

## ERP ADDENDUM

**Region:** VRO

**Date:** 6/15/2023

**Facility/Source:** Christendom College STP

**Location:** 134 Christendom Drive, Front Royal, VA 22630

**Resp. Party/Fac. Owner:** Christendom Educational Corporation

**EA No.:** VR22-1112

**Permit No.:** VA0067067

**Media Program:** VPDES

**Designation:** SNC

**HPV/SNC?**

### **Addendum Summary:**

1. On November 7, 2022, DEQ staff conducted a Compliance Evaluation Inspection of the Facility and met with Christendom to discuss the NOV and next steps forward.
2. DEQ received the Discharge Monitoring Report for the Facility, for the monitoring period of January 2023, which included the following data results:

<b>Month</b>	<b>Outfall</b>	<b>Parameter</b>	<b>Concentration/Loa ding</b>	<b>Reported</b>	<b>Legal Requirement</b>
January 2023	001	352-Ammonia as N Jan-	Concentration	57.3 mg/L	<b>3.1 mg/L</b>
January 2023	001	352-Ammonia as N Jan-	Concentration	14.9 mg/L	<b>2.2 mg/L</b>

3. On March 14, 2023, DEQ issued a NOV No. W2023-03-V-0002 to Christendom Educational Corporation for Permit effluent limit exceedances.
4. On April 27, 2023, DEQ sent Christendom the draft consent order for review. Christendom sent a response to the draft order on May 22, 2023. Christendom stated they were willing to enter into a consent order at the November 2022 meeting. Due to DEQ enforcement staff being down and a backlog of cases, DEQ agrees to remove the assessments for any exceedances that occurred past November 2022. Therefore the January 2023 exceedances will be removed from the penalty. A new penalty matrix is available at the end of this addendum.

**Recommended Enforcement Action:** Consent order with penalty and injunctive relief

**Recommended by:** Celeste Horton **Date** 6/15/2023

**Concurrence (initial and date):**

Enforcement Manager: \_\_\_\_\_ via email \_\_\_\_\_ Date 6/30/2023

## VPDES & VPA Civil Charge Worksheet

### Va. Code § 62.1-44.15

*(For Violations Other Than VWPP, Article 9, Article 11, Surface Water/Ground Water Withdrawal, AFO/Poultry and Const. Stormwater Programs)*

<b>Facility/Responsible Party</b> <i>Christendom Educational Corporation</i>	EA No.	Per./Reg. No.	NOV Date: 11/4/2022		
	<b>NOV Observation #</b>	<b>Potential for Harm</b>			<b>Amount</b>
		<b>Serious</b>	<b>Moderate</b>	<b>Marginal</b>	
<b>1. Gravity-based Component</b>					
<b>a. Violations and Frequency</b> (x = number of occurrences)		\$ (x) occurrences	\$ (x) occurrences	\$ (x) occurrences	
(1) Effluent Limits	1	1,323 (x1)	712 (x11)	305 (x3)	10,070
(2) Operational Deficiencies	2, 3, 4	1,323 (x)	712 (x1)	305 (x)	712
(3) Monitoring/		509 (x)	254 (x)	102 (x)	
(4) Spills/Unpermitted Discharge Discharges of oil must be assessed using the Article 11 worksheet.	1	13,229 (x)	6,615 (x1)	1,323 (x)	6,615
(5) Submissions		1,323(x)	712 (x)	305 (x)	
(6) No Permit		5,292 (x)	2,646 (x)	916 (x)	
(7) Failure to Report		13,229 (x)	6,615(x)	1,323 (x)	
(8) Control measures/BMPs not implemented or maintained (stormwater)		6,615 (x)	2,646 (x)	1,323 (x)	
(9) Failure to record inspections		1,323 (x)	661 (x)	265 (x)	
(10) No SWPPP/O&M	2, 3, 4	5,292(x)	2,646 (x1)	1,323 (x)	2,646
(11) Incomplete SWPPP/O&M or SWPPP not on site (storm water)		2,646 (x)	1,323 (x)	661 (x)	
(12) Biosolids transport violation		6,615 (x)	2,646 (x)	1,323 (x)	
(13) Other		2,646 (x)	1,323 (x)	712 (x)	
<b>Subtotal 1.a – Violations and Frequency</b>					20,043
<b>b. Aggravating Factors</b>					
(1) Major Facility	Y	N	Subtotal #1.a (x) 0.4		
(2) Compliance History					
Order or decree <u>in another media program</u> within 36 mo. before initial NOV	Y	N	If yes, add lesser of 0.05 (x) subtotal line 1.a, or \$5,000		
Order or decree <u>in same media program</u> within 36 mo. before initial NOV	Y	N	If yes, add 0.5 (x) subtotal line 1.a (for 1 order in 36 mo.)		
(3) Degree of Culpability ( <i>applied to specific line amount(s) or subtotal line 1.a</i> )	Low = (x) 0		<b>Moderate =</b> (x) 0.25	Serious = (x) 0.5	High = (x) 1.0
(4) Natural gas transmission pipeline greater than 36 inches inside diameter (special order under § 62.1-44.15(8g))	Y	N	If yes, add 0.5 * subtotal 1.a		

<b>Subtotal 1 b. – Aggravating Factors</b>						5,010.75
<b>Subtotal - Gravity Based Component Subtotal</b> <i>(Add Subtotal #1.a and Subtotal #1.b)</i>						25,053.75
<b>c. Flow Reduction Factor (STP VPDES only) (discretionary based on good faith efforts to comply)</b>	<b>Y</b>	<b>N</b>	<b>% Reduction</b>	<b>10</b>	<b>Reduction Amount</b>	(2,505.38)
<b>Flow-Adjusted Gravity Based Component Subtotal</b> <i>(Subtract Subtotal 1.c from Gravity Based Component Subtotal)</i>						22,548.37
<b>2. Economic Benefit of Noncompliance</b>						
<b>3. Ability to Pay</b> <i>(based on information supplied by the facility)</i>						( )
<b>Total Civil Charge/Civil Penalty</b> <i>(Not to exceed \$32,500 per day per violation)</i>						<b>\$22,548.37</b>

Approved:



Date: 20 June 2023

Regional Director [or Deputy Regional Director]

Comments: