

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

| LEGAL NAME AND MAILING ADDRESS OF RESPONSIBLE ENTITY | | PDES Permit Number | |
|------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------|----------------|
| 1 | Mayor Jeremy Grimm 1123 Lake Street Sandpoint, Idaho 83864 | ID0020842 | |
| | | Permit Effective Date: | 12/1/17 |
| | | Permit Expiration Date: | 11/30/22 |
| LOCATION AND ADDRESS OF FACILITY | | EPA Contact Name: | Nicolas Haddad |
| 2 | City of Sandpoint 723 South Ella Avenue Sandpoint, ID 83864 | EPA Contact Title: | Case Officer |
| | | EPA Office: | Region 10 |
| FACILITY DESCRIPTION / CONTACT NAMES | | | |
| | Name of Facility Contact (ESO Worksheet recipient): | Deven Hull | |
| | Name of Authorized Official (40 CFR 122.22): | Jeremy Grimm | |
| | 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): | Pend Oreille River | |
| 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. | | | |
| | D | ≥1 mgd and <5 mgd | Adjustment factor of 6.0 is applied. | X | | 6.0 |
| | 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 | | 6.00 |

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 |
|----|---|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|----------------------------|------------------------------------------|-------|
| | | MONITORING / REPORTING | | | | | |
| | | ESA eligible if violations occurred within the 24 months immediately prior to the ESA offer. | | | | | |
| 7 | | Failure to submit compliance schedule report: | | | | | |
| | A | Late but less than 30 days late | | | | \$300 = | |
| | B | Submitted more than 30 days late | | | | \$450 = | |
| | C | Not submitted | | | | \$900 = | |
| 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 | | | | \$300 = | |
| | B | DMR submitted more than 30 days late | | | | \$450 = | |
| | C | DMR not submitted or DMR submitted with a failure to sample pollutants - conventional pollutants | | | | \$450 = | |
| | D | DMR not submitted or DMR submitted with a failure to sample pollutants - toxic pollutants | | | | \$450 = | |
| 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) | | | | \$150 = | |
| 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.): | I.D.Table 3: Permittee must analyze for each of the 209 individual congeners. Requirements, including when monitoring may end, are described. Schedule date was 7/20/22. Report was received 10/21/22. | I.D.Table 3 | | | |
| | A | Late but less than 30 days late | | | | \$300 = | |
| | B | Submitted more than 30 days late | | | Yes 1 | \$450 = | \$450 |
| | C | Not submitted | | | | \$900 = | |

| | | | | | | | | | |
|--------------------------------------------|---|-----------------------------------------------|--|--|--|--|-------|-------|--|
| 11. | | 24-Hour Noncompliance Notice | | | | | | | |
| | A | Failure to provide notice of noncompliance | | | | | \$450 | = | |
| | B | Noncompliance notice late | | | | | \$300 | = | |
| 12. | | 5-Day Written Noncompliance Follow-up Report: | | | | | | | |
| | A | Failure to provide report | | | | | \$450 | = | |
| | B | Report provided late and/or incomplete | | | | | \$300 | = | |
| 13. | | Noncompliance Not Required Within 24 Hours: | | | | | | | |
| | A | Failure to provide report with DMR | | | | | \$150 | = | |
| | B | Report provided late and/or incomplete | | | | | \$60 | = | |
| 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) | | | | | \$240 | = |
| 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) | | | | | \$120 | = |
| 16 | Failure to identify and document corrective actions | | | | | \$120 | = |
| 17 | Failure to meet operation and maintenance requirement of the permit | | | | | \$600 | = |
| 18 | Failure to manage removed substances in accordance with the permit | | | | | \$1,500 | = |
| 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: | I.B.1: The permittee must limit and monitor discharges from outfall 001 as specified in Table 1. The permittee must comply with the effluent limits in the tables at all times unless otherwise indicated, regardless of the frequency of monitoring or reporting required by other provisions of this permit. | | | | | |
| A | Months with effluent exceedance less than 40% above the limit - conventional pollutants | | I.B.1 | Yes | 4 | \$300 | = \$1,200 |
| B | Months with effluent exceedance 40% or more above the limit - conventional pollutants | | I.B.1 | Yes | 4 | \$450 | = \$1,800 |
| C | Months with effluent exceedance less than 20% above the limit - toxic pollutants | | | | | \$600 | = |

| | | | | | | | | |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|---------------------|--|---------|---|----------------|
| E | Months with effluent exceedance 20% or more above the limit - toxic pollutants | The permittee exceeded the effluent limits for the following conventional pollutants in the last 12 months. June 2023 - e.coli; 149% exceedance December 2023 - total suspended solids; 7% and 16% exceedance December 2023 - e.coli; 149% exceedance December 2023 - BOD, percent removal; 73% exceedance January 2024 - e.coli - 149% exceedance February 2024 - e. coli, 35% exceedance February 2024 - BOD, percent removal, 20% exceedance March 2024 - BOD, percent removal, 33% exceedance | | | | \$1,200 | = | |
| Subtotal Effluent Limitations Violations | | | | | | | | \$3,000 |
| 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) | | | | | \$240 | = | |
| 21 | Failure to maintain other records required by the permit (count each month with one or more failure excluding records not maintained in #22) | | | | | \$150 | = | |
| Subtotal Records Violations | | | | | | | | \$0 |
| INDUSTRIAL WASTE ESA eligible if violations occurred within the 60 months immediately prior to the ESA offer. | | | | | | | | |
| 22 | Failure to meet industrial waste management/pretreatment requirement for POTWs without approved pretreatment programs (excluding failure to provide notice counted in #11) | | | | | \$600 | = | |
| ECONOMIC BENEFIT ESTIMATE ESA eligible if estimated economic benefit of noncompliance is less than total ESA offer. | | | | | | | | |
| 23 | Enter total estimate economic benefit calculated rounded up to the nearest \$50 | \$ | 575 | ESA eligible | | | | |
| Total Expedited Settlement | | | | | | | | \$3,450 |