



City of Chattanooga

Mayor Andy Berke

October 31, 2020

VIA CERTIFIED MAIL

Mr. Richard Elliott
Environmental Engineer
Clean Water Enforcement Branch
US EPA-Region 4
61 Forsyth Street, SW
Atlanta, GA 30303

**Re: *United States of America et. al. v. City of Chattanooga, No. 1:12-cv-00245*
Quarterly Report No. 29 – July 2020 to September 2020**

Dear Mr. Elliott:

On behalf of the City of Chattanooga, Tennessee ("City"), and in accordance with the consent decree entered by the United States District Court for the Eastern District of Tennessee (Southern Division), on April 24, 2013, in the case styled the United States of America et. al. v. City of Chattanooga, No. 1:12-cv-00245 ("Consent Decree"), we are submitting to both the Environmental Protection Agency ("EPA") and the Tennessee Department of Environment and Conservation ("TDEC") the twenty-ninth quarterly report required pursuant to paragraph 38 of the Consent Decree. This report is also being submitted in accordance with the letter from Denise Diaz, dated September 16, 2013, establishing the dates for reporting under the Consent Decree.

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering such information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Mr. Richard Elliott
October 31, 2020
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Please let me know if you have any questions regarding our submittal.

Sincerely,



Jeffrey A. Rose, P.E.
Director, Waste Resources Division

Enclosure

cc: Karl Fingerhood, Esq., US DOJ
Chief, Environmental Enforcement Section, US DOJ
Chief, Clean Water Enforcement Branch, US EPA Region 4
Paul Schwartz, Esq., US EPA
Sohnia Hong, Office of the Attorney General
Enforcement Coordinator, Water Pollution Control, TDEC
Shelby Ward, TN Clean Water Network
Adam Sowatzka, Esq., King & Spalding
Mike Marino, P.E., Jacobs Engineering



Quarterly Report No. 29

July 1, 2020 – September 30, 2020

Prepared for

**United States Environmental Protection Agency
and Tennessee Department of Environment and
Conservation**

City of Chattanooga
Waste Resources Division
Consent Decree Program
Case No. 1:12-cv-00245

Prepared by

City of Chattanooga
Waste Resources Division

Submitted by

Jacobs

Jacobs Engineering Group Inc.
Consent Decree Program Manager

Chattanooga, Tennessee

Oct 31, 2020

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Acronyms and Abbreviations

Ave	Avenue
CD	Consent Decree
CFR	Code of Federal Regulations
CSO	Combined Sewer Overflow
CSS	Combined Sewer System
Dr	Drive
EPA	Environmental Protection Agency
Gal	Gallons
Hrs	Hours
Hwy	Highway
Ln	Lane
MBWWTP	Moccasin Bend Waste Water Treatment Plant
MG	Million Gallons
MH	Manhole
N/A	Not Applicable
No.	Number
NPDES	National Pollutant Discharge Elimination System
PS	Pump Station
Rd	Road
SSO	Sanitary Sewer Overflow
St	Street
TDEC	Tennessee Department of Environment and Conservation
Trl	Trail
UNK	Unknown
WCTS	Wastewater Collection and Transmission System
WWTP	Wastewater Treatment Plant

1.0 Introduction

1.1 Purpose

The City of Chattanooga entered into a consent decree with the United States and the State of Tennessee in the case styled *United States of America et. al. v. City of Chattanooga, No. 1:12-cv-00245* (“CD”), which became effective on April 24, 2013. Pursuant to Section IX, paragraph 38 of the CD, Chattanooga is required to submit reports on a quarterly basis to the Environmental Protection Agency (“EPA”) and Tennessee Department of Environment and Conservation (“TDEC”). Chattanooga has prepared Quarterly Report No. 29 to satisfy the reporting requirements of the CD. This report is also being submitted in accordance with the letter from Denise Diaz, dated September 16, 2013, establishing the dates for reporting under the CD.

1.2 Requirements

As detailed in Section IX, paragraph 38 of the CD, Chattanooga is required to report the date, time, location, source, estimated duration and volume, and receiving water of the following events:

1. Sanitary sewer overflow (“SSO”) events occurring during the reporting period;
2. Combined sewer overflow (“CSO”) outfall discharges occurring during the reporting period;
and
3. Bypasses at the Moccasin Bend Wastewater Treatment Plant (“MBWWTP”) occurring during the reporting period.

This information is provided in tabular form in Sections 2.0 – 4.0 of this report.

2.0 SSO Events

For the reporting period of July 1, 2020 through September 30, 2020, Chattanooga experienced the SSOs listed in Table 2-1. An SSO event is defined in paragraph 8.(nn) of the CD as “any discharge of wastewater to waters of the United States or State from Chattanooga’s Sewer System through a point source not permitted in any National Pollutant Discharge Elimination System (“NPDES”) permit, as well as any overflow, spill, or release of wastewater to public or private property from the Sewer System that may not have reached waters of the United States or the State, including all building backups.”

**Table 2-1
Quarterly SSO Report**

SSO ID	Start Date	Start Time	Location	Source	MH ID#	Estimated Duration (hrs)	Estimated Volume (gal)	SSO Destination	Cause
1	14-Sep-20	8:30 PM	1070 Ochs Hwy	Manhole	S167I603	14.00	4,200	Land*	Blockage - Trash/Debris
2	18-Sep-20	5:30 PM	4702 Wildwood Dr	Other	UNK ²	1.00	100	Structure*	Blockage - Trash/Debris
3	25-Sep-20	8:00 AM	7724 Old Lee Hwy	Manhole	S139D002	2.00	36,000	Storm Ditch	Wet Weather
4	25-Sep-20	8:45 AM	122 Rowland Gap Rd (West Bank)	Manhole	S135O217	0.75	114,861	Tennessee River	Wet Weather
5 ¹	25-Sep-20	9:00 AM	6695 Hickory Brook Dr	Manhole	S138M082	4.00	2,400	Storm Drain	Wet Weather
6	29-Sep-20	8:55 AM	2001 E 27th St	Manhole	S156J040	0.67	150	Storm Drain	Blockage - Trash/Debris

¹ Common cause, within 500 yards of separate event.

² This information was not available at time of reporting.

* Did not reach waters of the United States

3.0 Moccasin Bend WWTP Bypasses

The CD sets forth the same definition for bypass as the EPA's regulations at 40 C.F.R. § 122.41(m), which defines a bypass as the intentional diversion of waste streams from any portion of a treatment facility. The City's current NPDES permit defines a bypass as the intentional diversion of wastewater away from any portion of a treatment facility other than through peak excess flow treatment facilities or permitted outfalls in accordance with both the long-term control plan and the nine minimum technology-based effluent controls for combined sewer systems. The City reports bypasses and wet weather discharges separately on the monthly Discharge Monitoring Reports, as a discharge from the City's permitted wet weather discharge is not a bypass under the City's current NPDES permit. Based on the foregoing, the WWTP experienced no bypasses during the reporting period of July 1, 2020 through September 30, 2020.

4.0 CSO Outfall Discharges

For the reporting period of July 1, 2020 through September 30, 2020, Chattanooga experienced CSO discharges from CSO outfall treatment facilities as listed in Table 4-1. Paragraph 8.(h) of the CD defines a CSO as “any discharge from the CSS from any outfall currently identified, or identified in the future, as a permitted combined sewer overflow outfall in any Chattanooga NPDES permit from which CSOs are discharged to waters of the United States or the State.” The CSS is defined as the portion of Chattanooga’s wastewater collection and transmission system (“WCTS”) designed to convey municipal sewage (domestic, commercial and industrial wastewaters) and storm water runoff through a single-pipe system to Chattanooga’s WWTP or CSO outfalls. Chattanooga operates eight (8) permitted CSO outfall treatment facilities, seven (7) of which discharged during the reporting period.

**Table 4-1
Quarterly CSO Outfall Discharge Report**

July 1, 2020 – September 30, 2020						
Start Date	Start Time	Location/Nearest Stream	Duration (hrs)	Volume (MG)	Receiving Water	Cause
08-Jul-20	1:23 PM	Tremont CSO (005)	0.23	0.025650	Tennessee River	Rain Event
09-Jul-20	6:53 AM	Central Ave CSO (002)	2.93	0.043104	Tennessee River	Rain Event
11-Jul-20	8:31 AM	Central Ave CSO (002)	51.34	4.392085	Tennessee River	Rain Event
18-Jul-20	4:14 PM	Carter St CSO (009)	2.97	3.053500	Tennessee River	Rain Event
18-Jul-20	4:30 PM	ML King CSO (007)	1.67	0.595733	Tennessee River	Rain Event
18-Jul-20	4:34 PM	Tremont CSO (005)	0.6	0.244384	Tennessee River	Rain Event
18-Jul-20	4:45 PM	19th St CSO (008)	0.47	0.195825	Tennessee River	Rain Event
18-Jul-20	4:59 PM	Ross's Landing CSO (006)	0.37	0.240810	Tennessee River	Rain Event
18-Jul-20	6:37 PM	Central Ave CSO (002)	36.97	7.811121	Tennessee River	Rain Event
22-Jul-20	2:07 PM	Carter St CSO (009)	1.5	0.672365	Tennessee River	Rain Event
24-Aug-20	10:01 AM	Tremont CSO (005)	0.6	0.131890	Tennessee River	Rain Event
30-Aug-20	6:49 PM	Tremont CSO (005)	0.33	0.063018	Tennessee River	Rain Event
24-Sep-20	4:28 PM	Carter St CSO (009)	12.9	7.986231	Tennessee River	Rain Event
24-Sep-20	6:54 PM	19th St CSO (008)	6.54	1.827978	Tennessee River	Rain Event
24-Sep-20	7:20 PM	Citico CSO (004)	12.28	11.010010	Tennessee River	Rain Event
24-Sep-20	7:30 PM	ML King CSO (007)	18.75	2.935885	Tennessee River	Rain Event
24-Sep-20	7:35 PM	Tremont CSO (005)	7.25	1.342104	Tennessee River	Rain Event
24-Sep-20	7:49 PM	Central Ave CSO (002)	41.75	24.532056	Tennessee River	Rain Event
24-Sep-20	9:29 PM	Ross's Landing CSO (006)	3.97	8.156813	Tennessee River	Rain Event