COMMONWEALTH of VIRGINIA

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Secretary of Natural Resources

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STATE WATER CONTROL BOARD ENFORCEMENT ACTION – AMENDMENT TO ORDER BY CONSENT ISSUED TO THE TOWN OF CLIFTON FORGE

SECTION A: Purpose

This is an Amendment of a Consent Order (Amendment) issued under the authority of Va. Code § 62.1-44.15, between the State Water Control Board and the Town of Clifton Forge (the Town), regarding the Town's wastewater collection system, for the purpose of revising certain provisions of the Consent Order (Order) issued by the Board to the Town on June 5, 2006, as modified by an Amendment issued on December 14, 2010.

SECTION B: Basis for Amendment

1. The Town owns and operates a wastewater collection and conveyance system.

2. The State Water Control Board issued the Order to the Town on June 5, 2006 for multiple wastewater overflows from the collection system. Among other requirements, the Order required the Town to submit and comply with a Corrective Action Plan (CAP) for eliminating overflows caused by excessive infiltration and inflow not later than December 31, 2010.

3. The Town requested an extension of the December 31, 2010 deadline of the Order for completing the CAP. The basis for the extension request was the need by the Town to develop further data to characterize flows in the collection system in order to document compliance with the requirement to eliminate excessive infiltration and inflow. DEQ issued an Amendment to the Order on December 14, 2010 (2010 Amendment) revising the CAP completion deadline to December 31, 2013.

4. In a letter dated December 11, 2013, the Town requested an extension of the CAP completion deadline to December 31, 2016. The basis for this extension request is that major projects that are expected to significantly decrease inflow and infiltration have been approved for funding but have not yet been completed. These projects include an upgrade of the Jackson Street Pump Station and replacement or rehabilitation of approximately 3,600 linear feet of sanitary sewer lines.

5. The Town is otherwise in compliance with the Order, as amended, and is current with all monitoring and reporting requirements.

SECTION D: Agreement and Order

Accordingly, by virtue of the authority granted it in Va. Code § 62.1-44.15, the Board orders the Town, and the Town agrees to perform the actions described in Appendix A of this Amendment, which supersedes and cancels only Appendix A of the Order and Appendix A of the 2010 Amendment. Both the Board and the Town understand and agree that this Amendment does not alter, modify or amend any other provision of the Order and that the unmodified provisions of the Order remain in effect by their own terms.

And it is so ORDERED this _____ day of _____, 2014.

_____
Robert J. Weld, Regional Director
Department of Environmental Quality

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The Town of Clifton Forge voluntarily agrees to the issuance of this Order.

Date: 1-16-14 By: Darlene Burcham Town Manager
(name) (title)
Town of Clifton Forge

Commonwealth of Virginia

City/County of Alleghany

The foregoing document was signed and acknowledged before me this 16th day of January, 2014, by Darlene Burcham who is Town Manager of the Town of Clifton Forge, on behalf of the Town.

Wanda Hughes Davis
Notary Public

7344858
Registration No.

My commission expires: 11/30/2014

Notary seal:

APPENDIX A
SCHEDULE OF COMPLIANCE

The Town shall:

1. Not later than May 31, 2016, eliminate overflows caused by excessive infiltration and inflow, as that term is defined by EPA's Handbook entitled *Sewer System Infrastructure Analysis and Rehabilitation*, dated October 1991, and codified at 40 CFR § 35.2005(b)(16).

2. Not later than May 31, 2016, demonstrate that it has eliminated overflows caused by excessive infiltration and inflow, as that term is defined by EPA's Handbook entitled *Sewer System Infrastructure Analysis and Rehabilitation*, dated October 1991, and codified at 40 CFR § 35.2005(b)(16), by submitting for review and approval a comprehensive report documenting that result, based on water consumption, system flow, groundwater, and rainfall data for the Town from July 1, 2010 to April 30, 2016.

3. Not later than May 31, 2016, complete the following projects, as specified in more detail in the Section 4.0 ("Updated Corrective Action Plan") of the Town's *Report to Demonstrate Compliance* dated December 31, 2013:

    a. Jackson Street Pump Station rehabilitation/upgrade.

    b. Rehabilitation of the Smith Creek trunk line.

    c. Replacement of sewer lines in the upper Roxbury neighborhood.

4. Identify and plan for elimination of suspected I&I sources within the CSX rail yard with inspection assistance from outside contractors and determine responsibilities for correction of any problems identified on CSX property.

5. Continue the "Find and Fix Program" as specified in Section 4.2 of the Town's *Report to Demonstrate Compliance* dated December 31, 2013.

6. Improve system maintenance with new heavy duty line cleaning equipment to be acquired by the Town by June 30, 2014.

7. Submit quarterly reports to DEQ. Quarterly reports will include status updates for major projects and a summary of inspection, maintenance, and small project activity during the reporting period; an updated GIS based map showing overflows coded by frequency and type; quarterly basin flow monitoring results; and a summary of flows, overflows, and corrective measures performed. The first quarterly report is due not later than April 15, 2014. Subsequent reports are due not later than the 15th of the month following each calendar quarter.

8. Unless otherwise specified in this Order, submit all requirements of Appendix A of this Amendment to:

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