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number of required reviews. Review sites are prioritized to cover operations thought to be out of compliance, those in special protection watersheds, and operations that District staff does not have regular contact with throughout the year.

There is a standard checklist of items that will be checked during the review. The staff from York County sends a letter to the operation about 2 weeks in advance letting them know they have been selected for a status review. The letter includes a copy of the checklist that will be covered. The operator will be required to provide records of crop yields, manure application details, exported manure details and any other required items. The reviewer also checks to see that the installation schedule for BMP's is being followed.

If a status review of an operation finds incomplete records, if BMP's have not been installed as required, or the plan is no longer consistent with the operation, the operation will be given an agreed upon amount of time to comply. Follow-up efforts will be made by the Conservation District to assist the operator in any reasonable way.

If the operator seems unwilling to work with the Conservation District or satisfactory compliance progress is not made, the York Conservation District has agreed to submit the name to the State Conservation Commission staff. The State Conservation Commission (SCC) has ultimate enforcement of the Nutrient Act.

SCC staff will respond to the names turned in by Conservation Districts or PA Department of Environmental Protection (DEP) for Clean Streams Law violations. The first

step by the SCC is to issue a Notice of Violation. This will establish time frames for the operation to follow in order to have one final chance to comply with the Nutrient Management Act.

If the SCC also does not receive cooperation from the operation, they can seek a court injunction against the operation and/or assess civil penalties. Enforcement action is determined on a case-by-case basis depending on severity of the violation and level of cooperation from the violator.

According to Section 12 of the Nutrient Act, entitled "Civil Penalties and Remedies," penalties of \$500 for the first day of violation and \$100 for each subsequent day can be assessed until action is taken to comply with the Nutrient Management Act.

The State Conservation Commission has used enforcement action in three separate cases in Lycoming, Juniata and Dauphin Counties. In all three situations, the operations had approved nutrient management plans, but were not following or properly implementing the plan.

The Nutrient Management Act is here to stay. The York County Conservation District and 59 fellow Districts across the state have agreed to administer the Act. Our job includes ensuring that operations are complying with the Act. This is a job that we take seriously.

For more information about the Nutrient Management Act or complying with your current approved Nutrient Management Plan in York County, contact Shelly Ogline at 717-755-2966, extension 107. For all other requests, contact your local Conservation District or the State Conservation Commission staff.

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