

**ROSEBURG URBAN SANITARY AUTHORITY
ROSEBURG, OREGON**

Ordinance #2001-01

**An Ordinance amending the Roseburg Urban Sanitary Authority Code of 1997,
4.24.040 Legal Actions.**

Whereas, the Roseburg Urban Sanitary Authority finds a section of the Code must be amended. (To reduce the minimum penalty from \$1,000.00 per day to \$100.00 per day.)

Now, therefore, it is Ordained by the Board of Directors of the Roseburg Urban Sanitary Authority that the Code be and hereby is, amended to read as follows:

Section 1

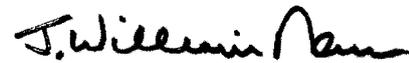
4.24.040 Legal Actions

- A. Any user who commits any of the following violations is subject to legal action, in accordance to circumstances and conditions established by the approved enforcement response plan for control authority, including but not limited to, administrative order(s) to achieve compliance, a minimum penalty of one hundred dollars (\$100.00) per day for each offense up to a maximum penalty of fifty thousand dollars (\$50,000.00) per day for each offense, and judicial action:
1. Violation of Effluent limitations or General Discharge Prohibitions;
 2. Failure to report Noncompliance;
 3. Failure to submit required reports;
 4. Late to report or notify;
 5. Failure to develop or implement an accidental spill prevention plan;
 6. Failure to maintain records;
 7. Failure to sample, monitor or analyze as required;
 8. Failure to install manholes or monitoring equipment as required;
 9. Falsification of records, making false statements or falsifying, tampering with, or rendering inaccurate any monitoring equipment;
 10. Discharge without a permit or approval of the control authority;
 11. Failure to reapply for discharge permit;
 12. Dilution of wastestream;
 13. Refusal of reasonable or timely access to premises for inspection or monitoring;

14. Failure to meet compliance schedules;
 15. Failure to comply with any other condition or requirement of a Wastewater Discharge Permit;
- B. Violators of offenses resulting in or exacerbating violations of POTW NPDES, air, or other federal or state permit, consent order or judgment is subject to a penalty by the POTW for each offense plus damages including, but not limited to, legal fees and recovery of any penalties paid by the POTW.
- C. Monetary penalties shall be used by the control authority solely for the implementation of the program.
- D. The control authority may institute a civil action in the superior court of the state or other court of competent jurisdiction for injunctive relief to prohibit and prevent any violation of this title, any pretreatment standard, or any regulations promulgated thereunder. (Ordinance 20 5.4, 1991).

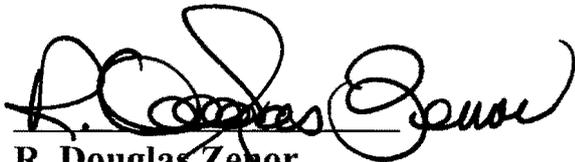
Passed and adopted by the Board of Directors of the Roseburg Urban Sanitary Authority at its Regular Monthly Board Meeting held on the 9th day of May, 2001.

**ROSBURG URBAN
SANITARY AUTHORITY**



**J. William Neuner
Chairman of the Board**

ATTEST:



**R. Douglas Zenor
General Manager**

First Reading: April 11, 2001 (By Title Only)

Second Reading: May 9, 2001

Effective Date: June 11, 2001