

1. 3M Company
NJPDES No. NJ0003255
Block 1001, Lots 10, 11, 13, 17, 18, 19, 20, 26, 31, 32, 38, 40, 43, 44, 45, 45Q, 49
and Block 1002, Lot 1
Montgomery Twp., Somerset County
Block 171, Lot 62 and Block 174, Lots 155 and 155Q
Hillsborough Twp., Somerset County

Description and date of violations:

The Department issued a NJPDES Permit to discharge to an unnamed tributary of Roaring Brook to 3M Company (3M) on December 29, 1994. DMRs for the monitoring periods of December 2000, January 2001, August 2001, September 2001, March 2002, October 2002, November 2002, February 2003 and March 2003 indicated violations for Total Suspended Solids at outfall 002A. In addition, 3M failed to monitor for temperature and pH during the January 2000 and April 2000 monitoring periods at outfall 001A. Also, a total of seven unpermitted discharges from the 3M site occurred in August 2000, June 2001, August 2001, March 2002, June 2002, October 2002, and July 2003. 3M Company failed to report the June 2001 unpermitted discharge to the Department.

Follow-up and action:

On April 29, 2003, the Department and 3M executed an ACO/P in the amount of \$99,120. The ACO/P required 3M to institute best management practices in order to improve stormwater discharge quality. The penalty portion of the ACO/P settled violations for the period of January 2000 through March 2002 and the unpermitted discharges that occurred from August 2000 through October 2002. On August 13, 2003, the Department and 3M executed an SA/P in the amount of \$22,000, settling violations for the period of October 2002 through February 2003. On October 30, 2003, the Department and 3M executed an SA/P in the amount of \$12,000, settling the March 2003 violation and the July 2003 unpermitted discharge.

Total Number of Violations: 25

2. Applied Wastewater Management, Inc.
Homestead Treatment Utility
NJPDES No. NJ0098663
Block 6.01, Lot 7, Wagon Wheel Lane
Mansfield Township, Burlington County

Description and date of violations:

The Department issued a NJPDES Permit to discharge to Assiscunk Creek to Applied Wastewater Management, Inc. on June 15, 2000. On March 15 2002, the Department and Applied Wastewater Management Inc. executed a SA/P in the amount of \$12,625 for Total Suspended Solids violations during the September, October and December 2001 monitoring periods. The DMR for the monitoring period of February 2002 indicated a violation for Total Suspended Solids, which caused Applied Wastewater Management, Inc. to continue to be a significant noncomplier.

Follow-up and action:

On August 18, 2003 the Department and Applied Wastewater Management, Inc. executed a SA/P in the amount of \$5000.

Total Number of Violations: 1

3. Atlantic States Cast Iron Pipe Company
NJPDES No. NJ0104060
Block 1904-Lot 1, Block 2001-Lot 1, Block 2008-Lots 1,2,3,4, Block 2503-Lot 9, and
Block 2506-Lot 21
Phillipsburg Town, Warren County

Description and date of violations:

The Department issued a NJPDES Permit to discharge to the Delaware River to Atlantic States Cast Iron Pipe Company on December 31, 1993. DMRs for the monitoring periods of September 1997 through May 2001 indicate violations for Zinc, Lead, Total Suspended Solids, Chemical Oxygen Demand, Petroleum Hydrocarbons, Iron, and Cadmium at outfalls 003 and 004. In addition, quarterly DMRs for the monitoring period of August 1997 through October 1997 indicated that Atlantic States Cast Iron Pipe Company failed to sample outfalls 002, 003, 004 and 005.

Follow-up and action:

On October 23, 2003, the Department and Atlantic States Cast Iron Pipe Company executed a Stipulation of Settlement and Withdrawal of Hearing Request (SSWHR) in the amount of \$381,648. The SSWHR settles a prior AO/P issued on August 27, 1998 as well as subsequent violations from May 1998 through May 2001. Remediation prior to the SSWHR included the installation and operation of a new stormwater collection and reuse system designed to capture a ten year storm event and the closure of outfalls 002, 003 and 004.

Total Number of Violations: 31

4. Lakeland Parks, Incorporated
NJPDES No. NJ0059897
Block 75-Lot 5
Washington Township, Warren County

This permittee is contesting the designation of a significant noncomplier.

Description of the violations:

The Department issued a NJPDES Permit to discharge to ground water to Lakeland Parks, Incorporated for the Washington Township Shopping Center on December 29, 1998. DMRs for the monitoring periods of May 2002 through February 2003 indicated that Lakeland Parks, Incorporated failed to timely submit DMRs to the Department as required by the Permit. In addition, the DMR for the September 2002 monitoring period indicated a violation for Total Nitrogen.

Follow-up and action:

On December 29, 2003, the Department issued an AO/P against Lakeland Parks, Incorporated in the amount of \$118,000. On January 19, 2004 Lakeland Parks, Incorporated requested an Adjudicatory Hearing on the AO/P.

Total Number of Violations: 11

5. Bayer Corporation
NJPDES No. NJ0104451
Block 81.02, Lot 19, 8 Hoxey Place
Haledon Borough, Passaic County

Description and date of violations:

The Department issued a NJPDES Permit to discharge to the Molly Ann Brook to the Bayer Corporation (“Bayer”) on December 9, 1993. A renewal of this permit was issued to Bayer on June 6, 2000. DMRs for the monitoring periods of July 1999, March 2000, June 2000, October 2000, November 2000, January 2001, February 2001 and April 2001 indicated violations for Chronic Toxicity.

Follow-up and action:

On October 31, 2003, the Department and Bayer executed a SA/P in the amount of \$28,000.

Total Number of Violations: 8

6. Bordentown City Water Department
NJPDES No. NJ0028649
Block 2522, Lot 3, Route 206 & White Horse Circle
City of Bordentown, Burlington County

Description and date of violations:

The Department issued a NJPDES Permit to discharge to Crosswicks Creek to Bordentown City Water Department on April 20, 2000. DMRs for the monitoring periods of February 2003 and June 2003 indicated violations for Chlorine Produced Oxidants.

Follow-up and action:

On September 16, 2003, the Department and Bordentown City Water Department executed a SA/P in the amount of \$6,000.

Total Number of Violations: 2

7. Clara Maass Medical Center
NJPDES No. NJ0032280
Block 719, Lot 1; Block 719, Lot 1.A; Block 719, Lot 12; Block 732, Lot 17;
Block 732, Lot 18; Block 743, Lot 18; Block 743, Lot 19; Block 743, Lot 23;
Block 743, Lot 24; Block 743, Lot 29; Block 757, Lot 15; Block 757, Lot 16
Block 757, Lot 17; Block 757, Lot 18; Block 757, Lot 21,
1 Franklin Avenue
Belleville Township, Essex County

Description and date of violations:

The Department issued a NJPDES Permit to discharge to Second River to the Clara Maass Medical Center (“Clara Maass”) on October 12, 1994. DMRs for the monitoring periods of May 2002 and July 2002 indicated violations for Total Suspended Solids. In addition, Clara Maass did not sample for Total Suspended Solids, Chemical Oxygen Demand and Petroleum Hydrocarbons during the monitoring period of April 2002.

Follow-up and action:

On July 14, 2003, the Department and Clara Maass executed a SA/P in the amount of \$15,095.

Total Number of Violations: 5

8. Ewing Lawrence Sewage Authority
NJPDES No. NJ0024759
Block 1202, Lot 2, 600 Whitehead Road
Lawrence Township, Mercer County

Description and date of violations:

The Department issued a NJPDES Permit to discharge to the Assunpink Creek to Ewing Lawrence Sewage Authority on September 30, 1999. DMRs for the monitoring periods of October 2001 to December 2001 indicated violations for Chronic Toxicity.

Follow-up and action:

On March 13, 2003, the Department and Ewing Lawrence Sewage Authority executed a SA/P in the amount of \$11,000.

Total Number of Violations: 3

9. Fieldsboro Sewage Treatment Plant
NJPDES No. NJ0031810
Block 11, Lot 1.02, 4 Delaware Streets
Borough of Fieldsboro, Burlington County

Description and date of violations:

The Department issued a NJPDES permit to discharge to the Delaware River to the Borough of Fieldsboro on September 1, 1998. DMRs for the monitoring periods of September 2001 through June 2002 indicated violations for Chlorine Produced Oxidants.

Follow-up and action:

On April 25, 2003, the Department and Fieldsboro executed an SA/P in the amount of \$46,000.

Total Number of Violations: 11

10. Heights Equities, Incorporated
NJPDES No. NJ0067610
Block 40, Lot 87.01
Washington Township, Warren County

Description and date of violations:

The Department issued a NJPDES Permit to discharge sanitary wastewater to ground water to Heights Equities, Incorporated for the Port Colden Mall on January 29, 1993. DMRs for the monitoring periods of May 2002 through May 2003 were not submitted by Heights Equities, Incorporated to the Department.

Follow-up and action:

On August 3, 2003, the Department issued an AO/P against Heights Equities, Incorporated to the amount of \$160,000. On August 24, 2003, the AO/P became a final order in the absence of a request for an Adjudicatory Hearing by Heights Equities, Incorporated.

Total Number of Violations: 13

11. LaBrea Bakery
NJPDES No. NJ0139700
Block 2803, Lot 30, 11 Technology Drive
Logan Township, Gloucester County

Description and date of violations:

The Department issued a NJPDES SIU permit to discharge to Logan Township Municipal Utility Authority's sewage treatment plant to LaBrea Bakery on February 1, 2002. DMRs for the monitoring periods of May 2002 through October 2002 indicated violations for five-day Biochemical Oxygen Demand.

Follow-up and action:

On November 23, 2003, the Department and LaBrea Bakery executed an SA/P in the amount of \$11,000.

Total Number of Violations: 4

12. Lakeland Parks, Incorporated
Washington Township Shopping Center

NJPDES No. NJ0059897

**Block 75, Lot 5, Route 31 & Asbury Anderson Road
Washington Township, Warren County**

This permittee is contesting the designation of a significant noncomplier.

Description and date of violations:

The Department issued a NJPDES Permit to discharge to ground water to Lakeland Parks, Incorporated for the Washington Township Shopping Center on December 29, 1998. DMRs for the monitoring periods of May 2002 through February 2003 indicated that Lakeland Parks, Incorporated failed to timely submit DMRs to the Department.

Follow-up and action:

On December 29, 2003, the Department issued an AO/NOCAPA to Lakeland Parks, Incorporated in the amount of \$118,000. On January 19, 2004 Lakeland Parks, Incorporated requested an Adjudicatory Hearing on the AO/NOCAPA.

Total Number of Violations: 40

13. New Jersey Department of Corrections
Mountainview Youth Correctional Facility
NJPDES No. NJ0028487
Block 46, Lot 32, 31 Petticoat Lane
Clinton Township, Hunterdon County

Description and date of violations:

The Department issued a NJPDES Permit to discharge to Beaver Brook to the New Jersey Department of Corrections (NJDOC) for the Mountainview Youth Correctional Facility on April 1, 1997. DMRs for the monitoring periods of June 2002 and July 2002 indicated violations for Ammonia-Nitrogen.

Follow-up and action:

On September 2, 2003, the Department and NJDOC executed a SA/P in the amount of \$6,000.

Total Number of Violations: 2

14. North Bergen MUA
Central Treatment Plant
NJPDES No. NJ0034339
Block 452.d, Lot 6.a (hm), 4306 West Side Avenue
North Bergen Township, Hudson County

This permittee is contesting the designation of a significant noncomplier.

Description and date of violations:

The Department issued a NJPDES Permit to discharge to Cromakill Creek to North Bergen MUA for the Central Treatment Plant on June 27, 1996. DMRs for the monitoring periods of October 1996 through April 1999 indicated violations for Acute Toxicity.

Follow-up and action:

On August 22, 2003, the Department issued an AO/NOCAPA to North Bergen MUA in the amount of \$86,400. On September 12, 2003, North Bergen MUA requested an Adjudicatory Hearing on the AO/NOCAPA.

Total Number of Violations: 9

15. North Bergen MUA
Woodcliff Treatment Plant
NJPDES No. NJ0029084
Block 316, Lot 8, 7117 River Road
North Bergen Township, Hudson County

This permittee is contesting the designation of a significant noncomplier.

Description and date of violations:

The Department issued a NJPDES Permit to discharge to the Hudson River to North Bergen MUA for the Woodcliff Treatment Plant on June 28, 1996. DMRs for the monitoring periods of September 1993 through November 1998 indicated violations for Acute Toxicity and the DMR for the monitoring period of May 1999 indicated that the North Bergen MUA failed to monitor for Mercury. In addition, DMRs for the monitoring periods of February 2002 and March 2002 indicated violations for Oil and Grease.

Follow-up and action:

On July 11, 2003, the Department and the North Bergen MUA executed a SA/P in the amount of \$6,000, settling the Oil and Grease violations. On August 22, 2003, the Department issued an AO/NOCAPA to North Bergen MUA in the amount of \$425,432 for the violations during the period of September 1993 through May 1999. On September 10, 2003 North Bergen MUA requested an adjudicatory hearing on the

AO/NOCAPA.

Total Number of Violations: 47

16. Oxford Textile, Incorporated
NJPDES No. NJ0004901
Block 40, Lot 1.01; Block 33, Lot 4; Block 41, Lots 1 & 2; Block 42, Lot 7 & 8;
Block 43, Lot 7, 1 Wall Street
Oxford Township, Warren County

This permittee is contesting the designation of a significant noncomplier.

Description and date of violations:

The Department issued a NJPDES Permit to discharge to Cat Swamp to Oxford Textile, Incorporated on September 5, 1997. DMRs for the monitoring periods of March 2001, June 2001, January 2002, February 2002 and March 2002 indicated violations for Bioassay and DMRs for the monitoring periods of March 2001, July 2001, February 2002, June 2002 and June 2003 indicated violations for Phenols. In addition, DMRs for the monitoring periods of June 2001 and September 2001 indicated violations for Phosphorous and DMRs for the monitoring periods of December 2001 and January 2002 indicated violations for Oil and Grease. Also, the DMRs for the monitoring periods of October 2001 and January 2002 indicated violations for MBAS/Surfactants and the DMR for the monitoring period of January 2002 indicated violations for Biochemical Oxygen Demand and Chemical Oxygen Demand.

Follow-up and action:

On October 10, 2003, the Department issued an AO/NOCAPA to Oxford Textile, Incorporated in the amount of \$251,750. On October 28, 2003, Oxford Textile, Incorporated requested an Adjudicatory Hearing on the AO/NOCAPA.

Total Number of Violations: 18

17. Peter Mavrookas, President, Gabgeo Inc.,
d/b/a Colts Neck Inn **Restaurant and Hotel**
NJPDES No. NJ0031771
Block 31.1, Lot 5, Routes 34 and 537
Colts Neck Township, Monmouth County

This permittee is contesting the designation of a significant noncomplier.

Description and date of violations:

The Department issued a NJPDES Permit to discharge to Mine Brook to Colts Neck Inn Restaurant and Hotel (Colts Neck Inn) on June 16, 1998. The DMR for the monitoring period of March 1998 indicated a violation for five-day Biochemical Oxygen Demand and DMRs for the monitoring periods of March 1998 to November 1998 indicated violations for Dissolved Oxygen. Also, the DMR for the monitoring period of May 2001 indicated a violation for Total Suspended Solids, DMRs for the monitoring periods of May 1999 to July 2001 indicated violations for Total Phosphorus and DMRs for the monitoring periods of September 2001 to February 2003 indicated violations for Total Ammonia. In addition, Colts Neck Inn conducted analysis for pH, Temperature, and Chlorine Produced Oxidants without a valid laboratory certification during the monitoring periods of April 1998 to January 2000. Colts Neck Inn also failed to conduct sampling for the following: Enterocci for the monitoring period of August 1999, Oil and Grease for the monitoring periods of August 2000 to October 2000 and Total Phosphorus for the monitoring period of June 2001. Colts Neck Inn also submitted incomplete DMRs for outfall 001A for the monitoring periods of April 1998 to January 2000 and for the August 2000 to October 2001 monitoring periods. Colts Neck Inn also had unpermitted pollutant discharges to Mill Brook from its on-site septic system on May 30, 2001 and December 29, 2001.

Follow-up and action:

On May 15, 2003, the Department issued an AO/NOCAPA in the amount of \$626,695 to Peter Mavrookas, the owner of Colts Neck Inn. The AO/NOCAPA required Peter Mavrookas take all necessary corrective actions to cause Colts Neck Inn to achieve and maintain compliance with its permit and to eliminate all malfunctions of its on-site septic system.

Total Number of Violations: 101

18. Pemberton Township School Board
Helen Fort Middle School Sewage Treatment Plant
Block 944, Lot 2, 301 Fort Dix Road
Pemberton Township, Burlington County

Description and date of violations:

The Department issued a NJPDES Permit to discharge to an unnamed tributary of the North Branch of the Rancocas Creek to Pemberton Township School Board on May 29, 1998. DMRs for the monitoring periods of June 2001 and July 2001 indicated violations for Chlorine Produced Oxidants.

Follow-up and action:

On June 13, 2003, the Department and Pemberton Township School Board executed a SA/P in the amount of \$6,000.

Total Number of Violations: 2

19. Port Authority of NY & NJ – Lincoln Tunnel
NJPDES No. NJ0103314
Block 4701, Lots 2 & 3, 500 JFK Boulevard
Weehawken Town, Hudson County

Description and date of violations:

The Department issued a NJPDES Permit to discharge to the Hudson River to the Port Authority of NY & NJ – Lincoln Tunnel (Port Authority) on October 13, 2000. DMRs for the monitoring periods of July 2001, December 2001, May 2002 and September 2002 indicated violations for Total Suspended Solids at outfall number 001A.

Follow-up and action:

On April 3, 2003, the Department and the Port Authority executed a SA/P in the amount of \$16,000.

Total Number of Violations: 4

20. Reheis Incorporated
NJPDES No. NJ0002551
Block 14.03, Lot 1301, 235 Synder Avenue
Berkeley Heights Township, Union County

Description and date of violations:

The Department issued a NJPDES Permit to discharge to the Passaic River to Reheis Incorporated on June 1, 1996. DMRs for the monitoring periods of January 2003 and February 2003 indicated violations for Total Aluminum at outfall number 001A.

Follow-up and action:

On August 22, 2003, the Department and Reheis Incorporated executed a SA/P in the amount of \$12,500.

Total Number of Violations: 2

21. Spartech Polycom, Incorporated
NJPDES No. NJ0002194
Block 12, Lot 1, 113 Passaic Avenue
Kearny Town, Hudson County

Description and date of violations:

The Department issued a NJPDES Permit to discharge to the Passaic River to Spartech Polycom, Incorporated (Spartech) on March 13, 1992. DMRs for the monitoring periods of November and December 1994, January and February 1995, and October through December 2001 indicated violations for Total Suspended Solids and Chemical Oxygen Demand at outfall number 001A.

Follow-up and action:

On June 18, 2003, the Department and Spartech executed a SA/P in the amount of \$17,000.

Total Number of Violations: 5

22. Thermoplastic Processes Inc.
NJPDES No.: NJ0134856
Block 86, Lot 6
1261 & 1268 Valley Road
Long Hill Township, Morris County

Description and date of violation:

The Department issued a NJPDES Permit to discharge to a stormwater sewer system and unnamed tributary of the Passaic River to Thermoplastic Processes Inc on May 12, 2000. DMRs for the monitoring periods of June 2000 through May 2002 indicated concentration and loading violations for five-day Biochemical Oxygen Demand, Total Suspended Solids and Oil & Grease at outfall numbers 001A and 002A. In addition, DMRs for the monitoring period of March 2002 indicate that Thermoplastic Process Inc failed to monitor for pH, Oil & Grease, five-day Biochemical Oxygen Demand and Temperature at outfall Nos. 001A and 002A.

Follow-up and action:

On September 16, 2003, the Department and Thermoplastic Processes Inc executed an SA/P in the amount of \$55,220.

Total Number of Violations: 23