

# Expedited Settlement Offer Worksheet Violations Form For Wastewater

Version 1 (updated April 2019)

*Consult instructions regarding eligibility criteria and procedures prior to use.*



REGION 10  
SEATTLE, WA 98101

FILED

February 28, 2025

12:45 P.M. PST

U.S. EPA REGION 10  
HEARING CLERK

LEGAL NAME AND MAILING ADDRESS OF RESPONSIBLE ENTITY		NPDES Permit Number			
1	Mayor Norma L. Hernandez 625 S. College Avenue College Place, WA 99324	WA0020656			
		Permit Effective Date:	3/3/2014		
		Permit Expiration Date:	2/28/2019 (administratively continued)		
LOCATION AND ADDRESS OF FACILITY		EPA Contact Name:	Nicolas Haddad		
2	430 Owens Road College Place, WA 99362	EPA Contact Title:	Case Officer		
		EPA Office:	ECAD/SWES		
FACILITY DESCRIPTION / CONTACT NAMES		Name of Facility Contact (ESO Worksheet recipient): Robert McAndrews			
		Name of Authorized Official (40 CFR 122.22): Paul Olson			
		Are any findings a result of an inspection? No			
		Inspection Date(s) (if applicable): N/A			
3		Name of Receiving Water Body (Indicate whether 303(d) listed): Garrison Creek			
PRIVATE ENTITY ADJUSTMENT FACTOR					
4	Is the entity privately owned?	If yes, adjustment factor of 2.0 is applied.	No		1.0
FLOW ADJUSTMENT FACTOR					
5	Select the appropriate average volume of flow on a day of discharge in millions of gallons per day (MGD). If a facility discharges only on a periodic basis, do <u>not</u> include days with zero flow when calculating the average flow:				
	A <0.050 mgd (no adjustment is applied)	No adjustment factor is applied.			
	B ≥0.050 mgd and <0.250 mgd	Adjustment factor of 1.5 is applied.			
	C ≥0.250 mgd and <1 mgd	Adjustment factor of 3.0 is applied.	X		3.0
	D ≥1 mgd and <5 mgd	Adjustment factor of 6.0 is applied.			

	E	≥5 mgd and <10 mgd	Adjustment factor of 10.0 is applied.			
	F	≥10 mgd and <50 mgd	Adjustment factor of 15.0 is applied.			
	G	≥50 mgd	Adjustment factor of 20.0 is applied.			
REPEAT VIOLATOR ADJUSTMENT FACTOR						
6	A	How many other state and federal formal enforcement actions has the responsible entity been subject to in the last three years? Include enforcement actions at this facility and any other facilities.	For each enforcement action, adjustment factor is increased 50%.	0		1.0
				TOTAL ADJUSTMENT FACTOR		3.00

Notes: \* RCA = Requires Corrective Action

		Violation(s) / Corrective Action(s)	CWA / Permit Citation	R C A*	No. of Viol- actions	Dollar Amount w/ Adjust. Factor	Total
<b>MONITORING / REPORTING</b>		<b>ESA eligible if violations occurred within the 24 months immediately prior to the ESA offer.</b>					
7	Failure to submit compliance schedule report:						
A	Late but less than 30 days late					\$150 =	
8	Failure to submit timely discharge monitoring report (DMR) and/or DMR submitted with failure to conduct self-monitoring:						
A	DMR late but less than 30 days late					\$150 =	
B	DMR submitted more than 30 days late					\$225 =	
C	DMR not submitted or DMR submitted with a failure to sample pollutants - conventional pollutants					\$225 =	
D	DMR not submitted or DMR submitted with a failure to sample pollutants - toxic pollutants					\$225 =	
9	Failure to conduct self-monitoring in accordance with permit requirements, including but no limited to required sample type, sample location, representative sampling, meeting 40 CFR 136 or other permit requirements (count each pollutant with one or more failures)					\$75 =	
10	Failure to submit any other required report or notice (e.g., biosolids report, pretreatment report, industrial user notification, planned changes, anticipated noncompliance, anticipated bypass, etc.):	S6.E. The Permittee must annually submit to Ecology a list summarizing all existing and proposed SIUs and PSIUs. The Permittee must submit this list to Ecology by December 31st of each year of the permit. In 2022 and 2023, the Permittee failed to submit the industrial user list by December 31st of each year of the permit.  2022: Due 12/31/22, submitted 4/27/23 2023: Due 12/31/23, submitted 4/5/24	S6.E				
A	Late but less than 30 days late					\$150 =	
B	Submitted more than 30 days late			No	2	\$225 =	\$450
C	Not submitted					\$450 =	
11	24-Hour Noncompliance Notice						
A	Failure to provide notice of noncompliance					\$225 =	
B	Noncompliance notice late					\$150 =	

12		5-Day Written Noncompliance Follow-up Report:							
	A	Failure to provide report					\$225	=	
	B	Report provided late and/or incomplete					\$150	=	
13		Noncompliance Not Required Within 24 Hours:							
	A	Failure to provide report with DMR					\$75	=	
	B	Report provided late and/or incomplete					\$30	=	
					Subtotal Monitoring / Reporting Violations			\$450	

OPERATIONS AND MAINTENANCE		ESA eligible if violations occurred within the 24 months immediately prior to the ESA offer.					
14	Failure to conduct and document self-inspections of facility (count each month with one or more missed and/or undocumented inspection)					\$120 =	
15	Failure to document all required information in self-inspections or conduct a complete inspection (count each month with one or more partially documented/completed inspection unless the month is accounted for in #15)					\$60 =	
16	Failure to identify and document corrective actions					\$60 =	
17	Failure to meet operation and maintenance requirement of the permit					\$300 =	
18	Failure to manage removed substances in accordance with the permit					\$750 =	
Subtotal Operations and Maintenance Violations							\$0
EFFLUENT LIMITATIONS		ESA eligible if violations occurred within the 12 months immediately prior to the ESA offer.					
19	Failure to meet effluent limitations:	S1. The discharge of pollutants more frequently than, or at a level in excess of, that identified and authorized by the permit violates the terms and conditions of this permit. The Permittee exceeded limits for the following pollutants:  May 2024 - Dissolved oxygen, <20% exceedance August 2024 - Temperature, <40% exceedance August 2024 - Dissolved oxygen, <20% exceedance September 2024 - Temperature, <40% exceedance					
A	Months with effluent exceedance less than 40% above the limit - conventional pollutants		S1	Yes	2	\$150 =	\$300
B	Months with effluent exceedance 40% or more above the limit - conventional pollutants					\$225 =	
C	Months with effluent exceedance less than 20% above the limit - toxic pollutants		S1	Yes	2	\$300 =	\$600
E	Months with effluent exceedance 20% or more above the limit - toxic pollutants					\$600 =	
Subtotal Effluent Limitations Violations							\$900
RECORDS		ESA eligible if violations occurred within the 24 months immediately prior to the ESA offer.					
20	Failure to create/maintain sampling and/or analysis records (count each month with one or more failure)					\$120 =	
21	Failure to maintain other records required by the permit (count each month with one or more failure excluding records not maintained in #22)					\$75 =	

Subtotal Records Violations										\$0
<div> <div>INDUSTRIAL WASTE</div> <div>ESA eligible if violations occurred within the 60 months immediately prior to the ESA offer.</div> </div>										
22		Failure to meet industrial waste management/pretreatment requirement for POTWs without approved pretreatment programs (excluding failure to provide notice counted in #11)						\$300	=	
<div> <div>ECONOMIC BENEFIT ESTIMATE</div> <div>ESA eligible if estimated economic benefit of noncompliance is less than total ESA offer.</div> </div>										
23		Enter total estimate economic benefit calculated rounded up to the nearest \$50	\$	450	ESA eligible					
Total Expedited Settlement										\$1,350