

IN-KIND PENALTY AUTHORIZATION

NORTHEAST DISTRICT

Investigator: Teresa Frame

Date Submitted: August 30, 1999

1. VIOLATOR: Jacksonville Electric Authority
2. LOCATION OF VIOLATION: Buckman Street Wastewater Treatment Facility
3. NATURE OF VIOLATION:

Jacksonville Electric Authority (JEA) owns and operates the Buckman Street Wastewater Treatment Facility located at 2221 Buckman Street in Jacksonville, Florida. The final effluent from the Buckman WWTP has a direct discharge to the St. Johns River, a Class III waters of the state.

From October 1997 to September 1998 the effluent from the Buckman WWTP has had numerous exceedances of the monthly, weekly, and one-time maximum limit for Total Suspended Solids (TSS) and 5-day Carbonaceous Biological Oxygen Demand (CBOD5). The WWTP has also had numerous exceedances of the one time maximum limit for fecal coliform. A Warning Letter was issued to the Jacksonville Electric Authority on November 23, 1998.

4. PENALTY RATIONALE: Civil Penalty Authorization memo was submitted to OGC and approved on April 30, 1999 (attached). In lieu of paying the Department \$212,984.75 in civil penalties the Consent Order, OGC Case No. 99-0674, gave the Respondent the option of submitting an in-kind or pollution prevention project for all or part of the civil penalty amount

JEA has submitted an in-kind project proposal in the amount of \$133,000, which equates to \$8,666.67 in civil penalties. The balance of the civil penalty, \$124,318.08 was paid by check on August 25, 1999).

5. PENALTY RECOMMENDATION: I recommend that attached in-kind penalty proposal of \$133,000 be accepted from Jacksonville Electric Authority for compliance with paragraph 16 of the consent order, OGC Case No.99-0674.

Director of District Management

_____ APPROVED

_____ DISAPPROVED

Chief Deputy General Counsel

Date: _____

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Comments: _____

