

ALABAMA DEPARTMENT
OF ENVIRONMENTAL MANAGEMENT

IN THE MATTER OF
DOXSEE FOODS, INC.
Brundidge, Alabama

ORDER NO. 86-010-WP

FINDINGS OF FACT

Pursuant to the provisions of the Alabama Environmental Management Act, Code of Alabama 1975, §§ 22-22A-1 to 22-22A-15 (1984), the Alabama Department of Environmental Management (hereinafter the "Department") makes the following FINDINGS OF FACT:

1. Doxsee Foods Inc., (hereinafter "Doxsee") operates a food processing facility in Brundidge, Alabama.
2. On September 9, 1982, Doxsee was issued a State Indirect Discharge (hereinafter "SID") permit authorizing the discharge of industrial wastes to the Whitewater Creek, a water of the State, through the Brundidge Wastewater Treatment Plant.
3. Among the limitations contained in the said SID permit are daily maximum limitations for biochemical oxygen demand, five day (BOD₅) and pH. The daily discharge limitation for said parameters are:

<u>Parameter</u>	<u>Daily Maximum</u>	<u>Daily Minimum</u>
Biochemical Oxygen Demand	575 lbs/day	
pH	9.0 s.u.	6.0 s.u.

3. Doxsee has violated its SID permit limitations as follows:

<u>Date</u>	<u>pH (s.u.)</u>	<u>BOD₅ lbs/day</u>
7/6/83	5.6	
7/9/83		1898
7/15/83		1975
7/20/83	4.8	
7/29/83	5.9	
8/3/83	4.6	
8/16/83		1121
8/23/83		1231
9/7/83		1737
9/20/83		1710
10/14/83	5.2	
10/20/83		1915
11/14/83		1062
11/22/83	4.9	
11/30/83		1225
12/6/83	5.9	
12/14/83		1319
12/17/83	5.5	
12/20/83	5.2	
12/21/83		1572
1/9/84		1163
1/10/84	5.7	
1/18/84		1899
2/1/84	5.4	
2/7/84		1692
2/17/84	5.5	
2/21/84	4.8	
2/22/84		1578
2/27/84	9.6	
3/13/84	3.6	

<u>Date</u>	<u>pH (s.u.)</u>	<u>BOD₅ lbs/day</u>
3/14/84		1112
3/15/84		1070
3/21/84		1350
3/22/84	4.7	
3/29/84	4.8	
5/7/84		1314
5/22/84		1520
5/31/84	5.2	
6/15/84		2157
6/19/84	5.2	
6/29/84		1576
7/5/84	5.87	
7/10/84		1716
7/17/84	4.77	
7/24/84		1711
8/14/84		2347
8/28/84		1370
9/11/84		1513
10/18/84	4.27	
10/26/84	4.72	
10/30/84		1136
4/1/84	5.20	
11/13/84		2995
11/26/84	4.79	
11/27/84		1924
12/4/84		1400
12/18/84		1970
1/8/85		1575
1/30/85		1821
2/12/85		1607
2/19/85		1407
3/5/85		3002
3/12/85	11.5	2060
3/13/85	4.8	2960
3/14/85	4.9	2134
3/20/85		2172
4/9/85		3229
4/23/85		1803
5/7/85		3523
5/21/85		1721
6/4/85		2777
6/25/85		3711
7/9/85		2738
7/23/85		3169

ORDER

Based upon the foregoing FINDINGS OF FACT and pursuant to Code of Alabama 1975, §§ 22-22A-5(10), 22-22-9(c), 22-22-9(j) and 22-22-9(1) (1984), it is hereby ORDERED:

A. That Doxsee shall submit to the Department not later than March 15, 1986, a preliminary engineering plan and preliminary design drawings and specifications for any new or additional pretreatment facilities or any modification of existing pretreatment facilities necessary to achieve compliance with the discharge limitations in its SID permit. The engineering plan shall include an operation plan and a schedule specifying the dates for the construction and completion of any pretreatment facilities necessary for Doxsee to achieve compliance with its SID permit. The said plan, drawings and specifications shall be prepared by a registered professional engineer in accordance with Chapter 6-3 of the Department's Water Quality Program Regulations.

B. That Doxsee shall submit to the Department not later than April 30, 1986, final design drawings and specifications for any new or additional pretreatment facilities or any modification of existing pretreatment facilities necessary for Doxsee to achieve compliance with the discharge limitations in its

SID permit. Said final design drawings and specifications shall also be prepared by a registered professional engineer in accordance with Chapter 6-3 of the Department's Water Quality Program Regulations.

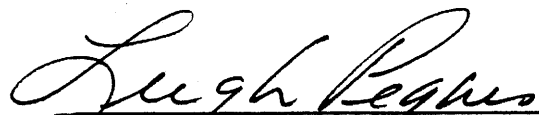
C. That not later than November 1, 1986, Doxsee shall complete construction of any new or additional pretreatment facilities or complete any modification of existing pretreatment facilities necessary for Doxsee to achieve compliance with the discharge limitations in its SID permit.

D. That Doxsee shall prepare and submit to the Department a monthly progress report describing in detail Doxsee's progress toward compliance with each provision of this Order on or before the 25th day of each month after receiving notice of this Order.

E. That Doxsee shall achieve compliance with its SID permit limitations not later than November 1, 1986.

F. That the provisions of any order previously issued to Doxsee by the Department or the Alabama Water Improvement Commission which are inconsistent with the provisions contained herein are hereby revoked.

ORDERED and ISSUED this 12th day of November 1985.



Leigh Pegues, Director
Alabama Department of
Environmental Management
1751 Federal Drive
Montgomery, Alabama 36130
(205) 271-7700

CERTIFICATE OF SERVICE

I hereby certify that I have served Order No. 86-010-WP upon
Doxsee Foods, Inc. by sending the same, postage paid, through
the United States Mail, as Certified Mail No. 686585659, with
instructions to forward and return receipt requested to:

Mr. Robert M. Dismukes
Plant Manager
Doxsee Food Corp.
Brundidge, Alabama 36010

Done this 12th day of November 1985.

John Mark Sapp
John Mark Sapp

Final Order 86-010-WP 11/12/85

PS Form 3811, July 1983

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☒ Show to whom, date and address of delivery.

2. ☐ Restricted Delivery.

3. Article Addressed to:
Mr. Robert M. Dismukes
Plant Manager
Doxsee Food Corp.
Brundidge, AL 36010

4. Type of Service: Article Number
☐ Registered ☐ Insured 686585659
☒ Certified ☐ COD
☐ Express Mail

Always obtain signature of addressee or agent and
DATE DELIVERED:

5. Signature - Addressee
X *Robert M. Dismukes*

6. Signature - Agent
X

7. Date of Delivery
11-13-85

8. Addressee's Address (ONLY if requested and fee paid)

DOMESTIC RETURN RECEIPT

Stamp: BRUNDIDGE AL 36010

P 686 585 659

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

★ U.S.G.P.O. 1983-403-517

Sent to	Mr. Robert M. Dismuke Plant Manager
Street and No.	Doxsee Food Corp.
P.O., State and ZIP Code	Brundidge, AL 36010
Postage	\$
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	
Return receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date	

PS Form 3800, Feb. 1982