

PIMA COUNTY BOARD OF SUPERVISORS'
MEETING AGENDA
May 1, 2012

10. REGIONAL WASTEWATER RECLAMATION

Motion
carried to
approve
(5/0)

Pretreatment Settlement Agreements

Staff recommends approval of the following proposed Pretreatment Settlement Agreements, RWRD Enterprise Fund.

- A. Church's Chicken No. 689, Case No. C2011-23. The proposed settlement amount of \$1,000.00 is in accordance with the Industrial Wastewater Enforcement Response Plan.

Background:

Church's Chicken #689 is a food service facility. It is regulated under Pima County Code Title 13, Chapter 36. The facility is located at 1503 West Saint Mary's Road, in Supervisory District # 3.

History:

1. Church's Chicken #689 violated the discharge limits contained in Pima County Code 13.36.070 as follows:

<u>Date</u>	<u>Sampled</u>	<u>Sample</u>	<u>Parameter</u>	<u>Limit</u>	<u>Violation</u>
10/25/2011	County	Clean out of the GGI	Oil and Grease	200 mg/l	273.72 mg/l

2. Church's Chicken #689 violated Pima County Code 13.36.110.A.2. They failed to ensure that the discharge from their operation is in compliance with the provisions set forth in the Industrial Wastewater Ordinance.

A Notification of Violation, Order for Corrective Action, and Order to Show Cause was issued.

Enforcement Activities Summary:

Violation

Penalty Agreed To:

Oil/Grease exceedance (GGI) \$ 1000.00

Church's will also attend Pollution Prevention School and agrees to secure an

Industrial Wastewater Discharge Permit.

Motion
carried
to
approve
(5/0)

B. R & R Products, Inc., Case No. C2011-20. The proposed settlement amount of \$20,100.00 is in accordance with the Industrial Wastewater Enforcement Response Plan.

Background:

R and R Products Incorporated is a manufacturer of replacement parts for turf equipment. It is regulated under Pima County Code Title 13, Chapter 36 as a Categorical User. This is the Permittee's fifth Permit. The facility is located at 3334 East Milber Street in Supervisory District # 2.

History:

R & R Products violated the following:

1. As required in Part 1A of the Permit. The Permittee failed to monitor for the Categorical Process at Sample Location No. 2 from July 2011 – December 2011.
2. Permittee violated Pima County Code 13.23.160(A)(3). The Permittee failed to notify the Director of a process modification.

On December 16, 2011 R & R Products was issued a Notification of Violation, Order for Corrective Action, Order to Cease Discharge, and Order to Show Cause for bypassing their Categorical sample location and failing to notify the Director of a process modification. The Permittee reported no discharge on their self-monitor report form for the categorical sample location. On December 15, 2011, IWC conducted an inspection at the Permittee's facility and during the inspection a discharge was observed coming from the categorical process.

Enforcement Activities Summary:

Failure to Monitor

Penalty Agreed to

\$19,500.00

Failure to Make Notification

\$ 600.00

Total Penalty

\$20,100.00

The Permittee also will attend Pollution Prevention School.

C. Sonoran Barbeque, L.L.C., d.b.a. Famous Dave's No. 3048, Case No. C2011-18. The proposed settlement amount of \$2,255.50 is in accordance with the Industrial Wastewater Enforcement Response Plan.

History:

1. Sonoran Barbeque, LLC violated the discharge limits contained in Pima County Code 13.36.070 as follows: Motion carried to approve (5/0)

Date	Sampled	Sample	Parameter	Limit	Violation
<u>Sampled</u>	<u>By</u>	<u>Location</u>	<u>Parameter</u>	<u>Limit</u>	<u>Violation</u>
10/19/2011	County	Discharge of GGI	Oil and Grease	200 mg/l	2933.20 mg/l*
10/20/2011	County	Pre-Rinse Sink	Oil and Grease	200 mg/l	1214.20 mg/l*

* Slug load

2. S Motion carried to approve (5/0) onoran Barbeque, LLC violated Pima County Code 13.36.040.ff, by discharging a slug load of oil and grease to the POTW.
3. Sonoran Barbeque, LLC violated Pima County Code 13.36.110.A.2. They failed to ensure that the discharge from their operation is in compliance with the provisions set forth in the Industrial Wastewater Ordinance (by-pass of the pre-rinse sink, mop sink, dish rack sink).

A Notification of Violation, Order for Corrective Action, and Order to Show Cause was issued.

Enforcement Activities Summary:

No previous enforcement actions taken.

<u>Violation</u>	<u>Penalty Agreed To:</u>
Oil/Grease exceedance	\$ 2,000.00
Cleanup Costs	\$ 255.50
<u>Total Penalty</u>	\$ 2,255.50

Sonoran Barbeque, LLC will also attend Pollution Prevention School and agrees to secure an Industrial Wastewater Discharge Permit.

Motion carried to approve (5/0)

Motion
carried to
approve
(5/0)

D. Subway No. 1837, Case No. C2011-22. The proposed settlement amount of \$1,000.00 is in accordance with the Industrial Wastewater Enforcement Response Plan.

Background:

Subway #1837 is a food service facility. It is regulated under Pima County Code Title 13, Chapter 36. The facility is located at 1503 West Saint Mary's Road, in Supervisory District # 3.

History:

1. Subway #1837 violated the discharge limits contained in Pima County Code 13.36.070 as follows:

<u>Date</u>	<u>Sampled</u>	<u>Sample</u>				
<u>Sampled</u>	<u>By</u>	<u>Location</u>	<u>Parameter</u>	<u>Limit</u>	<u>Violation</u>	
11/01/2011	County	Discharge of HGI	Oil and Grease	200 mg/l	1469.20 mg/l*	

* Slug load

2. Subway #1837 violated Pima County Code 13.36.040.ff, by discharging a slug load of oil and grease to the POTW.
3. Subway #1837 violated Pima County Code 13.36.110.A.2. They failed to ensure that the discharge from their operation is in compliance with the provisions set forth in the Industrial Wastewater Ordinance (by-pass of the mop sink).

A Notification of Violation, Order for Corrective Action, and Order to Show Cause was issued.

Enforcement Activities Summary:

<u>Violation</u>	<u>Penalty Agreed To:</u>
Oil/Grease exceedance (HGI) 1,000.00	\$

Subway will also attend the Pollution Prevention School.

CONSENT CALENDAR

1. CONTRACTS AND AWARD

C. Procurement

5. MWH Constructors, Inc., Amendment No. 15, to provide for construction manager at risk services for the Ina Road WPCF Capacity and Effluent Quality Upgrade Project, RWRD Obligation Fund, contract amount \$10,740,000.00 (CT-WW-11002104-P) Regional Wastewater Reclamation

Awards

9. Low Bid: Award of Contract, Requisition No. 12000571, in the amount of \$3,129,600.00 to the lowest responsive bidder, D.L. Withers Construction, L.C. (Headquarters: Phoenix, AZ) for construction of the Ina Road WRF Plant Improvements - Warehouse/O&M Building Construction Project. Funding Source: RWRD Obligation Fund. Administering Department: Regional Wastewater Reclamation.

Motion carried
to approve, as
amended
(5/0)

PIMA COUNTY BOARD OF SUPERVISORS'
MEETING AGENDA
May 8, 2012

CONSENT CALENDAR, MAY 8, 2012

1. CONTRACTS AND AWARDS

C. **Procurement**

Awards

**Continued
to May 15,
2012**

3. Low Bid: Award of Contract, Requisition No. 12000756, in the amount of \$8,366,973.00 to the lowest responsive bidder, MWH Constructors, Inc., (Headquarters: Broomfield, CO) for construction of the Ina Road WRF Administration, Central Maintenance, and Control Center Building Modifications Project. Funding Source: RWRD Obligation Fund. Administering Department: Regional Wastewater Reclamation.

D. **Regional Wastewater Reclamation**

**Motion
carried to
approve
(5/0)**

5. Rancho Del Lago Community Association, Inc., Amendment No. 1, to provide a special facilities agreement for a five year wind-down period for payment obligations by the homeowners, RWRD Enterprise Fund, contract amount \$183,000.00 revenue (CTN-WW-12000569)