

## City of Lumberton Enforcement Response Plan

Items in **Bold** are strongly recommended as **Absolute Minimum Actions**

Type of Violation	POTW Action	Timeframe	Responsible Official	Expected Action from User	Escalated Action if Needed
<b><i>Unpermitted Discharges</i></b>					
Unpermitted Discharge Unaware Of Requirement	<b>Notice Of Violation</b>	Within 14 Days Of Discovery Of Discharge	Lab Supervisor	File Permit Application	Suspend Service Until Permit Is Issued
Unpermitted Discharge Aware Of Requirement	<b>Notice Of Violation</b> With Penalty Assessed	Within 30 Days Of Discovery Of Discharge	Director Of Environmental Utility Services	File Permit Application	Suspend Service Until Permit Is Issued
Unpermitted Discharge results in NPDES violation	Order to Cease Process causing Violation <b>Notice of Violation</b> with recommended minimum of \$ 1000 and up to \$25,000/day per violation	Order to Cease Immediately Notice of Violation within 7 days	Director Of Environmental Utility Services	File Permit Application Steps Taken to avoid violation	Suspend Service Until Permit Issued

## City of Lumberton Enforcement Response Plan

Items in **Bold** are strongly recommended as **Absolute Minimum Actions**

Type of Violation	POTW Action	Timeframe	Responsible Official	Expected Action from User	Escalated Action if Needed
Unpermitted Discharge results in Endangerment	Suspend Service <b>Notice of Violation Penalty</b> with recommended minimum \$1000 and up to \$ 25,000 per day per violation	Suspend Service Immediately Notice of Violation within 7 days	Director Of Environmental Utility Services	File Permit Application Steps Taken to avoid future endangerment	

## City of Lumberton Enforcement Response Plan

Items in **Bold** are strongly recommended as **Absolute Minimum Actions**

Type of Violation	POTW Action	Timeframe	Responsible Official	Expected Action from User	Escalated Action if Needed
<b><i>Permit Limits Violations</i></b>					
Permit Limits Violation Single Event Minor	<b>Notice of non-Compliance</b> or Notice of Violation with 0 to \$ 25,000 Penalty	Within 14 days of receiving data <b>(Once in each 6-month period)</b>	Pretreatment Coordinator	Conduct Additional Monitoring and Return to Compliance	Notice of Violation with Penalty of \$50.00 to \$25,000.00
Permit Limits Violation Technical Review Criteria(TRC)	<b>Notice of Violation</b> with 0 to \$ 25,000 Penalty	Within 14 days of receiving data <b>(Once in each 6-month period)</b>	Lab Supervisor	Conduct additional monitoring and return to compliance	Second Notice of Violation with minimum penalty of \$100.00 maximum penalty of \$25,000.00
Permit Limits Violation Significant non-Compliance	<b>Notice of Violation</b> with 0 to \$ 25,000 Penalty	<b>Within 30 days of Receiving all the Data</b>	Lab Supervisor	Report cause of Non-compliance and steps taken to prevent violation	<b>Enforceable Schedule (AO) if not resolved by the end of 2nd 6-month period</b>

## City of Lumberton Enforcement Response Plan

Items in **Bold** are strongly recommended as **Absolute Minimum Actions**

Type of Violation	POTW Action	Timeframe	Responsible Official	Expected Action from User	Escalated Action if Needed
Permit Limits Violation causes NPDES violation	Order to Cease process causing Violation <b>Notice of Violation WITH Penalty</b> recommended minimum \$ 1000 and up to \$ 25,000/day per violation	Order to Cease Immediately Notice of Violation Within 7 days of Discovering Violation <b>(Once in each 6-month period)</b>	Director Of Environmental Utility Services	Report cause of Non-compliance and steps taken to prevent violation	Suspend Service Until resolved <b>Enforceable Schedule (AO) if not resolved by the end of 2nd 6-month period</b>
Permit Limits Violation Causes Endangerment	Suspend Service <b>Notice of Violation WITH A Penalty</b> recommended minimum \$1000 and up to \$25,000 per day per violation	Suspend Service Immediately Notice of Violation within 7 days	Director Of Environmental Utility Services	File for Reissuance of Permit	

## City of Lumberton Enforcement Response Plan

Items in **Bold** are strongly recommended as **Absolute Minimum Actions**

Type of Violation	POTW Action	Timeframe	Responsible Official	Expected Action from User	Escalated Action if Needed
<b><i>Other Violations</i></b>					
Self Monitoring Violations	<b>Notice of Violation</b> with a recommended Minimum Penalty of \$200.00	Within 14 Days of Discovering <b>(Once in each 6-month period)</b>	Pretreatment Coordinator	Conduct Missed Sampling	Second Notice of Violation with Penalty equal to Twice Cost of Missed Testing
Reporting Violations Late Report	<b>Notice of Non-Compliance</b>	Within 14 days of the Report Due Date <b>(Once in each 6-month period)</b>	Lab Supervisor	Submit Report	Notice of Violation Penalty Assessed Possible SNC if over 30 days
Reporting Violations Incomplete or Inaccurate Reports	<b>Notice of Non-Compliance</b>	Within 30 days of Report Submission <b>(Once in each 6-month period)</b>	Pretreatment Coordinator	Submit Revised Report	Notice of Violation Penalty Assessed
Reporting Violations Intentional Falsification	<b>Referred to District Attorney</b>	As soon as suspected	Director Of Environmental Utility Services		

## City of Lumberton Enforcement Response Plan

Items in **Bold** are strongly recommended as **Absolute Minimum Actions**

Type of Violation	POTW Action	Timeframe	Responsible Official	Expected Action from User	Escalated Action if Needed
Violation of Permit Conditions	<b>Notice of Violation</b> with Penalty up to \$25,000 per day per violation	Within 30 days of Discovery <b>(Once in each 6-month period)</b>	Pretreatment Coordinator or Director Of Environmental Utility Services	Varies	Second Notice of Violation with Increased Penalty
Violation of Permit Conditions (Endangerment)	Suspend Service <b>Notice of Violation</b> with up to \$25, 000 per day per violation <b>Penalty</b>	Suspend Service Immediately Notice of Violation Within 7 days	Director Of Environmental Utility Services	Steps taken to Avoid Reoccurrence	
Violations of Enforcement Order Conditions or Limits	<b>Notice of Violation assess Stipulated Penalty and Actions listed for same violation type in ERP</b>	Within Time frame listed in Enforcement Order or For the Same Type of Violation in ERP	Pretreatment Coordinator or Director Of Environmental Utility Services	Additional Monitoring and Steps taken to avoid recurrence	Same as Escalated Action for Same Type of Violation Possible Revocation of Order

## City of Lumberton Enforcement Response Plan

Items in **Bold** are strongly recommended as **Absolute Minimum Actions**

Type of Violation	POTW Action	Timeframe	Responsible Official	Expected Action from User	Escalated Action if Needed
Failure to Meet a Milestone Date in an Enforcement Order (Does not Affect Other Dates)	<b>Notice of Violation and Assess Penalty Stipulated in Order</b>	Within 14 days of Discovery	Lab Supervisor	Submit a schedule to complete the Requirement	Show Cause Hearing
Failure to Meet a Milestone Date in an Enforcement Order (Affects Other Dates)	<b>Show Cause Hearing and Assess Stipulated Penalties</b>	Within 30 days of Discovery	Director Of Environmental Utility Services	Negotiate new Order and Abide by New Conditions	Possible Termination of Service
Failure to Meet Final Compliance Date	<b>Notice of Violation and Assess stipulated penalties</b>	Within 14 days of Discovery	Director Of Environmental Utility Services	Document Compliance	Possible Termination of Service