

STATE OF LOUISIANA

DEPARTMENT OF ENVIRONMENTAL QUALITY

IN THE MATTER OF:

CHARLES G. LAWSON TRUCKING, INC.

AI # 27026

PROCEEDINGS UNDER THE LOUISIANA
ENVIRONMENTAL QUALITY ACT
LA. R.S. 30:2001, ET SEQ.

* Settlement Tracking No.
* SA-WE-10-0069
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* Enforcement Tracking No.
* WE-CN-04-0308
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SETTLEMENT

The following Settlement is hereby agreed to between Charles G. Lawson Trucking, Inc. ("Respondent") and the Department of Environmental Quality ("DEQ" or "the Department"), under authority granted by the Louisiana Environmental Quality Act, La. R.S. 30:2001, et seq. ("the Act").

I

Respondent is a corporation that owns and/or operates a trucking terminal located in Port Barre, St. Landry Parish, Louisiana ("the Facility").

II

On December 22, 2009, the Department issued to Respondent a Consolidated Compliance Order & Notice of Potential Penalty, Enforcement No. WE-CN-04-0308, which was based upon the following findings of fact:

The Respondent owns and/or operates a trucking terminal located at 16837 U.S. Highway 190 in Port Barre, St. Landry Parish, Louisiana. The Respondent received coverage under Louisiana Water Discharge Permit System (LWDPS) permit WP 3891 on or about April 7, 1994, with an expiration date of April 4, 1999. The Department received an application for renewal of LWDPS

permit WP 3891 on or about October 9, 1998, and it was administratively extended. Louisiana Pollutant Discharge Elimination System (LPDES) permit LA0109151 was issued to the Respondent on or about December 16, 2003, with an effective date of January 1, 2004. LPDES permit LA0109151 expired on December 31, 2008; however, it was administratively extended due to the submittal of a permit renewal application by the Respondent to the Department on or about December 15, 2008. LPDES Permit LA0109151 authorizes the Respondent to discharge interior and exterior truck wash wastewater from Outfall 001 and sanitary wastewater from Outfall 002 into local drainage, then to Bayou Toulouse, then to Bayou Teche, all waters of the state.

An inspection conducted by the Department on or about February 26, 2002, and a subsequent file review conducted by the Department on or about November 17, 2009, revealed exceedances of effluent limitations. These effluent exceedances, as reported by the Respondent on Discharge Monitoring Reports (DMRs), are summarized below:

OUTFALL 001 - VEHICLE WASH WASTEWATER

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
1/2001	TSS (<i>Daily Average</i>)	30 mg/L	127 mg/L
	TSS (<i>Daily Maximum</i>)	45mg/L	140 mg/L
	Oil & Grease (<i>Daily Maximum</i>)	15 mg/L	22 mg/L
	COD (<i>Daily Average</i>)	200 mg/L	260 mg/L
	COD (<i>Daily Maximum</i>)	300 mg/L	433 mg/L
2/2001	TSS (<i>Daily Average</i>)	30 mg/L	190 mg/L
	TSS (<i>Daily Maximum</i>)	45 mg/L	190 mg/L
	Oil & Grease (<i>Daily Maximum</i>)	15 mg/L	28 mg/L
	pH (<i>Minimum</i>)	6.0 S.U.	5.74 S.U.
	COD (<i>Daily Average</i>)	200 mg/L	612 mg/L
	COD (<i>Daily Maximum</i>)	300 mg/L	612 mg/L
3/2001	TSS (<i>Daily Average</i>)	30 mg/L	46 mg/L
	TSS (<i>Daily Maximum</i>)	45 mg/L	46 mg/L
4/2001	TSS (<i>Daily Average</i>)	30 mg/L	270 mg/L
	TSS (<i>Daily Maximum</i>)	45 mg/L	270 mg/L
	COD (<i>Daily Average</i>)	200 mg/L	710 mg/L
	COD (<i>Daily Maximum</i>)	300 mg/L	710 mg/L

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
5/2001	TSS (Daily Average)	30 mg/L	157 mg/L
	TSS (Daily Maximum)	45 mg/L	169 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	24 mg/L
	pH (Minimum)	6.0 S.U.	5.73 S.U.
	COD (Daily Average)	200 mg/L	732 mg/L
	COD (Daily Maximum)	300 mg/L	826 mg/L
6/2001	TSS (Daily Average)	30 mg/L	306 mg/L
	TSS (Daily Maximum)	45 mg/L	435 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	156 mg/L
	pH (Minimum)	6.0 S.U.	4.99 S.U.
	COD (Daily Average)	200 mg/L	723 mg/L
	COD (Daily Maximum)	300 mg/L	763 mg/L
7/2001	TSS (Daily Average)	30 mg/L	147 mg/L
	TSS (Daily Maximum)	45 mg/L	190 mg/L
	COD (Daily Average)	200 mg/L	414 mg/L
	COD (Daily Maximum)	300 mg/L	447 mg/L
8/2001	TSS (Daily Average)	30 mg/L	185 mg/L
	TSS (Daily Maximum)	45 mg/L	260 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	88 mg/L
	pH (Minimum)	6.0 S.U.	5.48 S.U.
	COD (Daily Average)	200 mg/L	503 mg/L
	COD (Daily Maximum)	300 mg/L	547 mg/L
9/2001	TSS (Daily Average)	30 mg/L	118 mg/L
	TSS (Daily Maximum)	45 mg/L	155 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	18 mg/L
	pH (Minimum)	6.0 S.U.	5.47 S.U.
	COD (Daily Average)	200 mg/L	349 mg/L
	COD (Daily Maximum)	300 mg/L	359 mg/L
10/2001	TSS (Daily Average)	30 mg/L	86 mg/L
	TSS (Daily Maximum)	45 mg/L	86 mg/L
	COD (Daily Average)	200 mg/L	342 mg/L
	COD (Daily Maximum)	300 mg/L	342 mg/L
11/2001	TSS (Daily Average)	30 mg/L	138 mg/L
	TSS (Daily Maximum)	45 mg/L	155 mg/L
	pH (Minimum)	6.0 S.U.	5.83 S.U.
	COD (Daily Average)	200 mg/L	659 mg/L
	COD (Daily Maximum)	300 mg/L	698 mg/L
1/2002	TSS (Daily Average)	30 mg/L	168 mg/L
	TSS (Daily Maximum)	45 mg/L	212 mg/L
2/2002	TSS (Daily Average)	30 mg/L	140 mg/L
	TSS (Daily Maximum)	45 mg/L	193 mg/L
3/2002	TSS (Daily Average)	30 mg/L	86 mg/L
	TSS (Daily Maximum)	45 mg/L	108 mg/L
	COD (Daily Average)	200 mg/L	251 mg/L
	COD (Daily Maximum)	300 mg/L	308 mg/L

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
7/2002	TSS (Daily Average)	30 mg/L	272 mg/L
	TSS (Daily Maximum)	45 mg/L	272 mg/L
	COD (Daily Average)	200 mg/L	514 mg/L
	COD (Daily Maximum)	300 mg/L	514 mg/L
10/2002	TSS (Daily Average)	30 mg/L	62 mg/L
	TSS (Daily Maximum)	45 mg/L	62 mg/L
	COD (Daily Average)	200 mg/L	226 mg/L
11/2002	TSS (Daily Average)	30 mg/L	211 mg/L
	TSS (Daily Maximum)	45 mg/L	246 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	178 mg/L
	COD (Daily Average)	200 mg/L	890 mg/L
	COD (Daily Maximum)	300 mg/L	1,300 mg/L
12/2002	TSS (Daily Average)	30 mg/L	283 mg/L
	TSS (Daily Maximum)	45 mg/L	340 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	126 mg/L
	COD (Daily Average)	200 mg/L	977 mg/L
	COD (Daily Maximum)	300 mg/L	1,290 mg/L
1/2003	TSS (Daily Average)	30 mg/L	325 mg/L
	TSS (Daily Maximum)	45 mg/L	592 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	258 mg/L
	pH (Minimum)	6.0 S.U.	5.30 S.U.
	COD (Daily Average)	200 mg/L	1,536 mg/L
	COD (Daily Maximum)	300 mg/L	2,870 mg/L
2/2003	TSS (Daily Average)	30 mg/L	197 mg/L
	TSS (Daily Maximum)	45 mg/L	197 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	97 mg/L
	COD (Daily Average)	200 mg/L	643 mg/L
	COD (Daily Maximum)	300 mg/L	643 mg/L
4/2003	TSS (Daily Average)	30 mg/L	179 mg/L
	TSS (Daily Maximum)	45 mg/L	240 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	201 mg/L
	pH (Minimum)	6.0 S.U.	5.27 S.U.
	COD (Daily Average)	200 mg/L	882 mg/L
	COD (Daily Maximum)	300 mg/L	1,370 mg/L
5/2003	TSS (Daily Average)	30 mg/L	123 mg/L
	TSS (Daily Maximum)	45 mg/L	123 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	69 mg/L
	pH (Minimum)	6.0 S.U.	5.35 S.U.
	COD (Daily Average)	200 mg/L	999 mg/L
	COD (Daily Maximum)	300 mg/L	999 mg/L

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
7/2003	TSS (Daily Average)	30 mg/L	142 mg/L
	TSS (Daily Maximum)	45 mg/L	142 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	74 mg/L
	pH (Minimum)	6.0 S.U.	5.95 S.U.
	COD (Daily Average)	200 mg/L	1,150 mg/L
	COD (Daily Maximum)	300 mg/L	1,150 mg/L
3/2004	TSS (Monthly Average)	30 mg/L	34 mg/L
	pH (Minimum)	6.0 S.U.	5.49 S.U.
	COD (Monthly Average)	200 mg/L	672 mg/L
	COD (Daily Maximum)	300 mg/L	672 mg/L
	BOD5 (Monthly Average)	24 mg/L	370 mg/L
	BOD5 (Daily Maximum)	56 mg/L	370 mg/L
4/2004	Oil & Grease (Monthly Average)	8.8 mg/L	10 mg/L
	pH (Minimum)	6.0 S.U.	4.91 S.U.
	COD (Monthly Average)	200 mg/L	874 mg/L
	COD (Daily Maximum)	300 mg/L	874 mg/L
	BOD5 (Monthly Average)	24 mg/L	410 mg/L
	BOD5 (Daily Maximum)	56 mg/L	410 mg/L
5/2004	TSS (Monthly Average)	30 mg/L	110 mg/L
	TSS (Daily Maximum)	45 mg/L	110 mg/L
	pH (Minimum)	6.0 S.U.	5.66 S.U.
	COD (Monthly Average)	200 mg/L	720 mg/L
	COD (Daily Maximum)	300 mg/L	720 mg/L
	BOD5 (Monthly Average)	24 mg/L	280 mg/L
BOD5 (Daily Maximum)	56 mg/L	280 mg/L	
6/2004	TSS (Monthly Average)	30 mg/L	92 mg/L
	TSS (Daily Maximum)	45 mg/L	92 mg/L
	COD (Monthly Average)	200 mg/L	234 mg/L
	BOD5 (Monthly Average)	24 mg/L	30 mg/L
5/2005	TSS (Monthly Average)	30 mg/L	69 mg/L
	TSS (Daily Maximum)	45 mg/L	108 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	24 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	27 mg/L
	pH (Minimum)	6.0 S.U.	4.66 S.U.
	COD (Monthly Average)	200 mg/L	603 mg/L
	COD (Daily Maximum)	300 mg/L	707 mg/L
	BOD5 (Monthly Average)	24 mg/L	109 mg/L
BOD5 (Daily Maximum)	56 mg/L	160 mg/L	
6/2005	TSS (Monthly Average)	30 mg/L	66 mg/L
	TSS (Daily Maximum)	45 mg/L	92 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	35 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	53 mg/L
	COD (Monthly Average)	200 mg/L	655 mg/L
	COD (Daily Maximum)	300 mg/L	882 mg/L
	BOD5 (Monthly Average)	24 mg/L	150 mg/L
	BOD5 (Daily Maximum)	56 mg/L	160 mg/L

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
7/2005	TSS (Monthly Average)	30 mg/L	58 mg/L
	TSS (Daily Maximum)	45 mg/L	70 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	29 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	31 mg/L
	COD (Monthly Average)	200 mg/L	519 mg/L
	COD (Daily Maximum)	300 mg/L	551 mg/L
	BOD5 (Monthly Average)	24 mg/L	155 mg/L
	BOD5 (Daily Maximum)	56 mg/L	160 mg/L
8/2005	TSS (Monthly Average)	30 mg/L	68 mg/L
	TSS (Daily Maximum)	45 mg/L	98 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	34 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	57 mg/L
	pH (Maximum)	9.0 S.U.	10.72 S.U.
	pH (Minimum)	6.0 S.U.	5.60 S.U.
	COD (Monthly Average)	200 mg/L	3,243 mg/L
	COD (Daily Maximum)	300 mg/L	8,590 mg/L
	BOD5 (Monthly Average)	24 mg/L	277 mg/L
	BOD5 (Daily Maximum)	56 mg/L	360 mg/L
9/2005	TSS (Monthly Average)	30 mg/L	48 mg/L
	TSS (Daily Maximum)	45 mg/L	68 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	27 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	39 mg/L
	COD (Monthly Average)	200 mg/L	409 mg/L
	COD (Daily Maximum)	300 mg/L	467 mg/L
	BOD5 (Monthly Average)	24 mg/L	150 mg/L
	BOD5 (Daily Maximum)	56 mg/L	220 mg/L
10/2005	TSS (Monthly Average)	30 mg/L	82 mg/L
	TSS (Daily Maximum)	45 mg/L	110 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	42 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	57 mg/L
	pH (Minimum)	6.0 S.U.	3.85 S.U.
	COD (Monthly Average)	200 mg/L	794 mg/L
	COD (Daily Maximum)	300 mg/L	820 mg/L
	BOD5 (Monthly Average)	24 mg/L	313 mg/L
BOD5 (Daily Maximum)	56 mg/L	390 mg/L	
11/2005	TSS (Monthly Average)	30 mg/L	109 mg/L
	TSS (Daily Maximum)	45 mg/L	208 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	38 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	57 mg/L
	COD (Monthly Average)	200 mg/L	527 mg/L
	COD (Daily Maximum)	300 mg/L	563 mg/L
	BOD5 (Monthly Average)	24 mg/L	263 mg/L
	BOD5 (Daily Maximum)	56 mg/L	320 mg/L

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
12/2005	TSS (Monthly Average)	30 mg/L	61 mg/L
	TSS (Daily Maximum)	45 mg/L	92 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	21 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	30 mg/L
	COD (Monthly Average)	200 mg/L	379 mg/L
	COD (Daily Maximum)	300 mg/L	418 mg/L
	BOD5 (Monthly Average)	24 mg/L	145 mg/L
	BOD5 (Daily Maximum)	56 mg/L	190 mg/L
1/2006	TSS (Monthly Average)	30 mg/L	65 mg/L
	TSS (Daily Maximum)	45 mg/L	66 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	24 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	29 mg/L
	COD (Monthly Average)	200 mg/L	420 mg/L
	COD (Daily Maximum)	300 mg/L	641 mg/L
	BOD5 (Monthly Average)	24 mg/L	130 mg/L
	BOD5 (Daily Maximum)	56 mg/L	160 mg/L
2/2006	TSS (Monthly Average)	30 mg/L	106 mg/L
	TSS (Daily Maximum)	45 mg/L	166 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	28 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	41 mg/L
	COD (Monthly Average)	200 mg/L	703 mg/L
	COD (Daily Maximum)	300 mg/L	1,030 mg/L
	BOD5 (Monthly Average)	24 mg/L	255 mg/L
	BOD5 (Daily Maximum)	56 mg/L	380 mg/L
3/2006	TSS (Monthly Average)	30 mg/L	75 mg/L
	TSS (Daily Maximum)	45 mg/L	98 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	36 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	49 mg/L
	COD (Monthly Average)	200 mg/L	449 mg/L
	COD (Daily Maximum)	300 mg/L	563 mg/L
	BOD5 (Monthly Average)	24 mg/L	257 mg/L
	BOD5 (Daily Maximum)	56 mg/L	280 mg/L
4/2006	TSS (Monthly Average)	30 mg/L	166 mg/L
	TSS (Daily Maximum)	45 mg/L	208 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	48 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	48 mg/L
	COD (Monthly Average)	200 mg/L	764 mg/L
	COD (Daily Maximum)	300 mg/L	831 mg/L
	BOD5 (Monthly Average)	24 mg/L	295 mg/L
	BOD5 (Daily Maximum)	56 mg/L	390 mg/L

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
5/2006	TSS (Monthly Average)	30 mg/L	165 mg/L
	TSS (Daily Maximum)	45 mg/L	255 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	34 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	67 mg/L
	COD (Monthly Average)	200 mg/L	363 mg/L
	COD (Daily Maximum)	300 mg/L	435 mg/L
	BOD5 (Monthly Average)	24 mg/L	197 mg/L
	BOD5 (Daily Maximum)	56 mg/L	300 mg/L
6/2006	TSS (Monthly Average)	30 mg/L	87 mg/L
	TSS (Daily Maximum)	45 mg/L	103 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	37 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	38 mg/L
	COD (Monthly Average)	200 mg/L	556 mg/L
	COD (Daily Maximum)	300 mg/L	625 mg/L
	BOD5 (Monthly Average)	24 mg/L	183 mg/L
	BOD5 (Daily Maximum)	56 mg/L	290 mg/L
7/2006	TSS (Monthly Average)	30 mg/L	52 mg/L
	TSS (Daily Maximum)	45 mg/L	77 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	28 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	32 mg/L
	COD (Monthly Average)	200 mg/L	393 mg/L
	COD (Daily Maximum)	300 mg/L	433 mg/L
	BOD5 (Monthly Average)	24 mg/L	145 mg/L
	BOD5 (Daily Maximum)	56 mg/L	160 mg/L
8/2006	TSS (Monthly Average)	30 mg/L	62 mg/L
	TSS (Daily Maximum)	45 mg/L	62 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	50 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	50 mg/L
	COD (Monthly Average)	200 mg/L	560 mg/L
	COD (Daily Maximum)	300 mg/L	560 mg/L
	BOD5 (Monthly Average)	24 mg/L	330 mg/L
	BOD5 (Daily Maximum)	56 mg/L	330 mg/L
9/2006	TSS (Monthly Average)	30 mg/L	127 mg/L
	TSS (Daily Maximum)	45 mg/L	134 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	54 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	73 mg/L
	COD (Monthly Average)	200 mg/L	462 mg/L
	COD (Daily Maximum)	300 mg/L	551 mg/L
	BOD5 (Monthly Average)	24 mg/L	305 mg/L
	BOD5 (Daily Maximum)	56 mg/L	360 mg/L

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
10/2006	TSS (Monthly Average)	30 mg/L	146 mg/L
	TSS (Daily Maximum)	45 mg/L	185 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	71 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	112 mg/L
	COD (Monthly Average)	200 mg/L	446 mg/L
	COD (Daily Maximum)	300 mg/L	505 mg/L
	BOD5 (Monthly Average)	24 mg/L	285 mg/L
	BOD5 (Daily Maximum)	56 mg/L	400 mg/L
11/2006	TSS (Monthly Average)	30 mg/L	80 mg/L
	TSS (Daily Maximum)	45 mg/L	108 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	34 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	48 mg/L
	COD (Monthly Average)	200 mg/L	256 mg/L
	BOD5 (Monthly Average)	24 mg/L	121 mg/L
	BOD5 (Daily Maximum)	56 mg/L	170 mg/L
	12/2006	TSS (Monthly Average)	30 mg/L
TSS (Daily Maximum)		45 mg/L	190 mg/L
Oil & Grease (Monthly Average)		8.8 mg/L	98 mg/L
Oil & Grease (Daily Maximum)		15 mg/L	98 mg/L
COD (Monthly Average)		200 mg/L	1,130 mg/L
COD (Daily Maximum)		300 mg/L	1,130 mg/L
BOD5 (Monthly Average)		24 mg/L	120 mg/L
BOD5 (Daily Maximum)		56 mg/L	120 mg/L
1/2007	TSS (Monthly Average)	30 mg/L	221 mg/L
	TSS (Daily Maximum)	45 mg/L	416 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	103 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	172 mg/L
	COD (Monthly Average)	200 mg/L	348 mg/L
	COD (Daily Maximum)	300 mg/L	500 mg/L
	BOD5 (Monthly Average)	24 mg/L	273 mg/L
	BOD5 (Daily Maximum)	56 mg/L	380 mg/L
2/2007	TSS (Monthly Average)	30 mg/L	245 mg/L
	TSS (Daily Maximum)	45 mg/L	320 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	99 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	142 mg/L
	COD (Monthly Average)	200 mg/L	652 mg/L
	COD (Daily Maximum)	300 mg/L	799 mg/L
	BOD5 (Monthly Average)	24 mg/L	300 mg/L
	BOD5 (Daily Maximum)	56 mg/L	380 mg/L
3/2007	TSS (Monthly Average)	30 mg/L	137 mg/L
	TSS (Daily Maximum)	45 mg/L	137 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	34 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	34 mg/L
	COD (Monthly Average)	200 mg/L	563 mg/L
	COD (Daily Maximum)	300 mg/L	563 mg/L
	BOD5 (Monthly Average)	24 mg/L	320 mg/L
	BOD5 (Daily Maximum)	56 mg/L	320 mg/L

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
4/2007	TSS (Monthly Average)	30 mg/L	135 mg/L
	TSS (Daily Maximum)	45 mg/L	162 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	53 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	64 mg/L
	COD (Monthly Average)	200 mg/L	969 mg/L
	COD (Daily Maximum)	300 mg/L	1,070 mg/L
	BOD5 (Monthly Average)	24 mg/L	340 mg/L
	BOD5 (Daily Maximum)	56 mg/L	360 mg/L
5/2007	TSS (Monthly Average)	30 mg/L	96 mg/L
	TSS (Daily Maximum)	45 mg/L	124 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	72 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	111 mg/L
	COD (Monthly Average)	200 mg/L	886 mg/L
	COD (Daily Maximum)	300 mg/L	1,350 mg/L
	BOD5 (Monthly Average)	24 mg/L	362 mg/L
	BOD5 (Daily Maximum)	56 mg/L	770 mg/L
6/2007	TSS (Monthly Average)	30 mg/L	234 mg/L
	TSS (Daily Maximum)	45 mg/L	392 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	124 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	199 mg/L
	COD (Monthly Average)	200 mg/L	1,439 mg/L
	COD (Daily Maximum)	300 mg/L	2,290 mg/L
	BOD5 (Monthly Average)	24 mg/L	364 mg/L
	BOD5 (Daily Maximum)	56 mg/L	640 mg/L
7/2007	TSS (Monthly Average)	30 mg/L	123 mg/L
	TSS (Daily Maximum)	45 mg/L	148 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	77 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	92 mg/L
	COD (Monthly Average)	200 mg/L	1,042 mg/L
	COD (Daily Maximum)	300 mg/L	1,250 mg/L
	BOD5 (Monthly Average)	24 mg/L	400 mg/L
	BOD5 (Daily Maximum)	56 mg/L	500 mg/L
8/2007	TSS (Monthly Average)	30 mg/L	123 mg/L
	TSS (Daily Maximum)	45 mg/L	140 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	78 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	112 mg/L
	COD (Monthly Average)	200 mg/L	761 mg/L
	COD (Daily Maximum)	300 mg/L	875 mg/L
	BOD5 (Monthly Average)	24 mg/L	210 mg/L
	BOD5 (Daily Maximum)	56 mg/L	340 mg/L

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
9/2007	TSS (Monthly Average)	30 mg/L	222 mg/L
	TSS (Daily Maximum)	45 mg/L	334 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	39 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	61 mg/L
	COD (Monthly Average)	200 mg/L	473 mg/L
	COD (Daily Maximum)	300 mg/L	609 mg/L
	BOD5 (Monthly Average)	24 mg/L	455 mg/L
	BOD5 (Daily Maximum)	56 mg/L	620 mg/L
10/2007	TSS (Monthly Average)	30 mg/L	109 mg/L
	TSS (Daily Maximum)	45 mg/L	145 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	60 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	91 mg/L
	COD (Monthly Average)	200 mg/L	699 mg/L
	COD (Daily Maximum)	300 mg/L	1,090 mg/L
	BOD5 (Monthly Average)	24 mg/L	252 mg/L
	BOD5 (Daily Maximum)	56 mg/L	490 mg/L
11/2007	TSS (Monthly Average)	30 mg/L	205 mg/L
	TSS (Daily Maximum)	45 mg/L	205 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	143 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	143 mg/L
	COD (Monthly Average)	200 mg/L	940 mg/L
	COD (Daily Maximum)	300 mg/L	940 mg/L
	BOD5 (Monthly Average)	24 mg/L	520 mg/L
	BOD5 (Daily Maximum)	56 mg/L	520 mg/L
12/2007	TSS (Monthly Average)	30 mg/L	262 mg/L
	TSS (Daily Maximum)	45 mg/L	355 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	114 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	171 mg/L
	COD (Monthly Average)	200 mg/L	834 mg/L
	COD (Daily Maximum)	300 mg/L	954 mg/L
	BOD5 (Monthly Average)	24 mg/L	790 mg/L
	BOD5 (Daily Maximum)	56 mg/L	1,000 mg/L
1/2008	TSS (Monthly Average)	30 mg/L	241 mg/L
	TSS (Daily Maximum)	45 mg/L	270 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	212 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	224 mg/L
	COD (Monthly Average)	200 mg/L	1,525 mg/L
	COD (Daily Maximum)	300 mg/L	1,560 mg/L
	BOD5 (Monthly Average)	24 mg/L	835 mg/L
	BOD5 (Daily Maximum)	56 mg/L	980 mg/L

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
2/2008	TSS (Monthly Average)	30 mg/L	454 mg/L
	TSS (Daily Maximum)	45 mg/L	850 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	499 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	929 mg/L
	COD (Monthly Average)	200 mg/L	1,378 mg/L
	COD (Daily Maximum)	300 mg/L	1,910 mg/L
	BOD5 (Monthly Average)	24 mg/L	955 mg/L
	BOD5 (Daily Maximum)	56 mg/L	1,800 mg/L
3/2008	TSS (Monthly Average)	30 mg/L	211 mg/L
	TSS (Daily Maximum)	45 mg/L	296 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	142 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	232 mg/L
	COD (Monthly Average)	200 mg/L	1,130 mg/L
	COD (Daily Maximum)	300 mg/L	1,200 mg/L
	BOD5 (Monthly Average)	24 mg/L	345 mg/L
	BOD5 (Daily Maximum)	56 mg/L	470 mg/L
4/2008	TSS (Monthly Average)	30 mg/L	110 mg/L
	TSS (Daily Maximum)	45 mg/L	130 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	83 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	95 mg/L
	COD (Monthly Average)	200 mg/L	690 mg/L
	COD (Daily Maximum)	300 mg/L	727 mg/L
	BOD5 (Monthly Average)	24 mg/L	610 mg/L
	BOD5 (Daily Maximum)	56 mg/L	1,000 mg/L
5/2008	TSS (Monthly Average)	30 mg/L	137 mg/L
	TSS (Daily Maximum)	45 mg/L	143 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	152 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	218 mg/L
	COD (Monthly Average)	200 mg/L	1,171 mg/L
	COD (Daily Maximum)	300 mg/L	1,410 mg/L
	BOD5 (Monthly Average)	24 mg/L	664 mg/L
	BOD5 (Daily Maximum)	56 mg/L	830 mg/L
6/2008	TSS (Monthly Average)	30 mg/L	318 mg/L
	TSS (Daily Maximum)	45 mg/L	487 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	327 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	527 mg/L
	COD (Monthly Average)	200 mg/L	1,880 mg/L
	COD (Daily Maximum)	300 mg/L	2,700 mg/L
	BOD5 (Monthly Average)	24 mg/L	460 mg/L
	BOD5 (Daily Maximum)	56 mg/L	580 mg/L

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
7/2008	TSS (Monthly Average)	30 mg/L	119 mg/L
	TSS (Daily Maximum)	45 mg/L	133 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	82 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	130 mg/L
	COD (Monthly Average)	200 mg/L	931 mg/L
	COD (Daily Maximum)	300 mg/L	1,065 mg/L
	BOD5 (Monthly Average)	24 mg/L	444 mg/L
	BOD5 (Daily Maximum)	56 mg/L	800 mg/L
8/2008	TSS (Monthly Average)	30 mg/L	260 mg/L
	TSS (Daily Maximum)	45 mg/L	260 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	187 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	187 mg/L
	COD (Monthly Average)	200 mg/L	1,550 mg/L
	COD (Daily Maximum)	300 mg/L	1,550 mg/L
	BOD5 (Monthly Average)	24 mg/L	1,300 mg/L
	BOD5 (Daily Maximum)	56 mg/L	1,300 mg/L
9/2008	TSS (Monthly Average)	30 mg/L	163 mg/L
	TSS (Daily Maximum)	45 mg/L	163 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	120 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	120 mg/L
	BOD5 (Monthly Average)	24 mg/L	480 mg/L
	BOD5 (Daily Maximum)	56 mg/L	480 mg/L
10/2008	TSS (Monthly Average)	30 mg/L	64 mg/L
	TSS (Daily Maximum)	45 mg/L	78 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	47 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	65 mg/L
	COD (Monthly Average)	200 mg/L	579 mg/L
	COD (Daily Maximum)	300 mg/L	685 mg/L
	BOD5 (Monthly Average)	24 mg/L	388 mg/L
	BOD5 (Daily Maximum)	56 mg/L	760 mg/L
11/2008	TSS (Monthly Average)	30 mg/L	113 mg/L
	TSS (Daily Maximum)	45 mg/L	132 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	77 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	118 mg/L
	COD (Monthly Average)	200 mg/L	1,007 mg/L
	COD (Daily Maximum)	300 mg/L	1,050 mg/L
	BOD5 (Monthly Average)	24 mg/L	305 mg/L
	BOD5 (Daily Maximum)	56 mg/L	500 mg/L
12/2008	TSS (Monthly Average)	30 mg/L	1,438 mg/L
	TSS (Daily Maximum)	45 mg/L	2,727 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	158 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	213 mg/L
	COD (Monthly Average)	200 mg/L	936 mg/L
	COD (Daily Maximum)	300 mg/L	1,010 mg/L
	BOD5 (Monthly Average)	24 mg/L	405 mg/L
	BOD5 (Daily Maximum)	56 mg/L	460 mg/L

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
1/2009	TSS (Monthly Average)	30 mg/L	70 mg/L
	TSS (Daily Maximum)	45 mg/L	70 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	32 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	32 mg/L
	BOD5 (Monthly Average)	24 mg/L	37 mg/L
2/2009	TSS (Monthly Average)	30 mg/L	47 mg/L
	TSS (Daily Maximum)	45 mg/L	56 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	24 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	38 mg/L
	COD (Monthly Average)	200 mg/L	223 mg/L
	COD (Daily Maximum)	300 mg/L	320 mg/L
	BOD5 (Monthly Average)	24 mg/L	66 mg/L
BOD5 (Daily Maximum)	56 mg/L	100 mg/L	
3/2009	TSS (Monthly Average)	30 mg/L	33 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	83 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	137 mg/L
	BOD5 (Monthly Average)	24 mg/L	76 mg/L
	BOD5 (Daily Maximum)	56 mg/L	110 mg/L
4/2009	TSS (Monthly Average)	30 mg/L	63 mg/L
	TSS (Daily Maximum)	45 mg/L	73 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	15 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	18 mg/L
	BOD5 (Monthly Average)	24 mg/L	39 mg/L
5/2009	Oil & Grease (Monthly Average)	8.8 mg/L	22 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	23 mg/L
	BOD5 (Monthly Average)	24 mg/L	66 mg/L
	BOD5 (Daily Maximum)	56 mg/L	66 mg/L
6/2009	TSS (Monthly Average)	30 mg/L	44 mg/L
	TSS (Daily Maximum)	45 mg/L	58 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	45 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	58 mg/L
	COD (Monthly Average)	200 mg/L	208 mg/L
	BOD5 (Monthly Average)	24 mg/L	93 mg/L
	BOD5 (Daily Maximum)	56 mg/L	130 mg/L
7/2009	TSS (Monthly Average)	30 mg/L	51 mg/L
	TSS (Daily Maximum)	45 mg/L	54 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	50 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	54 mg/L
	COD (Monthly Average)	200 mg/L	627 mg/L
	COD (Daily Maximum)	300 mg/L	982 mg/L
	BOD5 (Monthly Average)	24 mg/L	90 mg/L
	BOD5 (Daily Maximum)	56 mg/L	120 mg/L

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
8/2009	TSS (Monthly Average)	30 mg/L	52 mg/L
	TSS (Daily Maximum)	45 mg/L	78 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	67 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	108 mg/L
	COD (Monthly Average)	200 mg/L	326 mg/L
	COD (Daily Maximum)	300 mg/L	477 mg/L
	BOD5 (Monthly Average)	24 mg/L	89 mg/L
	BOD5 (Daily Maximum)	56 mg/L	120 mg/L
9/2009	TSS (Monthly Average)	30 mg/L	42 mg/L
	TSS (Daily Maximum)	45 mg/L	50 mg/L
	Oil & Grease (Monthly Average)	8.8 mg/L	32 mg/L
	Oil & Grease (Daily Maximum)	15 mg/L	38 mg/L
	BOD5 (Monthly Average)	24 mg/L	150 mg/L
	BOD5 (Daily Maximum)	56 mg/L	180 mg/L

OUTFALL 002 - SANITARY WASTEWATER

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
7/2002	TSS (<i>Daily Maximum</i>)	45 mg/L	112 mg/L
	Fecal Coliform (<i>Daily Maximum</i>)	400 colonies/100 mL	>1,000 colonies/100 mL
8/2002	Fecal Coliform (<i>Daily Maximum</i>)	400 colonies/100 mL	>1,000 colonies/100 mL
1/2003	BOD ₅ (<i>Daily Maximum</i>)	45 mg/L	48 mg/L
1/2004 – 6/2004	BOD ₅ (<i>Weekly Average</i>)	45 mg/L	62 mg/L
1/2006 – 6/2006	BOD ₅ (<i>Weekly Average</i>)	45 mg/L	54 mg/L
7/2006 – 12/2006	Fecal Coliform (<i>Weekly Average</i>)	400 colonies/100 mL	>1,000 colonies/100 ml
1/2008 – 6/2008	BOD ₅ (<i>Weekly Average</i>)	45 mg/L	210 mg/L
7/2008 – 12/2008	BOD ₅ (<i>Weekly Average</i>)	45 mg/L	310 mg/L

Each effluent exceedance before January 1, 2004, is a violation of LWDPSP permit WP 3891 (Part I, Pages 2 and 3 and Part III, Section A.1), La. R.S. 30:2076(A)(1), La. R.S. 30:2076(A)(3), LAC

33:IX.501.A, LAC 33:IX.501.D, and LAC 33:IX.2701.A. Each effluent exceedance after January 1, 2004, is a violation of LPDES permit LA0190151 (Part I, Pages 2 and 3 and Part III, Section A.2), La. R.S. 30:2076(A)(1), La. R.S. 30:2076(A)(3), LAC 33:IX.501.A, LAC 33:IX.501.D, and LAC 33:IX.2701.A. Additionally, the Respondent failed to submit noncompliance reports (NCRs) to the Department for the above effluent exceedances. Each failure to submit NCRs to the Department for the above effluent exceedances before January 1, 2004, is a violation of LWDP permit WP 3891 (Part III, Sections A.1 and D.5.c), La. R.S. 30:2076(A)(3), LAC 33:IX.501.A, LAC 33:IX.2701.A and LAC 33:IX.2701.L.7. Each failure to submit NCRs to the Department for the above effluent exceedances after January 1, 2004, is a violation of LPDES permit LA0109151 (Part III, Sections A.2 and D.7), La. R.S. 30:2076(A)(3), LAC 33:IX.501.A, LAC 33:IX.2701.A and LAC 33:IX.2701.L.7.

An inspection conducted by the Department on or about February 26, 2002, revealed that the Respondent failed to properly operate and maintain the facility. Specifically, the oxidation ponds had a build up of silt, the third cell of the oxidation pond appeared to be less than a foot in depth, and the first cell contained a large amount of floating oil/grease. Each failure to properly operate and maintain the facility constitutes a violation of LWDP permit WP 3891 (Part III, Sections A.1 and B.1), La. R. S. 30:2076 (A)(3), LAC 33:IX.501.A, LAC 33:IX.2701.A, and LAC 33:IX.2701.E.

A file review conducted by the Department on or about November 17, 2009, revealed that the Respondent failed to submit properly completed DMRs as required by the permit. Specifically, the Respondent failed to sign and/or certify DMRs as required for Outfall 001 during the monitoring periods of July and August 2003, July, August, October, and November 2004, January, February, April, May, July, and August 2005, January, February, July, and August 2006, April and May 2007, and April, May, July, and August 2008. The Respondent also failed to sign and/or certify DMRs as

required for Outfall 002 during the monitoring period of July 2003. Each failure to submit a properly completed DMR by failing to sign and/or certify the DMR prior to January 1, 2004, is a violation of LWDP permit WP 3891 (Part III, Sections A.1 and D.9), La. R.S. 30:2076(A)(3), LAC 33:IX.501.A, LAC 33:IX.2701.A, and LAC 33:IX.2701.K, and LAC 33:IX.2701.L.4.d. Each failure to submit a properly completed DMR by failing to sign and/or certify the DMR after January 1, 2004, is a violation of LPDES permit LA0109151 (Part III, Sections A.2, D.4, and D.10), La. R.S. 30:2076(A)(3), LAC 33:IX.501.A, LAC 33:IX.2701.A, LAC 33:IX.2701.K, and LAC 33:IX.2701.L.4.d.

A file review conducted by the Department on or about November 17, 2009, revealed that the Respondent failed to submit properly completed DMRs as required by the permit. Specifically, the Respondent failed to enter the printed name/title of the Principal Executive Officer (except 04/06 – 06/06), the date, and telephone number at the bottom of the DMRs as required for Outfalls 001 and 002 during the monitoring periods of January 2001 through September 2009. Each failure to submit a properly completed DMR prior to January 1, 2004, is a violation of LWDP permit WP 3891 (Part III, Section A.1), La. R.S. 30:2076(A)(3), LAC 33:IX.501.A, and LAC 33:IX.2701.A, and LAC 33:IX.2701.L.4.d. Each failure to submit a properly completed DMR after January 1, 2004, is a violation of LPDES permit LA0109151 (Part III, Section A.2), La. R.S. 30:2076(A)(3), LAC 33:IX.501.A, LAC 33:IX.2701.A, and LAC 33:IX.2701.L.4.d.

A file review conducted by the Department on or about November 17, 2009, revealed that the Respondent did not submit a renewal application at least 180 days prior to the December 31, 2008, expiration date for LPDES permit LA0109151. The Department received a renewal application from the Respondent on or about December 15, 2008. The Respondent's failure to submit a permit renewal application at least 180 days prior to the expiration date of the LPDES permit is a violation

of LPDES permit LA0109151, (Part III, Sections A.2, and A.5), La. R.S. 30:2076 (A)(3), LAC 33:IX.501.A, LAC 33:IX.2501.D.2, LAC 33:IX.2701.A.

The issues listed below are not the subject matter of an enforcement action issued by the Department, but are included as a part of this Settlement:

- A. An inspection conducted by the Department on or about February 2, 2010, and a subsequent file review conducted by the Department on or about June 2, 2011, revealed exceedances of effluent limitations. These effluent exceedances, as reported by the Respondent on Discharge Monitoring Reports (DMRs), are summarized below:

OUTFALL 001 - VEHICLE WASH WASTEWATER

MONITORING PERIOD	PARAMETER	PERMIT LIMIT	REPORTED VALUE
10/2009	TSS (<i>Monthly Average</i>)	30 mg/L	31 mg/L
	Oil & Grease (<i>Monthly Average</i>)	8.8 mg/L	13 mg/L
	Oil & Grease (<i>Daily Maximum</i>)	15 mg/L	18 mg/L
	BOD ₅ (<i>Monthly Average</i>)	24 mg/L	63 mg/L
	BOD ₅ (<i>Daily Maximum</i>)	56 mg/L	78 mg/L
11/2009	TSS (<i>Monthly Average</i>)	30 mg/L	41 mg/L
	TSS (<i>Daily Maximum</i>)	45 mg/L	49 mg/L
	Oil & Grease (<i>Monthly Average</i>)	8.8 mg/L	34 mg/L
	Oil & Grease (<i>Daily Maximum</i>)	15 mg/L	35 mg/L
	BOD ₅ (<i>Monthly Average</i>)	24 mg/L	84 mg/L
	BOD ₅ (<i>Daily Maximum</i>)	56 mg/L	100 mg/L
12/2009	TSS (<i>Monthly Average</i>)	30 mg/L	122 mg/L
	TSS (<i>Daily Maximum</i>)	45 mg/L	122 mg/L
	Oil & Grease (<i>Monthly Average</i>)	8.8 mg/L	38 mg/L
	Oil & Grease (<i>Daily Maximum</i>)	15 mg/L	38 mg/L
	COD (<i>Monthly Average</i>)	200 mg/L	259 mg/L
	BOD ₅ (<i>Monthly Average</i>)	24 mg/L	150 mg/L
	BOD ₅ (<i>Daily Maximum</i>)	56 mg/L	150 mg/L

Each effluent exceedance is a violation of LPDES Permit LA0190151 (Part I, Pages 2 and 3 and Part III, Section A.2), La. R.S. 30:2076(A)(1), La. R.S. 30:2076(A)(3), LAC 33:IX.501.A, LAC 33:IX.501.D, and LAC 33:IX.2701.A. Additionally, the Respondent failed to submit noncompliance reports (NCRs) to the Department for the above effluent exceedances. Each failure to submit NCRs to the Department for the above effluent exceedances is a violation of LPDES Permit LA0109151 (Part III, Sections A.2 and D.7), La. R.S. 30:2076(A)(3), LAC 33:IX.501.A, LAC 33:IX.2701.A and LAC 33:IX.2701.L.7. On or about February 26, 2010, the Department received a response from the Respondent in which the Respondent stated that on January 11, 2010, all waste water from the wash bay was sent

to a landfill. A file review revealed that the DMRs submitted by the Respondent since February 2010 were marked with no discharge for Outfall 001. On or about March 28, 2011, the Department deleted Outfall 001 from LPDES Permit LA0109151 as the result of a Request for Termination Form that was received from the Respondent on or about December 17, 2010.

- B. An inspection conducted by the Department on or about February 2, 2010, revealed that the Respondent failed to prepare a Storm Water Pollution Prevention Plan (SWPPP), which is a violation of LPDES Permit LA0109151 (Part II, Section I and Part III, Section A.2), La. R.S. 30:2076(A)(3), and LAC 33:IX.2701.A. The Department received a copy of the SWPPP from the Respondent on or about February 7, 2011.

III

Respondent denies it committed any violations or that it is liable for any fines, forfeitures and/or penalties.

IV

Nonetheless, Respondent, without making any admission of liability under state or federal statute or regulation, agrees to pay, and the Department agrees to accept, a payment in the amount of SIXTY THOUSAND AND NO/100 DOLLARS (\$60,000.00), of which One Thousand Two Hundred Thirty-Three and 90/100 Dollars (\$1,233.90) represents the Department's enforcement costs, in settlement of the claims set forth in this agreement. The total amount of money expended by Respondent on cash payments to the Department as described above, shall be considered a civil penalty for tax purposes, as required by La. R.S. 30:2050.7(E)(1).

V

Respondent further agrees that the Department may consider the inspection report(s), the Consolidated Compliance Order & Notice of Potential Penalty and this Settlement for the purpose of determining compliance history in connection with any future enforcement or permitting action by

the Department against Respondent, and in any such action Respondent shall be estopped from objecting to the above-referenced documents being considered as proving the violations alleged herein for the sole purpose of determining Respondent's compliance history.

VI

This agreement shall be considered a final order of the Secretary for all purposes, including, but not limited to, enforcement under La. R.S. 30:2025(G)(2), and Respondent hereby waives any right to administrative or judicial review of the terms of this agreement, except such review as may be required for interpretation of this agreement in any action by the Department to enforce this agreement.

VII

This settlement is being made in the interest of settling the state's claims and avoiding for both parties the expense and effort involved in litigation or an adjudicatory hearing. In agreeing to the compromise and settlement, the Department considered the factors for issuing civil penalties set forth in LSA- R. S. 30:2025(E) of the Act.

VIII

The Respondent has caused a public notice advertisement to be placed in the official journal of the parish governing authority in St. Landry Parish, Louisiana. The advertisement, in form, wording, and size approved by the Department, announced the availability of this settlement for public view and comment and the opportunity for a public hearing. Respondent has submitted an original proof-of-publication affidavit and an original public notice to the Department and, as of the date this Settlement is executed on behalf of the Department, more than forty-five (45) days have elapsed since publication of the notice.

IX

Payment is to be made within ten (10) days from notice of the Secretary's signature. If payment is not received within that time, this Agreement is voidable at the option of the Department. Payments are to be made by check, payable to the Department of Environmental Quality, and mailed or delivered to the attention of Accountant Administrator, Financial Services Division, Department of Environmental Quality, Post Office Box 4303, Baton Rouge, Louisiana, 70821-4303. Each payment shall be accompanied by a completed Settlement Payment Form (Exhibit A).

X

In consideration of the above, any claims for penalties are hereby compromised and settled in accordance with the terms of this Settlement.

XI

Each undersigned representative of the parties certifies that he or she is fully authorized to execute this Settlement Agreement on behalf of his or her respective party, and to legally bind such party to its terms and conditions.

CHARLES G. LAWSON TRUCKING, INC.

BY: William H. Rotton
(Signature)

WILLIAM H. ROTTON
(Print)

TITLE: PRESIDENT

THUS DONE AND SIGNED in duplicate original before me this 25th day of July, 20 11, at Hopkville, AL.

Linda D. Campbell
NOTARY PUBLIC (ID #)
My Commission Exp. 25 08/14/2011

(stamped or printed)

LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
Peggy M. Hatch, Secretary

BY: Cheryl
Cheryl Sonnier Nolan, Assistant Secretary
Office of Environmental Compliance

THUS DONE AND SIGNED in duplicate original before me this 18 day of October, 20 11, at Baton Rouge, Louisiana.

Dubona King
NOTARY PUBLIC (ID # 20590)
Bar Roll #

The Commission

Dubona King
(stamped or printed)

Preliminary Approval: Cheryl
Cheryl Sonnier Nolan, Assistant Secretary