

SCHEDULE OF CIVIL PENALTIES

County Code Section	State Code Section	Violation ¹	Max. Civil Penalty per State Code	SEVERITY OF VIOLATION		
				<i>Serious - Penalty Range</i>	<i>Moderate - Penalty Range</i>	<i>Marginal - Penalty Range</i>
124-1-13.A	4VAC50-60-51	Chesapeake Bay Preservation Act Land-Disturbing Activity without an approved erosion and sediment control plan	\$32,500	\$ 9,800 - \$16,300	\$ 3,300 - \$ 9,800	\$ 1,700 - \$ 3,300
124-1-13.B	4VAC50-60-51	Chesapeake Bay Preservation Act Land-Disturbing Activity without an approved stormwater management plan	\$32,500	\$ 9,800 - \$16,300	\$ 3,300 - \$ 9,800	\$ 1,700 - \$ 3,300
124-1-13.D	4VAC50-60-51	Failure to maintain Chesapeake Bay Preservation Act Land-Disturbing Activity stormwater management facility	\$32,500	\$ 3,900 - \$5,900	\$ 2,000 - \$ 3,900	\$ 1,000 - \$ 2,000
124-2-2.A	§ 62.1-44.15:34(A)	Land disturbance without a stormwater permit	\$32,500	\$ 9,800 - \$16,300	\$ 6,500 - \$ 9,800	\$ 3,300 - \$ 6,500
124-2-2.A.1	§ 62.1-44.15:34(A)	No state permit registration	\$32,500	\$ 9,800 - \$16,300	\$ 6,500 - \$ 9,800	\$ 3,300 - \$ 6,500
124-2-5.A	§ 62.1-44.15:37(A)	Failure to conduct required inspections	\$32,500	\$ 7,800 - \$10,400	\$ 2,600 - \$ 7,800	\$ 1,300 - \$ 2,600
124-2-5.C	§ 62.1-44.15:40	Incomplete, improper, or missed inspections	\$32,500	\$ 1,300 - \$2,600	\$ 700 - \$ 1,300	\$ 400 - \$ 700
124-2-6.A	4VAC50-60-54	No SWPPP	\$32,500	\$ 9,800 - \$16,300	\$ 3,300 - \$ 9,800	\$ 1,700 - \$ 3,300
124-2-6.A	4VAC50-60-54	Incomplete SWPPP	\$32,500	\$ 3,900 - \$5,900	\$ 2,000 - \$ 3,900	\$ 1,000 - \$ 2,000
124-2-6.B	4VAC50-60-54	No approved sediment and erosion control plan	\$32,500	\$ 9,800 - \$16,300	\$ 3,300 - \$ 9,800	\$ 1,700 - \$ 3,300
124-2-6.C	4VAC50-60-54	No approved stormwater management plan	\$32,500	\$ 9,800 - \$16,300	\$ 3,300 - \$ 9,800	\$ 1,700 - \$ 3,300
124-2-6.D	4VAC50-60-54	No approved pollution prevention plan	\$32,500	\$ 9,800 - \$16,300	\$ 3,300 - \$ 9,800	\$ 1,700 - \$ 3,300
124-2-6.E	4VAC50-60-54	Failure to implement TMDL control measures required by permit	\$32,500	\$ 9,800 - \$16,300	\$ 3,300 - \$ 9,800	\$ 1,700 - \$ 3,300
124-2-6.F	4VAC50-60-54	Failure to initiate stabilization measures as soon as practicable	\$32,500	\$ 9,800 - \$16,300	\$ 3,300 - \$ 9,800	\$ 1,700 - \$ 3,300
124-2-6.G	4VAC50-60-54	Failure to update SWPPP	\$32,500	\$ 7,800 - \$10,400	\$ 2,600 - \$ 7,800	\$ 1,300 - \$ 2,600
124-2-6.G	4VAC50-60-54	SWPPP not available for review	\$32,500	\$ 1,300 - \$2,600	\$ 700 - \$ 1,300	\$ 400 - \$ 700
124-2-7.A	4VAC50-60-55	Failure to install stormwater BMPs or erosion and sediment controls	\$32,500	\$ 7,800 - \$10,400	\$ 5,200 - \$ 7,800	\$ 2,600 - \$ 5,200
124-2-7.A	4VAC50-60-55	Stormwater BMPs or erosion and sediment controls improperly installed or maintained	\$32,500	\$ 3,900 - \$5,900	\$ 2,000 - \$ 3,900	\$ 1,000 - \$ 2,000
124-2-8.A	4VAC50-60-56	Failure to properly install or maintain pollution prevention measures	\$32,500	\$ 9,800 - \$16,300	\$ 3,300 - \$ 9,800	\$ 1,700 - \$ 3,300
124-2-8.A	4VAC50-60-56	Failure to update pollution prevention plan	\$32,500	\$ 7,800 - \$10,400	\$ 2,600 - \$ 7,800	\$ 1,300 - \$ 2,600
124-2-8.A.1	4VAC50-60-56	Operational Deficiency: failure to implement measures to minimize discharge of pollutants from wash waters	\$32,500	\$ 7,800 - \$10,400	\$ 2,600 - \$ 7,800	\$ 1,300 - \$ 2,600
124-2-8.A.2	4VAC50-60-56	Operational Deficiency: failure to implement measures to minimize exposure of potential pollutants to precipitation and/or stormwater	\$32,500	\$ 7,800 - \$10,400	\$ 2,600 - \$ 7,800	\$ 1,300 - \$ 2,600
124-2-8.A.3	4VAC50-60-56	Operational Deficiency: failure to implement measures to minimize discharge of from spills or leaks, or adequate spill response procedures	\$32,500	\$ 7,800 - \$10,400	\$ 2,600 - \$ 7,800	\$ 1,300 - \$ 2,600
124-2-8.B.1	4VAC50-60-56	Operational Deficiency: failure to implement measures to prohibit discharge of wastewater from washout of concrete	\$32,500	\$ 7,800 - \$10,400	\$ 2,600 - \$ 7,800	\$ 1,300 - \$ 2,600
124-2-8.B.2	4VAC50-60-56	Operational Deficiency: failure to implement measures to prohibit discharge of wastewater from cleanout of stucco, paint, form release oils, curing compounds and other construction materials	\$32,500	\$ 7,800 - \$10,400	\$ 2,600 - \$ 7,800	\$ 1,300 - \$ 2,600
124-2-8.B.3	4VAC50-60-56	Operational Deficiency: failure to implement measures to prohibit discharge of wastewater from fuels, oils, or other pollutants used in vehicle and equipment operation and maintenance	\$32,500	\$ 7,800 - \$10,400	\$ 2,600 - \$ 7,800	\$ 1,300 - \$ 2,600

Attachment J

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124-2-8.B.4	4VAC50-60-56	Operational Deficiency: failure to implement measures to prohibit discharge of soaps or solvents used in vehicle and equipment washing	\$32,500	\$ 7,800 - \$10,400	\$ 2,600 - \$ 7,800	\$ 1,300 - \$ 2,600
124-2-8.C	4VAC50-60-56	Operational Deficiency: failure to implement measures to prohibit discharges from dewatering activities	\$32,500	\$ 7,800 - \$10,400	\$ 2,600 - \$ 7,800	\$ 1,300 - \$ 2,600
124-2-10.A.4	4VAC50-60-112	Incomplete or missing annual inspection and maintenance reports required by an approved Private Maintenance Agreement	\$32,500	\$ 3,900 - \$5,900	\$ 2,000 - \$ 3,900	\$ 1,000 - \$ 2,000
124-3-1.D	4VAC50-60-750	Failure to pay annual VSMP permit maintenance fee	\$32,500	\$ 3,900 - \$5,900	\$ 2,000 - \$ 3,900	\$ 1,000 - \$ 2,000
124-8-1.A	4VAC50-60-1170	Discharges not in compliance with the requirements of Section 4VAC-50-60-1170 of the General Permit	\$32,500	\$ 9,800 - \$16,300	\$ 6,500 - \$ 9,800	\$ 3,300 - \$ 6,500
124-8-1.A	4VAC50-60-1170	Failure to comply with the conditions of a permit	\$32,500	\$ 9,800 - \$16,300	\$ 6,500 - \$ 9,800	\$ 3,300 - \$ 6,500
124-8-1.B	§ 62.1-44.15:48	Failure to comply with a notice of violation	\$32,500	\$13,000 - \$16,300	\$ 6,500 - \$13,000	\$ 3,300 - \$ 6,500
124-8-1.F	§ 62.1-44.15:48	Failure to comply with a stop work order, special order, or emergency order	\$32,500	\$13,000 - \$16,300	\$ 9,800 - \$13,000	\$ 4,900 - \$ 9,800
124-8-1.G	§ 62.1-44.15:48	Failing, neglecting, or refusing to obey any injunction	\$32,500	\$13,000 - \$16,300	\$ 9,800 - \$13,000	\$ 4,900 - \$ 9,800
124-9-3.A	§ 62.1-44.5	Discharge or deposit of non-stormwater and/or prohibited substances into state waters	\$32,500	\$ 9,800 - \$16,300	\$ 3,300 - \$ 9,800	\$ 1,700 - \$ 3,300
124-9-3.B	§ 62.1-44.5	Discharge or deposit of non-stormwater and/or prohibited substances into the MS4	\$32,500	\$ 9,800 - \$16,300	\$ 3,300 - \$ 9,800	\$ 1,700 - \$ 3,300
124-9-3.C	§ 62.1-44.5	Illicit connection to the MS4	\$32,500	\$ 9,800 - \$16,300	\$ 3,300 - \$ 9,800	\$ 1,700 - \$ 3,300

FOOTNOTES:

1. Each day of violation of each requirement shall constitute a separate offense (Fairfax County Code Section 124-8-3).