

WHEREAS, O.C.G.A. § 12-5-23 of the Water Quality Act, assigns the Director the authority to issue permits stipulating in each permit the conditions or limitations under which such permit was issued and the authority to issue orders as may be necessary to enforce compliance with the provisions of the Act and all rules and regulations promulgated thereunder; and

WHEREAS, Section 391-3-6-.03(5)(c) of the Water Quality Rules requires that all waters be free from material related to municipal, industrial or other discharges which produce turbidity, color, odor, or other objectionable conditions which interfere with legitimate water uses; and

WHEREAS, Section 391-3-6-.03(5)(e) of the Water Quality Rules requires that all waters be free from toxic, corrosive, acidic and caustic substances discharged from municipalities, industries or other sources, such as non-point sources, in amounts, concentrations or combinations which are harmful to humans, animals or aquatic life; and

WHEREAS, Section 391-3-6-.05(3)(c) of the Water Quality Rules requires that a monitoring program be established on waters affected by a major spill, with such monitoring being at the expense of the Publicly Owned Treatment Works for at least one year, at a frequency to be determined by the Division; and

WHEREAS, Sections 391-3-6-.05(3)(f) and (g) of the Water Quality Rules require that notices of spills and major spills shall be provided to local health departments in the area affected by the incident, and that signs shall be posted in points of public access to the affected waterway; and