



Division of Environmental Health

Terry L. Pierce, Director

State of North Carolina
Michael F. Easley, Governor

Public Water Supply Section

Jessica G. Miles, Section Chief

Department of Environment
and Natural Resources
William G. Ross, Secretary

April 11, 2007

MEMORANDUM

TO: Laura Leonard
Division Information Officer

FROM: Martin A. Gallagher
Environmental Engineer

SUBJECT: March 2007 – Assessed Penalties

The attached Table 1, “Administrative Penalties Assessed,” provides a summary of the penalties assessed during March 2007. Also, attached are two “Civil Fines, Penalties and Forfeitures Deposit Forms” (Excel document), which provide a summary of deposits made as a result of penalty collections during March 2007.

MAG

Enclosure

Cc/enc John McFadyen
Bob Midgette
Jessica Miles
Linda Raynor
Regional Engineers

TABLE 1
ADMINISTRATIVE PENALTIES ASSESSED
DURING THE MONTH OF MARCH 2007

The following penalties were assessed for failure to comply with the state regulatory requirements to obtain "Authorization to Construct" before constructing, altering or expanding a community or non-transient, non-community public water system. In addition to the stated penalty, a daily penalty (10% of the initial penalties) was assessed for every day that the violations continue beginning 14 days after the date of the administrative penalty letter.

System ID	Water System Name	County	Responsible Person	Penalty Assessed
03-68-010	OWASA	Wake	Mr. Ed Kerwin	\$2,000
40-39-003	Town of Stem	Granville	Mr. Jackie L. Day	\$2,000

The following penalties were assessed for failure to comply with the state regulatory requirements to obtain "Final Approval" before placing new construction into service. In addition to the stated penalty, a daily penalty (10% of the initial penalties) was assessed for every day that the violations continue beginning 14 days after the date of the administrative penalty letter.

System ID	Water System Name	County	Responsible Person	Penalty Assessed
03-68-010	OWASA	Wake	Mr. Ed Kerwin	\$3,000
40-39-003	Town of Stem	Granville	Mr. Jackie L. Day	\$3,000

Civil Fines, Penalties and Forfeitures Deposit Form

Department Environment & Natural Resources
 Collections for the month of March 2007 Transfer from Budget Code 14300
 Type of fine, forfeiture or penalty: Civil Penalties (Other than Operating Permits)

Amount of Collection \$ 4,150.00
 Amount of Administrative Cost _____
 Total Transfer \$ 4,150.00

County/Counties	Amount	Authority for Collection (G.S. or APA)
<u>Alamance</u>	_____	<u>GS 130A-315 & 130A-22</u>
<u>Alexander</u>	_____	<u>"</u>
<u>Alleghany</u>	_____	<u>"</u>
<u>Anson</u>	_____	<u>"</u>
<u>Ashe</u>	_____	<u>"</u>
<u>Avery</u>	_____	<u>"</u>
<u>Beaufort</u>	_____	<u>"</u>
<u>Bertie</u>	_____	<u>"</u>
<u>Bladen</u>	_____	<u>"</u>
<u>Brunswick</u>	_____	<u>"</u>
<u>Buncombe</u>	_____	<u>"</u>
<u>Burke</u>	_____	<u>"</u>
<u>Cabarrus</u>	_____	<u>"</u>
<u>Caldwell</u>	_____	<u>"</u>
<u>Camden</u>	_____	<u>"</u>
<u>Carteret</u>	_____	<u>"</u>
<u>Caswell</u>	_____	<u>"</u>
<u>Catawba</u>	_____	<u>"</u>
<u>Chatham</u>	_____	<u>"</u>
<u>Cherokee</u>	_____	<u>"</u>
<u>Chowan</u>	_____	<u>"</u>
<u>Clay</u>	_____	<u>"</u>
<u>Cleveland</u>	_____	<u>"</u>
<u>Columbus</u>	_____	<u>"</u>
<u>Craven</u>	<u>450.00</u>	<u>"</u>
<u>Cumberland</u>	_____	<u>"</u>
<u>Currituck</u>	_____	<u>"</u>
<u>Dare</u>	_____	<u>"</u>
<u>Davidson</u>	_____	<u>"</u>
<u>Davie</u>	_____	<u>"</u>
<u>Duplin</u>	_____	<u>"</u>
<u>Durham</u>	_____	<u>"</u>
<u>Edgecombe</u>	_____	<u>"</u>

Forsyth		"
Franklin		"
Gaston		"
Gates		"
Graham		"
Granville		"
Greene		"
Guilford		"
Halifax		"
Harnett		"
Haywood		"
Henderson		"
Hertford		"
Hoke		"
Hyde		"
Iredell		"
Jackson		"
Johnston		"
Jones		"
Lee		"
Lenoir		"
Lincoln		"
Macon		"
Madison		"
Martin		"
McDowell		"
Mecklenburg	500.00	"
Mitchell		"
Montgomery		"
Moore		"
Nash		"
New Hanover		"
Northampton		"
Onslow		"
Orange		"
Pamlico		"
Pasquotank		"
Pender		"
Perquimans		"
Person		"
Pitt		"
Polk		"
Randolph		"
Richmond		"
Robeson		"
Rockingham	800.00	"
Rowan		"

Rutherford		"
Sampson		"
Scotland		"
Stanly		"
Stokes		"
Surry		"
Swain	200.00	"
Transylvania		"
Tyrrell		"
Union	200.00	"
Vance		"
Wake	2,000.00	"
Warren		"
Washington		"
Watauga		"
Wayne		"
Wilkes		"
Wilson		"
Yadkin		"
Yancey		"
TOTAL	\$ 4,150.00	

Addie Reives
Accountant
Environmental Health
Division

715-2314
Phone #
14904902
Center

Civil Fines, Penalties and Forfeitures Deposit Form

Department Environment & Natural Resources
 Collections for the month of March 2007 Transfer from Budget Code 14300
 Type of fine, forfeiture or penalty: Civil Penalties (Operating Permits)

Amount of Collection \$ 762.50
 Amount of Administrative Cost _____
 Total Transfer \$ 762.50

County/Counties	Amount	Authority for Collection (G.S. or APA)
<u>Alamance</u>	_____	<u>GS 130A-328 & 130A-22</u>
<u>Alexander</u>	_____	_____
<u>Alleghany</u>	_____	"
<u>Anson</u>	_____	"
<u>Ashe</u>	_____	"
<u>Avery</u>	_____	"
<u>Beaufort</u>	_____	"
<u>Bertie</u>	_____	"
<u>Bladen</u>	_____	"
<u>Brunswick</u>	_____	"
<u>Buncombe</u>	_____	"
<u>Burke</u>	_____	"
<u>Cabarrus</u>	_____	"
<u>Caldwell</u>	_____	"
<u>Camden</u>	_____	"
<u>Carteret</u>	_____	"
<u>Caswell</u>	_____	"
<u>Catawba</u>	_____	"
<u>Chatham</u>	_____	"
<u>Cherokee</u>	_____	"
<u>Chowan</u>	_____	"
<u>Clay</u>	_____	"
<u>Cleveland</u>	_____	"
<u>Columbus</u>	_____	"
<u>Craven</u>	_____	"
<u>Cumberland</u>	_____	"
<u>Currituck</u>	_____	"
<u>Dare</u>	_____	"
<u>Davidson</u>	_____	"
<u>Davie</u>	_____	"
<u>Duplin</u>	_____	"
<u>Durham</u>	_____	"
<u>Edgecombe</u>	_____	"

Forsyth		"
Franklin		"
Gaston		"
Gates		"
Graham		"
Granville		"
Greene		"
Guilford		"
Halifax		"
Harnett		"
Haywood		"
Henderson		"
Hertford		"
Hoke		"
Hyde		"
Iredell		"
Jackson		"
Johnston		"
Jones		"
Lee		"
Lenoir		"
Lincoln		"
Macon		"
Madison		"
Martin		"
McDowell		"
Mecklenburg		"
Mitchell		"
Montgomery		"
Moore		"
Nash		"
New Hanover		"
Northampton		"
Onslow		"
Orange		"
Pamlico		"
Pasquotank		"
Pender		"
Perquimans		"
Person		"
Pitt		"
Polk		"
Randolph		"
Richmond		"
Robeson		"
Rockingham		"
Rowan		"

Rutherford	75.00	"
Sampson		"
Scotland		"
Stanly	687.50	"
Stokes		"
Surry		"
Swain		"
Transylvania		"
Tyrrell		"
Union		"
Vance		"
Wake		"
Warren		"
Washington		"
Watauga		"
Wayne		"
Wilkes		"
Wilson		"
Yadkin		"
Yancey		"
TOTAL	\$ 762.50	

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