violation to the City of Hartford following its failure to comply with discharge limitations in NPDES Permit No. AL0058947 for Fecal Coliform and Total Suspended Solids (monthly average percent removal) during the period beginning August 2006 and ending September 2008.

On September 29, 2009, the Alabama Department of Environmental Management and City of Hartford entered into Consent Order No. 99-164-CWP requiring compliance with the terms of NPDES Permit No. AL0058947 which was expired from October 1, 1999 to November 30, 1999.

**B. Violations of NPDES Permit No. AL0058947 (November 2005-October 2010)**

Clean Water Act § 505, 33 U.S.C. § 1365, authorizes any citizen to commence a civil action against any person alleged to be in violation of a permit or permit condition under Clean Water Act § 402, 33 U.S.C. § 1342. NPDES Permit No. AL0058947 was issued to the City of Hartford on December 1, 2004 and reissued on December 1, 2009. The City of Hartford committed the following violations of NPDES Permit No. AL0058947:

Pollutant Parameter	Discharge Limit	Discharge Violation	Violation Date(s)	Days in Violation
Fecal Coliform	≤ 200 colonies/100 ml (monthly average)	2156 colonies/100 ml	Aug 2010	31
		2683 colonies/100 ml	Jul 2010	31
		224 colonies/100 ml	Sep 2008	30
		270 colonies/100 ml	Aug 2008	31
		225 colonies/100 ml	Jul 2008	31
		318 colonies/100 ml	Jul 2007	31
		229 colonies/100 ml	Aug 2006	31
	≤ 1000 colonies/100 ml (monthly average)	1120 colonies/100 ml	Feb 2010	28
		1729 colonies/100 ml	Apr 2009	30
		1732 colonies/100 ml	Dec 2006	31
		1549 colonies/100 ml	Nov 2006	30
	≤ 2000 colonies/100 ml (daily maximum)	3100 colonies/100 ml	Aug 2010	1
		6000 colonies/100 ml	Jul 2010	1
		2200 colonies/100 ml	Feb 2010	1

		2800 colonies/100 ml	Oct 2009	1
		2300 colonies/100 ml	Apr 2009	1
		15000 colonies/100 ml	Dec 2006	1
		4000 colonies/100 ml	Nov 2006	1
		52800 colonies/100 ml	Aug 2006	1
<b>Pollutant Parameter</b>	<b>Discharge Limit</b>	<b>Discharge Violation</b>	<b>Violation Date(s)</b>	<b>Days in Violation</b>
Total Suspended Solids	≥ 65 Percent Removal (monthly average)	64.2 Percent	Jun 2010	30
		64.2 Percent	Apr 2008	30
		60.5 Percent	Mar 2008	31
		48.9 Percent	Feb 2008	28
		63.5 Percent	Jan 2008	31
		63.7 Percent	Nov 2007	30
		17.8 Percent	Oct 2007	31
		61.8 Percent	Sep 2007	30
		36 Percent	Jul 2007	31
		52.4 Percent	May 2007	31
		12 Percent	Aug 2006	31
		37.8	Jul 2005	31
<b>Pollutant Parameter</b>	<b>Discharge Limit</b>	<b>Discharge Violation</b>	<b>Violation Date(s)</b>	<b>Days in Violation</b>
Carbonaceous Biochemical Oxygen Demand	≤ 25 mg/L (monthly average)	26.9 mg/L	Oct 2010	31
		34.6 mg/L	Jun 2010	30
		32.2 mg/L	Jul 2005	31
		25.6 mg/L	Jun 2005	30
	≤ 37.5 mg/L (weekly average)	42.2 mg/L	Jun 2010	7
	≤ 104 lbs/day (monthly average)	136 lbs/day	Feb 2010	28
		159 lbs/day	Dec 2009	31
	≤ 156 lbs/day (weekly average)	177 lbs/day	Feb 2010	7
172 lbs/day		Dec 2009	7	

	≥ 85 Percent Removal (monthly average)	84.9 Percent	Oct 2010	31
		78.1 Percent	Jun 2010	30
		84.1 Percent	Feb 2010	28
	≥ 65 Percent Removal (monthly average)	53.3 Percent	Jul 2006	31
<b>TOTAL VIOLATIONS</b>				1030

The maximum penalty authorized by the Clean Water Act is \$37,500 for each violation occurring after January 12, 2009 and \$32,500 for each violation occurring before January 13, 2009. Suit by Conservation Alabama Foundation may be avoided if these violations have been permanently abated before the expiration of 60 days following the service date of this notice (December 24, 2010). Please advise the undersigned of any measures that you may undertake or may have undertaken which you contend have permanently abated these violations before suit is filed.

Sincerely,



David A. Ludder  
Attorney for Conservation Alabama Foundation

cc:

Hon. Lisa P. Jackson, Administrator  
U.S. Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460

Hon. Gwendolyn Keyes Fleming, Regional Administrator  
U.S. Environmental Protection Agency-Region 4  
Sam Nunn Atlanta Federal Center  
61 Forsyth Street, SW  
Atlanta, Georgia 30303-3104

Hon. Lance LeFleur, Director  
Alabama Department of Environmental Management  
P.O. Box 301463  
Montgomery, Alabama 36130-1463

Conservation Alabama Foundation  
P.O. Box 130656  
Birmingham, AL 35213-0656  
Tel. (205) 533-6178



## AlaFile E-Notice

34-CV-2011-900017.00

To: ROBERT D. TAMBLING  
rtambling@ago.state.al.us

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# NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF GENEVA COUNTY, ALABAMA

STATE OF ALABAMA EX REL., LUTHER STRANGE ET AL v. CITY OF HARTFORD  
34-CV-2011-900017.00

The following complaint was FILED on 2/22/2011 2:04:35 PM

Notice Date: 2/22/2011 2:04:35 PM

GALE LAYE  
CIRCUIT COURT CLERK  
GENEVA COUNTY, ALABAMA  
200 NORTH COMMERCE STREET  
GENEVA, AL 36340

334-684-5620  
gale.laye@alacourt.gov

**COVER SHEET  
CIRCUIT COURT - CIVIL CASE**

(Not For Domestic Relations Cases)

Case Number:

**34-CV-201**

Date of Filing:

02/22/2011



ELECTRONICALLY FILED  
2/22/2011 2:04 PM  
CV-2011-900017.00  
CIRCUIT COURT OF  
GENEVA COUNTY, ALABAMA  
GALE LAYE, CLERK

**GENERAL INFORMATION**

**IN THE CIRCUIT OF GENEVA COUNTY, ALABAMA  
STATE OF ALABAMA EX REL., LUTHER STRANGE ET AL v. CITY OF HARTFORD**

**First Plaintiff:**  Business  Individual  
 Government  Other

**First Defendant:**  Business  Individual  
 Government  Other

**NATURE OF SUIT:**

**TORTS: PERSONAL INJURY**

- WDEA - Wrongful Death
- TONG - Negligence: General
- TOMV - Negligence: Motor Vehicle
- TOWA - Wantonnes
- TOPL - Product Liability/AEMLD
- TOMM - Malpractice-Medical
- TOLM - Malpractice-Legal
- TOOM - Malpractice-Other
- TBFM - Fraud/Bad Faith/Misrepresentation
- TOXX - Other: VIOLATION OF THE ALAB,

**OTHER CIVIL FILINGS (cont'd)**

- MSXX - Birth/Death Certificate Modification/Bond Forfeiture  
Appeal/Enforcement of Agency Subpoena/Petition to Preserve
- CVRT - Civil Rights
- COND - Condemnation/Eminent Domain/Right-of-Way
- CTMP-Contempt of Court
- CONT-Contract/Ejectment/Writ of Seizure
- TOCN - Conversion
- EQND- Equity Non-Damages Actions/Declaratory  
Judgment/Injunction Election Contest/Quiet Title/Sale For  
Division
- CVUD-Eviction Appeal/Unlawful Detainer
- FORJ-Foreign Judgment
- FORF-Fruits of Crime Forfeiture
- MSHC-Habeas Corpus/Extraordinary Writ/Mandamus/Prohibition
- PFAB-Protection From Abuse
- FELA-Railroad/Seaman (FELA)
- RPRO-Real Property
- WTEG-Will/Trust/Estate/Guardianship/Conservatorship
- COMP-Workers' Compensation
- CVXX-Miscellaneous Circuit Civil Case

**TORTS: PERSONAL INJURY**

- TOPE - Personal Property
- TORE - Real Property

**OTHER CIVIL FILINGS**

- ABAN - Abandoned Automobile
- ACCT - Account & Nonmortgage
- APAA - Administrative Agency Appeal
- ADPA - Administrative Procedure Act
- ANPS - Adults in Need of Protective Services

**ORIGIN:** F  **INITIAL FILING**

A  **APPEAL FROM  
DISTRICT COURT**

O  **OTHER**

R  **REMANDED**

T  **TRANSFERRED FROM  
OTHER CIRCUIT COURT**

**HAS JURY TRIAL BEEN DEMANDED?**  Yes  No

**RELIEF REQUESTED:**  **MONETARY AWARD REQUESTED**  **NO MONETARY AWARD REQUESTED**

**ATTORNEY CODE:** TAM001

2/22/2011 2:00:42 PM

/s ROBERT D. TAMBLING

**MEDIATION REQUESTED:**  Yes  No  Undecided



State of Alabama Unified Judicial System	<b>SUMMONS -CIVIL-</b>	2011
Form C-34 Rev 6/88		

IN THE \_\_\_\_\_ CIRCUIT \_\_\_\_\_ COURT OF \_\_\_\_\_ GENEVA \_\_\_\_\_ COUNTY

Plaintiff STATE OF ALABAMA ex rel., Luther STRANGE AND ADEM v. Defendant CITY OF HARTFORD

NOTICE TO MR. JASON R. EUBANKS  
136 E. LAWRENCE HARRIS HIGHWAY, SLOCOMB, AL 36375

THE COMPLAINT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF OR PLAINTIFF'S ATTORNEY MR. ROBERT D. TAMBLING WHOSE ADDRESS IS ASSISTANT ATTORNEY GENERAL, 501 WASHINGTON STREET, MONTGOMERY, ALABAMA, 36130-0152.

THIS ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT WERE DELIVERED TO YOU OR A JUDGMENT BY DEFAULT MAY BE ENTERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT.

**TO ANY SHERIFF OR ANY PERSON AUTHORIZED by the Alabama Rules of Civil Procedure:**

- You are hereby commanded to serve this summons and a copy of the complaint in this action upon the defendant.
- Service by certified mail of this summons is initiated upon the written request of \_\_\_\_\_ pursuant to the Alabama Rules of Civil Procedure.

Date \_\_\_\_\_ Clerk/Register By: \_\_\_\_\_

Certified Mail is hereby requested. /S/ ROBERT D. TAMBLING  
 Plaintiff's/Attorney's Signature

**RETURN ON SERVICE:**

- Return receipt of certified mail received in this office on \_\_\_\_\_ (Date)
- I certify that I personally delivered a copy of the Summons and Complaint to \_\_\_\_\_ in \_\_\_\_\_ County, Alabama on \_\_\_\_\_ (Date)

\_\_\_\_\_  
Date  
 \_\_\_\_\_  
Type of Process Server  
 \_\_\_\_\_  
Server's Signature  
 \_\_\_\_\_  
Address of Server  
 \_\_\_\_\_  
Phone Number of Server



IN THE CIRCUIT COURT OF GENEVA COUNTY, ALABAMA

STATE OF ALABAMA, ex rel. LUTHER)  
STRANGE, ATTORNEY GENERAL, )  
and the ALABAMA DEPARTMENT of )  
ENVIRONMENTAL MANAGEMENT, )

Plaintiffs, )

v. )

CITY OF HARTFORD, )

Defendants. )

CIVIL ACTION NO. CV-2011

COMPLAINT

The Parties

The State of Alabama, on the relation of Attorney General Luther Strange, and the Alabama Department of Environmental Management file this complaint and allege the following:

NATURE OF ACTION

1. The Attorney General is authorized by Ala. Code § 22-22A-5(1), § 22-22-9(m), § 22-22A-5(12), and § 22-22A-5(18) (2006 Rplc. Vol.) to enforce the provisions of the Alabama Water Pollution Control Act (hereinafter "AWPCA"), which is found at Ala. Code §§ 22-22-1 through 22-22-14 (2006 Rplc. Vol.). Specifically, Ala. Code § 22-22A-5(18)(b) (2006 Rplc. Vol.) authorizes the Attorney General to bring a civil action for violation of permits issued under the AWPCA and for unpermitted discharges of pollutants in violation of said Act. In addition, Ala. Code § 22-22A-5(18)(c) (2006 Rplc. Vol.) authorizes the Attorney General to recover civil penalties for such permit violations and unpermitted discharges of pollutants, providing for a maximum of \$25,000.00 per violation. The Attorney General is authorized by Ala. Code § 36-

15-12 (2006 Rplc. Vol.) to institute and prosecute, in the name of the State, all civil actions and other proceedings necessary to protect the rights and interests of the State.

2. The Alabama Department of Environmental Management (hereinafter “the Department” or “ADEM”) is a duly constituted department of the State of Alabama pursuant to Ala. Code §§ 22-22A-1 through 22-22A-16 (2006 Rplc. Vol.). Pursuant to Ala. Code § 22-22A-4(n) (2006 Rplc. Vol.), the Department is the state agency responsible for the promulgation and enforcement of water pollution control regulations in accordance with the Federal Water Pollution Control Act, 33 U.S.C. §§ 1251 to 1387. In addition, the Department is authorized to administer and enforce the provisions of the AWPCA.

3. The City of Hartford (hereinafter “the Permittee”) operates a wastewater treatment lagoon located at 203 West Main Street, Hartford, Alabama in Geneva County, Alabama.

4. The Court has jurisdiction and venue over this Complaint pursuant to Ala. Code § 22-22A-5(18)(b) and § 22-22A-5(19) (2006 Rplc. Vol.).

#### **General Allegations**

5. On December 1, 2009, pursuant to the National Pollutant Discharge Elimination System (hereinafter “NPDES”) Permit administered by ADEM and approved by the Administrator of the U.S. Environmental Protection Agency pursuant to § 402 of the Federal Water Pollution Control Act, 33 U.S.C. § 1342, the Department issued NPDES Permit Number AL0058947 (hereinafter “the Permit”) to the Permittee. The Permit establishes limitations, terms, and conditions on the discharge of pollutants from a point source at Outfall 0011 into Hurricane Creek a water of the State. The Permit requires that the Permittee monitor its discharges and submit periodic Discharge Monitoring Reports to the Department describing the

results of the monitoring. The Permit also requires that the Permittee maintain in good working order all systems used by the Permittee to achieve compliance with the terms and conditions of the Permit.

6. Discharge Monitoring Reports submitted to the Department by the Permittee indicate that the Permittee has discharged pollutants from such point source into the aforementioned Hurricane Creek in violation of the limitations established in the Permit. The months the violations occurred along with the parameters violated are listed in Attachment 1, which is incorporated by reference as if fully set forth herein.

#### **Count I**

7. Plaintiffs repeat, replead and incorporate by reference paragraphs 1 through 6, above.

8. The above violations are due to be abated by injunction.

#### **Count II**

9. Plaintiffs repeat, replead and incorporate by reference paragraphs 1 through 6, above.

10. Pursuant to Ala. Code § 22-22A-5(18) (2006 Rplc. Vol.), a civil penalty is due to be assessed for the referenced violations.

#### **PRAYER FOR RELIEF**

WHEREFORE, Plaintiffs respectfully request that the Court:

- A. Take jurisdiction over this matter.
- B. Adjudge and declare that the Permittee violated the limitations, terms, and conditions of the Permit.
- C. Adjudge and declare that the Permittee caused or allowed unpermitted discharges

of pollutants from its wastewater treatment facility into a water of the State.

D. Order the Permittee to take action to ensure that similar violations of the AWPCA will not recur in the future.

E. Assess a civil penalty against the Permittee and in favor of Plaintiffs pursuant to Ala. Code §§ 22-22A-5(18)(b) and (c) (2006 Rplc. Vol.) for each and every violation of the Permit alleged in this Complaint.

F. Tax the costs of this action against the Defendant.

G. Order such other relief that the Court deems proper.

Respectfully submitted,

s/ Robert D. Tambling  
Robert D. Tambling (TAM001)  
Assistant Attorney General

**ADDRESS OF COUNSEL:**

Office of the Attorney General  
500 Dexter Avenue  
Montgomery, AL 36130  
(334) 242-7445/Office  
Email: [rtambling@ago.state.al.us](mailto:rtambling@ago.state.al.us)

s/ Antoinette Jones  
Antoinette Jones (JON018)  
Associate General Counsel  
Alabama Department of  
Environmental Management

**ADDRESS OF COUNSEL:**

P.O. Box 301463  
Montgomery, AL 36130-1463  
(334) 271-7855/(Office)  
(334) 394-4332 (Telefax)  
Email: [adjones@adem.state.al.us](mailto:adjones@adem.state.al.us)

## ATTACHMENT 1

### FECAL COLIFORM 200 col/100ml Monthly Geo Mean and 2000 col./100ml Daily Maximum

#### Summer Months

DATE OF VIOLATION	DISCHARGE VIOLATION	DISCHARGE LIMIT	DAYS IN VIOLATION
August, 2010	2156 col./100 ml 3100 col./100 ml	200 col./100 ml 2000 col./100 ml	Monthly Average Daily Maximum
July, 2010	2683 col./100 ml 6000 col./100 ml	200 col./100 ml 2000 col./100 ml	Monthly Average Daily Maximum
August, 2009	903 col./100 ml	200 col./100 ml	Monthly Geo Mean
July, 2009	299 col./100 ml	200 col./100 ml	Monthly Geo Mean
September, 2008	224 col./100 ml	200 col./100 ml	Monthly Geo Mean
August, 2008	270 col./100 ml	200 col./100 ml	Monthly Geo Mean
July, 2008	225 col./100 ml	200 col./100 ml	Monthly Geo Mean
July, 2007	318 col./100 ml	200 col./100 ml	Monthly Geo Mean
August, 2006	229 col./100 ml 52800 col./100 ml	200 col./100 ml 2000 col./100 ml	Monthly Geo Mean Daily Maximum

### 1000 col/100ml Monthly Geo Mean and 2000 col./100ml Daily Maximum

#### Winter Months

DATE OF VIOLATION	DISCHARGE VIOLATION	DISCHARGE LIMIT	DAYS IN VIOLATION
November, 2010	1789 col./100 ml	1000 col./100 ml	Monthly Average
February, 2010	1120 col./100 ml 2200 col./100 ml	1000 col./100 ml 2000 col./100 ml	Monthly Average Daily Maximum
October, 2009	1241 col./100 ml 2800 col./100 ml	1000 col./100 ml 2000 col./100 ml	Monthly Geo Mean Daily Maximum
April, 2009	1729 col./100 ml 2300 col./100 ml	1000 col./100 ml 2000 col./100 ml	Monthly Geo Mean Daily Maximum

December, 2006	1732 col./100 ml 15000 col./100 ml	1000 col./100 ml 2000 col./100 ml	Monthly Geo Mean Daily Maximum
November, 2006	1549 col./100 ml 4000 col./100 ml	1000 col./100 ml 2000 col./100 ml	Monthly Geo Mean Daily Maximum
October, 2006	3434 col./100 ml 12700 col./100 ml	1000 col./100 ml 2000 col./100 ml	Monthly Geo Mean Daily Maximum

### TOTAL SUSPENDED SOLIDS 65 PERCENT REMOVAL

DATE OF VIOLATION	DISCHARGE VIOLATION	DISCHARGE LIMIT	DAYS IN VIOLATION
November, 2010	21.8 %	65 %	Monthly Average
June, 2010	64.2 %	65 %	Monthly Average
April, 2008	64.2 %	65 %	Monthly Average
March, 2008	60.5 %	65 %	Monthly Average
February, 2008	48.9 %	65 %	Monthly Average
January, 2008	63.5 %	65 %	Monthly Average
November, 2007	63.7 %	65 %	Monthly Average
October, 2007	17.8 %	65 %	Monthly Average
September, 2007	61.8 %	65 %	Monthly Average
July, 2007	36 %	65 %	Monthly Average
May, 2007	52.4 %	65 %	Monthly Average
October, 2006	60.3 %	65 %	Monthly Average
August, 2006	12 %	65 %	Monthly Average
July, 2005	37.8 %	65 %	Monthly Average

### TOTAL SUSPENDED SOLIDS

DATE OF VIOLATION	DISCHARGE VIOLATION	DISCHARGE LIMIT	DAYS IN VIOLATION
November, 2010	135 mg/L 260 mg/L	90 mg/L 135 mg/L	Monthly Average Weekly Average
August, 2006	140 mg/L	135 mg/L	Weekly Average

**CARBONACEOUS BIOCHEMICAL OXYGEN DEMAND 5 DAY 20 DEG C  
85 PERCENT REMOVAL**

<b>DATE OF VIOLATION</b>	<b>DISCHARGE VIOLATION</b>	<b>DISCHARGE LIMIT</b>	<b>DAYS IN VIOLATION</b>
November, 2010	52.1 %	85 %	Monthly Average
October, 2010	84.9 %	85 %	Monthly Average
June, 2010	78.1 %	85 %	Monthly Average
February, 2010	84.1 %	85 %	Monthly Average
July, 2006	53.3%	65%	Monthly Average

**CARBONACEOUS BIOCHEMICAL OXYGEN DEMAND 5 DAY 20 DEG C**

<b>DATE OF VIOLATION</b>	<b>DISCHARGE VIOLATION</b>	<b>DISCHARGE LIMIT</b>	<b>DAYS IN VIOLATION</b>
November 2010	80.4 mg/L 148 mg/L	25 mg/L 37.5 mg/L	Monthly Average Weekly Average
October, 2010	26.9 mg/L	25 mg/L	Monthly Average
June, 2010	34.6 mg/L 42.2 mg/L	25 mg/L 37.5 mg/L	Monthly Average Weekly Average
February, 2010	136 lbs/day 177 lbs/day	104 lbs/day 156 lbs/day	Monthly Average Weekly Average
December, 2009	159 lbs/day 172 lbs/day	104 lbs/day 156 lbs/day	Monthly Average Weekly Average
July, 2005	32.2 mg/L	25 mg/L	Monthly Average
June, 2005	25.6 mg/L	25 mg/L	Monthly Average

**AMMONIA TOTAL NITROGEN (As N)**

<b>DATE OF VIOLATION</b>	<b>DISCHARGE VIOLATION</b>	<b>DISCHARGE LIMIT</b>	<b>DAYS IN VIOLATION</b>
July, 2006	25.4 mg/L 41.4 mg/L	20 mg/L 30 mg/L	Monthly Average Weekly Average