

# STAR HAULER TO FELONY ARREST

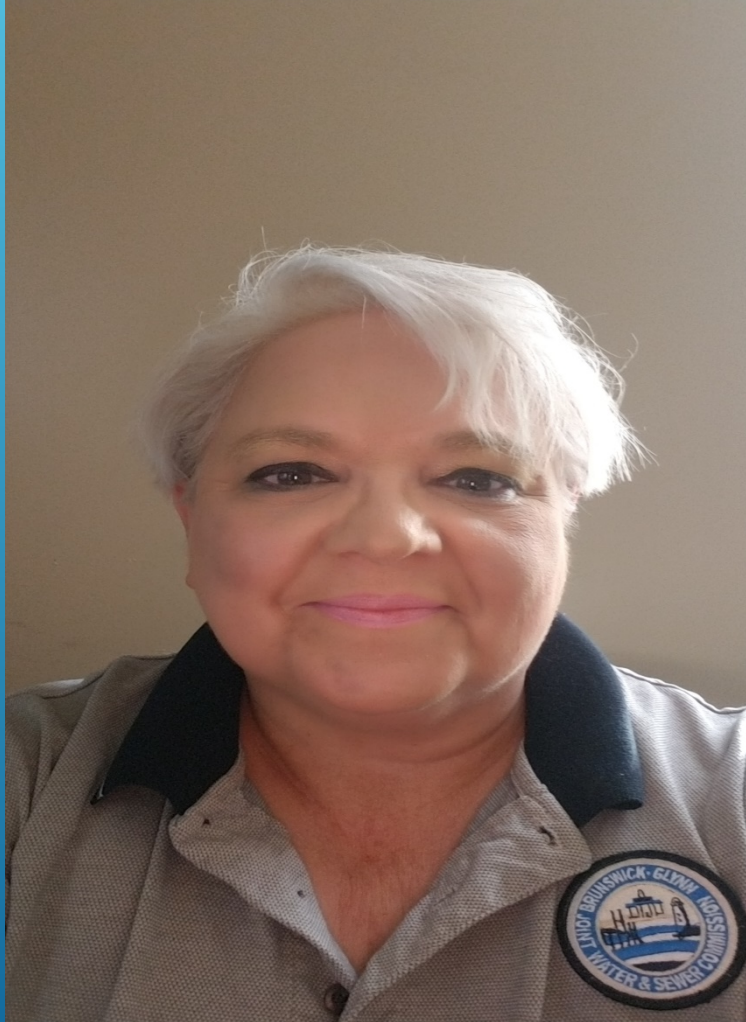
Presenter:

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### National Level:

The National Pretreatment Program implements Clean Water Act requirements to control pollutants that are introduced into POTWs. As part of this program, EPA has promulgated General Pretreatment Regulations that require the establishment of State and local pretreatment programs to control pollutants which pass through or interfere with POTW treatment processes or may contaminate POTW sewage sludge. Meeting these requirements may require elimination of interference caused by the discharge to POTWs of Fats, Oils, and Grease (FOG) from food service establishments (FSE). More specifically, the Pretreatment Program regulations at 40 CFR 403.5(b)(3) prohibit “solid or viscous pollutants in amounts which will cause obstruction” in the POTW and its collection system.

### State Level:

Fats, Oils, and Greases (FOG) being transported from one place (restaurant grease traps) to a disposal site, are governed under State Rule 391-3-6-.24 (Rule).

The purpose of this Rule is to provide minimum uniform statewide regulations for the purpose of regulating transporters that collect and/or dispose of commercial waste; to prevent the improper disposal of commercial wastes; to provide a commercial waste transporter permit that is accepted statewide; and to provide for fees for the cost of permitting and inspecting transporter vehicles.

An independent group called the Southeastern FOG Alliance was developed to help educate the companies and facilitate the rule. More information about the Southeastern FOG Alliance can be found on their website at [www.southeasternfogalliance.org](http://www.southeasternfogalliance.org)

The Southeastern F.O.G Alliance is only a link between EPD and Commercial Transporters wishing to register and get inspected. The Southeastern F.O.G Alliance has no control over who can or cannot operate in Georgia and does not control the issuing of any permits by the Environmental Protection Division. For any questions regarding your permit please direct them to the Environmental Protection Division of Georgia.

Local Level:

Brunswick-Glynn Joint Water & Sewer Commission = ME !

Article II of both City of Brunswick & Glynn County Georgia Water Use Ordinance

Section 2-16-21 Purpose.

(b) The objective of this Ordinance is: (1) To minimize the discharge of pollutants associated with commercial waste discharged into the sanitary sewer system that may interfere with normal operation of the system; and **(2) To assure that the sludge and byproducts removed from commercial waste treatment systems are transported and disposed of in accordance with Chapter 391-3-6-.24 of the Rules and Regulations of the EPD.**

Section 2-16-23 Requirements.

(a) General.

(1) It is the responsibility of the originator to assure that the commercial waste removed from the originator's facility is properly treated and discharged to the sewer system, wastewater, sludge and byproducts are transported by a permitted transporter, and disposed of at an EPD approved commercial waste processing and disposal facility.

(b) Permitting Process. (1) There is only one type of permit required under this Ordinance, which is a Commercial Waste Transporter Permit. (2) The permit for the transporter is issued by the Utility under this Ordinance. However, prior to obtaining a Commercial Waste Transporter Permit, the transporter must first register as a transporter of commercial waste with the EPD and obtain a transporter registration number. This registration number must be included in the permit number issued by the Utility.

Question to ponder: Do you know why the commercial hauler is the only one permitted under this ordinance?  
To ensure he/she knows the laws & regulations governing the hauling and disposal of commercial wastes.

12-15-21.

(a)(1) Removal of commercial waste from any grease interceptor, sand trap, oil-water separator, or grit trap that is not connected to an on-site sewage management system for the purpose of transporting such waste to a disposal site shall be accomplished in a clean and sanitary manner by means of a vacuum hose or pump that shall remove the entire contents of the holding tank or pretreatment system being serviced; and such waste removed shall be received, unmingled with any hazardous waste or septic waste, into a leak-proof tank truck approved and permitted for such service as provided by paragraph (2) of this subsection. Any commercial waste spilled, leaked, discharged, or otherwise released or removed from a grease interceptor, sand trap, oil-water separator, or grit trap that is not connected to an onsite sewage management system to any location other than a licensed leak-proof tank truck shall be deemed a violation of this Code section.

(d) Any person who violates any provision of this article, the rules and regulations adopted pursuant to this article, or any permit condition or limitation established pursuant to this article shall be liable for a civil penalty not to exceed \$2,500.00 per violation. For the purpose of enforcing the provisions of this article, notwithstanding any provision in Code Section 36-35-6, any other provision of law, or any municipal charter to the contrary, municipal courts shall have jurisdiction in cases of violations committed within municipalities and shall be authorized to impose a civil penalty not to exceed \$2,500.00 for each violation. Magistrate courts shall have jurisdiction in cases of violations of this article committed within unincorporated areas of counties and shall be authorized to impose a civil penalty not to exceed \$2,500.00 for each violation.

2010 Georgia Code

TITLE 16 - CRIMES AND OFFENSES, CHAPTER 7 - DAMAGE TO AND INTRUSION UPON PROPERTY, ARTICLE 2 - CRIMINAL TRESPASS AND DAMAGE TO PROPERTY, PART 3 - WASTE CONTROL, § 16-7-52 - Unlawful dumping.

2010 Georgia Code

TITLE 16 - CRIMES AND OFFENSES, CHAPTER 7 - DAMAGE TO AND INTRUSION UPON PROPERTY, ARTICLE 2 - CRIMINAL TRESPASS AND DAMAGE TO PROPERTY, PART 3 - WASTE CONTROL, § 16-7-53 - Penalties for unlawful dumping.

(c) Any person who intentionally dumps egregious litter in violation of Code Section 16-7-52 in any quantity if the substance is biomedical waste, hazardous waste, or a hazardous substance or if the dumping is for commercial purposes shall be guilty of a felony and, upon conviction thereof, shall be fined not more than \$25,000.00 for each violation or imprisoned for not more than five years, or both; provided, however, that the portion of any term of imprisonment exceeding two years shall be probated conditioned upon payment of a fine imposed under this subsection. For purposes of this subsection, each day a continuing violation occurs shall constitute a separate violation.

Paulks Pasture Wildlife Management Area is located in Glynn County. This 15,845-acre property offers hunting opportunities for deer, turkey and small game. Paulks Pasture WMA is one of the best known coastal sites for birding.

### **Activities**

- Geocaching — not allowed during managed hunts or before 10 a.m. during turkey season
- Horseback Riding — not allowed during managed hunts
- Hunting
  - Quota Hunts
  - Youth Hunts
- Wildlife Viewing

Mrs. Walker,

You can post his name and the business name, the charges, bond amounts, and amount of material dumped. Just make sure there is no personal information or victim information when sharing info like this. I have listed the numbers below for this case if you need them.

5 counts of Unlawful Dumping (Felony, 16-7-53-B)

\$30,290.00 bond

Nearly 40,000 gallons of waste dumped on Paulk's Pasture WMA

Thank you!





When did the problem begin? And why?



PROBLEM BEGAN IN 2017 & ENDED  
IN AUGUST 17, 2020

# Story telling time:

Timeline:

Started messing up: Late 2017

Warned: August 2017 (Details of warning)

Arrested: August 2019 % felony counts Illegal Dumping

Allow to haul again: Sept. 2019

Caught: November 26, 2019 Pumping a tank with no discharge location information. City police going to arrest again. ??

Allow to haul again: Dec. 2019

May 2020: Notified the disposal location was no longer accepting waste from hauler. ??

Final Standoff: August 17, 2020

DON'T LAUGH  
AT ME 😊

<https://photos.app.goo.gl/4QXpWPkQjoiAJcEV6>

There are two questions that you must answer for this presentation:

What organization or government body promulgated General Pretreatment Regulations that require establishments of State and Local pretreatment programs to control pollutants which pass through or interfere with the POTW treatment process?

The United States Environmental Protection Division

What independent group in the State of Georgia was developed to help educate the companies and facilitate the commercial hauler law?

Southeastern FOG Alliance



ANY  
QUESTIONS?

I really appreciate the  
opportunity to present to  
you all and I hope you  
enjoyed the presentation.