

**Civil Penalty Schedule  
for Industrial User Noncompliance  
Cleveland/Bradley County TN**

| <u>Noncompliance</u>                              | <u>Nature of Violation</u>  | <u>Civil Penalty Amount</u> |
|---|---|-----------------------------|
| 1. Unpermitted Discharge                          | IU unaware of requirements and harm to POTW/environment.  | \$100 - \$1,000             |
|   | IU has not submitted application within 30 days of date in NOV.   | \$100/day                   |
| 2. Exceedance of Local or Federal Discharge Limit | Exceedance of any daily or average parameter limits by a factor of 3.0 or more. (except pH)                             | \$100 - \$500/day           |
|   | Chronic or TRC violation (except pH)  | \$100 - \$1,000/violation   |
|   | Exceedance of any daily or average parameter limits by a factor of 10 or more. No harm to POTW/environment. (except pH) | \$500 - \$1,000/day         |
|   | Exceedance of pH limitations for 30 consecutive minutes or more. No harm to POTW/environment.                           | \$100 - \$500/violation     |
|   | Chronic pH violation  | \$100 - \$1,000/violation   |
|   | Exceedance of any daily or average parameter limits that adversely affects the POTW.                                    | \$1,000 - \$10,000/day      |

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| 3. Reporting Violations                     | Report is late 45 calendar days or more.  | \$100/day                   |
|   | Report is late 60 calendar days or more.  | \$100 - \$500/day           |
|   | Failure to report spill or changed discharge. Harm to POTW/environment.                             | \$500 - \$1,000/incident    |
|   | Repeated failure to report.   | \$1,000/incident            |
| 4. Failure to monitor correctly             | Recurring failure to monitor correctly (third occurrence)   | \$500 - \$1,000/incident    |
| 5. Improper Sampling                        | Continued improper sampling after informal meeting. (Third occurrence)                              | \$500 - \$1,000/incident    |
| 6. Failure to Install                       | Noncompliance with NOV (delay of more than 30 calendar days).                                       | \$100 - \$500/day           |
| 7. Compliance Schedules                     | Missed Interim deadlines by fewer than 30 days and will affect final deadline (without good cause). | \$100 - \$500/day           |
| 8. Missed Final Compliance Deadline         | Failure to comply with administrative order.  | \$500 - \$1,000/day         |
| 9. Illegal Discharge                        | Discharge causes harm, pass-through, or interference.   | \$1,000 - \$10,000/day      |
| 10. Inadequate Record Keeping               | Recurring.  | \$500 - \$1,000/incident    |
| 11. Failure to Report Additional Monitoring | Recurring.  | \$500 - \$1,000/incident    |