



*Commonwealth of Virginia*

**VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY**

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**TO: The Members of the State Water Control Board**  
**FROM: Kristen Sadtler, Division of Enforcement**  
**DATE: June 29, 2020**  
**RE: REPORT ON FACILITIES IN SIGNIFICANT NONCOMPLIANCE**

One new permittee was reported to EPA on the Quarterly Noncompliance Report as being in significant noncompliance (SNC) for the quarter ending September 30, 2019. The permittee, the facility and the reported instances of noncompliance are as follows:

**1. Permittee/Facility: WestRock CP LLC/West Point Paper Plant**  
**Type of Noncompliance: Failure to Submit Discharge Monitoring Reports**  
**City/County: West Point, Virginia**  
**Receiving Water: Pamunkey River**  
**Impaired Water: The Pamunkey River is listed as impaired for Aquatic Life, Recreation, and Fish Consumption uses. The Aquatic Life Use is impaired due to low dissolved oxygen. The Recreation Use is impaired due to Enterococci exceedances. The Fish Consumption Use is impaired due to PCBs and mercury in fish tissue; in addition, arsenic is considered a non-impairing observed effect.**  
**River Basin: York River Basin**  
**Date of Noncompliance: June 2019**  
**Requirements Contained In: VPDES Permit**  
**DEQ Region: Piedmont Regional Office**

WestRock CP LLC ("WestRock") failed to collect stormwater samples for the semi-annual monitoring period that ended June 2019. WestRock attributed its failure to sample to a misunderstanding of the permit requirement. DEQ's Piedmont Regional Office issued a Warning Letter to WestRock on November 27, 2019 for the failure to sample and submit the semi-annual Discharge Monitoring Reports (DMRs). WestRock submitted the semi-annual DMRs due January 10, 2020 on time and collected extra stormwater samples during the second semi-annual monitoring period.

Additionally, there were no new facilities reported to EPA on the Quarterly Noncompliance Report as being in significant noncompliance for the quarter ending December 31, 2019.