



**WATER PROTECTION PROGRAM
WATER POLLUTION CONTROL BRANCH**

**2005 ANNUAL COMPLIANCE &
ENFORCEMENT REPORT**

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**WATER POLLUTION CONTROL PROGRAM
2005 ANNUAL ENFORCEMENT SUMMARY**

NEW ENFORCEMENT REQUESTS IN 2005 - 39

TOTAL ENFORCEMENT CASES CARRIED INTO 2006 – 262

REQUESTS RECEIVED PENDING

Cases prior to 2005 carried into 2006 pending action	15
Cases received in 2005 pending action	<u>16</u>
Total request pending carried into 2005	33

ADMINISTRATIVE CASE SUMMARY

Informal administrative actions in 2005	29
Formal administrative actions in 2005	1
Pending appeals in 2005	<u>0</u>
Total administrative cases carried into 2006	30

LITIGATION SUMMARY

Cases referred prior to 2005 pending action carried into 2006	23
Cases referred in 2005 pending action	12
Litigation actions in 2005	<u>3</u>
Total referrals pending action and litigation carried into 2006	38

RETURNED TO COMPLIANCE

By Litigation	14
By formal Administrative actions	6
By informal Administrative actions & no action nesc.	<u>40</u>
Total returned to compliance	60

IMPRISONMENT & PROBATION –

Steve Lindsey, German Septic Tank Service

Steve Lindsey, owner of German Septic Tank Service, was charged with criminal violations of the Missouri Clean Water Law for dumping approximately 52,000 gallons of a molasses stormwater mixture into a sinkhole on his property. The discharge resulted in fish kill and the discoloration of two (2) nearby springs. Mr. Lindsey plead guilty to criminal charges and was sentenced to 90 days in jail. Mr. Lindsey served 2 days of the sentence in March 2005, and was placed on probation for 2 years. Mr. Lindsey was also ordered to make restitution to Russ Campbell in the amount of \$7,191.20 for the fish killed on his property.

Mike Flynn, Deer Run Meadows

Mr. Flynn is in contempt of a Court Order issued in 1999. Mr. Flynn was ordered to obtain an operational assessment of the wastewater treatment facility serving the Deer Run Meadow Subdivision, correct any deficiencies identified in the evaluation, and submit quarterly discharge monitoring reports. On August 13, 2005, Mr. Flynn was incarcerated for the third time in the past two years and spent two weeks in the Lincoln County Jail.

DELINQUENT NPDES PERMIT FEES COLLECTED

By informal administrative actions	
Total amount of delinquent fees collected	\$57,047.70

**Penalties, Damages, and Other Amounts
Collected Through Enforcement Efforts
2005**

FACILITY NAME	FACILITY ID	COUNTY	PENALTY	DAMAGES	OTHER**	DATE	T Y P E *
ADM TRUCKING, INC	NP0002041	ST. LOUIS	\$8,000.00	\$1,967.78	\$0.00	4/8	A
ALTON WWTF	MO0049492	OREGON	\$1,000.00	\$0.00	\$0.00	6/27	A
AMEREN, OSAGE	M00004821	MILLER	\$0.00	\$1,300,000.00	\$0.00	5/19	A
BAYVIEW ESTATES	MO0125806	CAMDEN	\$8,000.00	\$0.00	\$0.00	10/19	A
CAMPUS LODGE	MOR100J96	BOONE	\$14,000.00	\$0.00	\$0.00	12/29	A
CLAY MEADOWS/CLAY WOODS	MOR103023	CLAY	\$31,750.00	\$0.00	\$0.00	8/25	A
CONOCOPHILIPS	NP0002066	FRANKLIN	\$0.00	\$10,219.68	\$0.00	9/14	A
COUNTRYSIDE BISTRO	NP0001993	NODAWAY	\$6,500.00	\$0.00	\$0.00	9/2	A
DAVID HEMME SWINE	NP0002046	SALINE	\$1,000.00	\$0.00	\$0.00	10/11	A
FALLS AT LITTLE CREEK	MOR106348	JEFFERSON	\$8,000.00	\$0.00	\$0.00	2/22	A
FARMINGTON W WWTF	MO0040312	ST. FRANCOIS	\$0.00	\$1,345.00	\$0.00	5/19	A
FIELD OF DREAMS	MOR104111	WARREN	\$8,000.00	\$0.00	\$0.00	3/8	L
GLOBAL FIREWORKS	MO0121185	CLINTON	\$2,000.00	\$0.00	\$0.00	8/25	A
HOLDEN WWTF	MO0057908	JOHNSON	\$1,750.00	\$0.00	\$0.00	2/22	A
KERR-MCGEE CHEMICAL	MO0117331	GREENE	\$68,000.00	\$75,000.00	\$0.00	11/23	L

**Penalties, Damages, and Other Amounts
Collected Through Enforcement Efforts
2005**

FACILITY NAME	FACILITY ID	COUNTY	PENALTY	DAMAGES	OTHER**	DATE	T Y P E *
LEBANON MUNICIPALALITY	MO0089010	LACLEDE	\$0.00	\$2,1280.08	\$0.00	12/22	L
LES'S AUTO CENTER	MO0121461	HENERY	\$1,000.00	\$0.00	\$0.00	6/28	A
MAPLEWOOD HILLS	MOR109598	CHRISTIAN	\$30,000.00	\$1,115.60	\$0.00	3/30	A
MCCLINTOCK SEWER	MOG821023	ST. FRANCOIS	\$400.00	\$5,413.57	\$0.00	10/28	L
MORNINGSIDE ADDITION	NP0001991	BUCHANAN	\$10,000.00	\$0.00	\$0.00	1/31	A
MURPHY FARMS, B	MO0125946	VERNON	\$6,000.00	\$0.00	\$0.00	10/26	A
NORTHWOOD ESTATES	MOR105662	PLATTE	\$4,000.00	\$0.00	\$0.00	10/12	A
QUALITY STRUCTURES	MOR109c62	TANEY	\$2,500.00	\$0.00	\$0.00	3/3	A
SALT RIDGE ESTATES	MO0128040	CAMDEN	\$5,000.00	\$0.00	\$0.00	4/20	L
SCHREITER CONCRETE	MOG490648	WARREN	\$15,637.52	\$59,362.48	\$0.00	12/8	L
SPRINGFIELD SOUTH WWTF	MO0049522	GREENE	\$10,000.00	\$1,942.75	\$0.00	5/27	A
SPRINGFIELD JAMES RIVER PP	MO0001961	GREENE	\$0.00	\$55,000.00	\$0.00	12/1	L
ST. PETERS SPENCER CREEK	MO0030970	ST. CHARLES	\$20,500.00	\$0.00	\$0.00	5/5	A
STONERIDGE FARM	NP0001995	LINCOLN	\$8,000.00	\$0.00	\$0.00	2/23	A
TALBE ROCK SUNSET CONDOS	NP0002018	STONE	\$9,000.00	\$0.00	\$0.00	3/30	A

**Penalties, Damages, and Other Amounts
Collected Through Enforcement Efforts
2005**

FACILITY NAME	FACILITY ID	COUNTY	PENALTY	DAMAGES	OTHER**	DATE	T Y P E *
TIMBER SPRINGS	MO0123099	CLINTON	\$7,050.00	\$0.00	\$0.00	9/30	A
TUSCANY-FIRENZE	NP0002015	CAMDEN	\$6,000.00	\$0.00	\$0.00	2/1	A
TWIN SPRINGS SOUTH	MOR105958	JEFFERSON	\$10,000.00	\$0.00	\$0.00	2/2	A
VILLAGES OF STONEGATE	MOR105567	ST. CHARLES	\$10,000.00	\$0.00	\$0.00	8/5	A
VOSS TRUCK PORT	NP0001786	CRAWFORD	\$0.00	\$13,000.00	\$0.00	4/14	L
WINDERMERE BAPTIST CONV	MO0093947	CAMDEN	\$1,000.00	\$0.00	\$0.00	8/11	A
WOOD FARM LLC	NP0001990	SHELBY	\$2,000.00	\$1,284.86	\$0.00	10/18	A

* Type - A=Administrative L=Litigation

** Other - This category reflects amounts assessed for items other than penalties/damages (Natural Resource Damages and contributions to Voluntary Stream Team, etc.).

Number of Cases with a monetary assessment: 37

	<u>PENALTY</u>	<u>DAMAGES</u>	<u>OTHER</u>	<u>Delinquent Permit Fees & Interest</u>
Administrative:	\$ 219,500.00	\$ 1,318,424.35	\$ 0.00	\$ 57,047.70
Litigation:	<u>\$ 97,037.00</u>	<u>\$ 204,490.56</u>	<u>\$ 0.00</u>	<u>\$ 0.00</u>
Total:	\$ 316,537.52	\$ 1,522,914.91	\$ 0.00	\$ 57,047.70

Total monetary value for Calendar Year 2005: \$1,896,500.13