



STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
CHATTANOOGA ENVIRONMENTAL FIELD OFFICE
1301 RIVERFRONT PARKWAY, SUITE 206
CHATTANOOGA, TENNESSEE 37402
PHONE (423) 634-5745 STATEWIDE 1-888-891-8332 FAX (423) 634-6389

September 9, 2019

Certified Mail
7017 2620 0000 1279 0440

Mr. Todd Daigle
Foley Products Company
PO Box 2447
Columbus, GA 31902

Re: Notice of Violation (NOV)
Foley Products Company
NPDES Tracking Number: TNG110407
3950 Cromwell Road
Hamilton County, Tennessee

Dear Mr. Daigle:

On August 27, 2019, Ms. Jennifer Dulin and Mr. Michael Bascom of the Division of Water Resources (DWR) performed a Compliance Evaluation Inspection (CEI) for the above referenced facility. They met with plant manager, Mr. Earl Knox and office manager, Mr. Ken Patterson, who provided information during the inspection. The purpose of the inspection was to evaluate Foley Products Company's compliance with the terms and conditions of the National Pollutant Discharge Elimination Permit (NPDES) TNG110407.

Permit Verification

Tennessee Multi-Sector General Permit (TMSP) for Ready Mixed Concrete Facilities (RMCP) - NPDES Permit Number TNG110000 became effective on February 15, 2018 and will expire on October 31, 2022. This permit authorizes owners/operators of ready mixed concrete plants (RMCP) to discharge various process wastewaters into Waters of the State; and to discharge storm water run-off from plant property into Waters of the State; and to operate recycle/reclaim systems. Permit TNG110407 authorizes Foley Products Company to discharge its process wastewater to Friar Branch – Exceptional Tennessee Waters due to presence of the Chickamauga Crayfish, listed by Tennessee as a threatened species. A copy of the Notice of Coverage (NOC) and Notice of Intent (NOI) were available onsite.

Records and Reports

Ms. Dulin reviewed a copy of Foley Products Company's Stormwater Pollution Prevention Plan (SWPPP). The SWPPP contained the current pollution prevention team roster and did not contain a certification statement. Mr. Patterson contacted a Foley Products Company staff member to request an updated signatory page, during the inspection. He stated a copy would be emailed to Ms. Dulin. Employee stormwater training documentation was not available. The site map contained the appropriate information.

Facility Site Review

Foley Products Company manufactures precast concrete products, SIC code 3272, located on 10.2 acres in Hamilton County, TN. The facility consists of an office, precast manufacturing building, and garage. Discharge from the site consists of all stormwater runoff within the facility's perimeter.

The entrance to the facility is located at the north end of the property. The site is very flat and partially paved. Unwanted or damaged casting forms are located at the south-central perimeter. Precast concrete products are stored neatly along the west side of the property.

Low-slump concrete is molded in precast steel forms within the manufacturing building located at the southeast end of the property. Raw materials are fed into a hopper east of the manufacturing building.

Process wastewater is recycled and reused. This facility does not discharge any process wastewater.

Effluent/Receiving Stream

Inspectors observed the permitted stormwater outfall 001 at the west side of the property. No discharge was observed. The required signage was in place.

During the inspection, inspectors observed a silt sock adjacent to the stormwater outfall. Mr. Patterson stated the silt sock is maintained to prevent any aggregate runoff from entering the outfall.

Self-Monitoring Program

During the inspection, Ms. Dulin reviewed documentation of monthly and quarterly visual inspections of outdoor areas for 2017, 2018, and 2019. Documentation of DMRs for 2017, 2018 and 2019 are kept onsite.

Operation and Maintenance

The facility is well maintained.

Pollution Prevention

Inspectors did not observe pollutants leaving the facility.

Violations:

- Failure to perform stormwater pollution prevention training (Sector E, Section 3.2.3.5).

Required Actions:

- Please perform annual employee stormwater training, and provide documentation to Ms. Dulin, within 30 days of receipt of this letter. It is extremely important that personnel understand the key elements of this permit: pollution prevention, water quality, and preventing a release to Waters of the State.

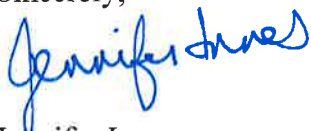
Additional Comments:

Because this facility does not generate or discharge process water, it would be more appropriate for it to obtain coverage under Tennessee Multi-Sector Permit, Sector E rather than the general permit for Ready Mix Concrete facilities. For more information please refer to the following web page: <https://www.tn.gov/content/tn/environment/permit-permits/water-permits1/npdes-permits1/npdes-stormwater-permitting-program/npdes-industrial-stormwater-general-permit/npdes-stormwater-multi-sector-general-permit-for-industrial-activities-tnr050000.html>

This letter provides a record of the August 27, 2019 Compliance Evaluation Inspection.

The Division would like to thank Mr. Knox and Mr. Paterson for their assistance during our inspection. If you have any questions concerning either our inspection or this report, please contact Ms. Dulin at (423) 634-5715.

Sincerely,



Jennifer Innes
Program Manager
Division of Water Resources

cc: Jennifer Dulin, TDEC DWR
Michael Bascom, TDEC DWR
Mounir Minkara Ph. D., Water Quality Manager, Chattanooga, MS4 via email