



ENVIRONMENTAL PROTECTION DIVISION

Richard E. Dunn, Director

**Watershed Protection Branch
2 Martin Luther King, Jr. Drive SE
Suite 1152, East Tower
Atlanta, Georgia 30334
404-656-4713**

CERTIFIED MAIL

Alex Camozzi
TAV Holdings, Inc
3311 Empire Boulevard
Atlanta, Georgia 30354

JUN 15 2020

Re: TAV Holdings, Inc
NOI #000012908, Fulton County
Notice of Violation and
Site Inspection Report
April 08, 2019 Inspection
NPDES Permit GAR050000

Dear Mr. Camozzi:

This letter serves as a Notice of Violation (NOV) for failure to properly adhere to the Georgia Rules for Water Quality Control and the requirements of the 2017 National Pollution Discharge Elimination System (NPDES) General Permit No. GAR050000 (Permit) for stormwater discharges associated with industrial activity. The alleged violations were discovered during a site inspection conducted on April 08, 2019 by Mr. Dan Loudermilk and Ms. Lina Yazbak from the Stormwater Unit of the Georgia Environmental Protection Division (Division). Mr. Loudermilk and Ms. Yazbak inspected TAV Holdings, Inc (Facility) located at 3311 Empire Boulevard, Atlanta, Georgia, to assess their compliance with the Permit. The following items were identified during the Facility inspection:

1. The Division alleges the Stormwater Pollution Prevention Plan (SWPPP) did not meet the signature requirements described in Part 5.1.6 of the Permit. In accordance with Appendix B.7., the SWPPP must be certified, signed and dated. Update the SWPPP to include this required section and submit a copy to the Division.
2. The Division alleges the site map did not adequately display the scale and drainage areas. This is a violation of Part 5.1.2 of the Permit, which requires a site map of sufficient scale, quality and showing drainage areas. Update the site map to include all items listed in Part 5.1.2 of the Permit and submit a copy to the Division.
3. The Division alleges a dye, smoke or equivalent testing of drains had not been conducted per Part 5.1.3.4.f. of the Permit. Facility staff stated that there are no internal drains at the Facility. Provide adequate documentation in the SWPPP that explains why a dye, smoke or equivalent test of drains and sinks in industrial areas is not applicable to the Facility and submit a copy to the Division.
4. The Division alleges the SWPPP did not contain documentation of the employee training roster. As required by Part 5.1.1.2 of the Permit, rosters of employee training or certificates

of completion that include names and training dates must be included in the SWPPP. Provide a plan to the Division on how the Facility will document employee training.

5. The Division alleges the SWPPP did not document the rain data used to determine a qualifying rain event to conduct benchmark sampling. Per Part 6.1.3 of the Permit, the Facility is required to collect and record this data in order to validate the qualifying rain event. Update the sampling form and SWPPP to include this information and submit a copy to the Division.
6. The Division alleges the Facility did not implement good housekeeping measures to minimize pollutant discharges. During the site inspection, the following items were observed:
 - a. The Division observed many large uncovered scrap metal piles with the potential to come in contact with stormwater. Although the piles appeared stable at the time of inspection, it was evident that rain events have the potential to mobilize the product. The Facility needs to assess what Best Management Practices (BMPs) could better contain this material and ensure that no debris is being transported off site by way of stormwater.
 - b. The Division noted that the erosion and sedimentation controls on outfall 2 were dilapidated and unsatisfactory. The area leading to the outfall was saturated with mud and contributing to the deposition of sediment in the adjacent unnamed tributary to the South River. The Facility needs to implement better control measures in this area to prevent any sediment or debris from reaching waters of the state.
 - c. An oily sheen leaking from the work trucks was observed throughout the Facility. Any and all leaking vehicles should be properly maintained and stored when not in use. Review Part 2.1.2.1 of the Permit and implement control measures to prevent this exposure.
 - d. The Division observed various materials such as metal parts, pallets, sheet metal, paint buckets, and parts of pipes accumulated around outfall 4. These materials are exposed to stormwater and have the potential to contribute pollutants directly into the receiving stream. The Facility needs to clean up this area as soon as possible and prevent materials from accumulating.
 - e. The secondary containment dyke surrounding a fuel tank was found to be about a quarter full of reddish colored liquid. The Facility needs to maintain the secondary containment areas by routinely cleaning out the dyke.

The Facility needs to improve their housekeeping measures to minimize pollutant discharges. The Division alleges this violates Part 2.1.2. of the Permit. The Facility must perform good housekeeping measures to minimize potential pollutant discharges. Provide to the Division a good housekeeping plan to minimize potential pollutant discharges for the Facility and add the plan to the SWPPP.

7. The Division alleges the Facility is utilizing the lot across the yard to store raw materials and equipment parts. The lot is on the opposite side of a public road, and therefore the Facility needs to file a separate Notice of Intent (NOI) for coverage under the Permit. Submit a Facility Information Form and NOI for this site.
8. The Division alleges the Facility exceeded many benchmark limits in their annual benchmark sampling. Per Part 3.2 of the Permit, exceeding a benchmark limit requires the Facility to review the SWPPP and all control measures to determine if modifications are

necessary in order to meet these limits. Evaluate all current BMPs and repair or replace existing ones, or implement additional BMPs. Per Part 6.2.1.2(b)(i) of the Permit, exceeding a benchmark limit requires the Facility to make necessary modifications and sample each subsequent quarter until the benchmark is met. Per Part 7.1 of the Permit, all monitoring data collected must be submitted. Provide quarterly benchmark monitoring data for those parameters with exceedances.

9. The Division alleges that the “substantially identical” outfalls claimed on the NOI did not discharge identical effluents based on similarities in industrial activities, control measures and exposed materials. Review Part 6.1.1 of the Permit and submit a “change of information” NOI to reflect that the Facility does not have “substantially identical” outfalls.
10. The Facility has a catch basin in the middle of the site that collects stormwater and is then pumped to the nearby retention pond. The SWPPP refers to this system as outfall 1. Per Appendix A of the Permit, an outfall is the location where stormwater in a discernible, confined, and discrete conveyance, leaves a facility or site or, if there is receiving water on site, becomes a point source discharging into that receiving water. Update the SWPPP and site map to indicate that this system is not considered an outfall and submit a “change of information” NOI to remove the outfall.

Be advised that failure to properly adhere to the requirements of this Permit is a violation of Section 391-3-6-.16 of the Georgia Rules and Regulations for Water Quality Control and Section 12-5-30(a) of the Georgia Water Quality Control Act as amended.

Within 30 days of the date of this letter, you must revise the Facility’s SWPPP to address the deficiencies listed above, and submit electronically to the Division:

1. A copy of the signed, dated and certified cover page of the SWPPP.
2. An updated copy of the Facility site map including the redefinition of outfall 1.
3. A copy of the documentation explaining why the smoke/dye test is not applicable to the Facility.
4. A plan for how the Facility will conduct and document employee training.
5. A copy of the sampling form showing a place to record rainfall data.
6. A good housekeeping plan to minimize potential pollutant discharges, including implementation schedules.
7. A Facility Information Form and NOI for the staging area across the street. The NOI should be filed under the same SIC code as the primary operation since it is related to the main process.
8. An evaluation of all current BMPs, including a schedule for repairs and replacements as needed.
9. Quarterly benchmark monitoring data.
10. Update the SWPPP to redefine outfall 1 and submit the updated SWPPP pages. Submit a “change of information” NOI to remove this outfall. Using that same “change of information” NOI, indicate that the outfalls are not all substantially identical.

The Division will review this and other information you wish to submit to determine if additional enforcement action, including monetary penalty, is warranted. If you have any questions about this letter, please contact Ms. Lina Yazbak at 404-651-8533 or at lina.yazbak@dnr.ga.gov. The Division appreciates your efforts to protect Georgia's environment.

Sincerely,



Anna Truszczynski
Assistant Branch Chief
Watershed Protection Branch