

WARNING LETTER

OVERNIGHT EXPRESS DELIVERY

November 03, 2015

Mr. Jason Grey
Interim Director of Utilities
City of Danville, VA
1040 Monument Street
Danville, VA 24540

CPF 1-2015-0015W

Dear Mr. Grey:

On August 24, 2015, an inspector from the Virginia State Corporation Commission (VA SCC) acting as Agents for the Pipeline and Hazardous Materials Safety Administration (PHMSA) pursuant to Chapter 601 of 49 United States Code inspected City of Danville's (City) pipeline facility records in Danville, Virginia.

As a result of the inspection, it appears that you have committed probable violations of the Pipeline Safety Regulations, Title 49, Code of Federal Regulations. The items inspected and the probable violation is:

§192.513 Test requirements for plastic pipelines.

(c) The test pressure must be at least 150 percent of the maximum operating pressure or 50 p.s.i. (345 kPa) gage, whichever is greater. However, the maximum test pressure may not be more than three times the pressure determined under §192.121, at a temperature not less than the pipe temperature during the test.

The City failed to pressure test a plastic service line to at least 150 percent of the maximum operating pressure or 50 p.s.i. (345 kPa) gage, whichever is greater, as required by §192.513(c).

The Gas Service Record for 1113 Goodyear Boulevard indicated that the service line was tested on 7/26/1994 at the line pressure of 58 psig, and not to one and one half times the operating pressure as required by §192.513 (c).

The evidence for this probable violation is the VA SCC Notice of Investigation (NOI) report and the City response to the NOI.

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Under 49 United States Code, § 60122, you are subject to a civil penalty not to exceed \$200,000 per violation per day the violation persists up to a maximum of \$2,000,000 for a related series of violations. For violations occurring prior to January 4, 2012, the maximum penalty may not exceed \$100,000 per violation per day, with a maximum penalty not to exceed \$1,000,000 for a related series of violations. We have reviewed the circumstances and supporting documents involved in this case, and have decided not to conduct additional enforcement action or penalty assessment proceedings at this time. We advise you to correct the item(s) identified in this letter. Failure to do so will result in the City being subject to additional enforcement action.

No reply to this letter is required. If you choose to reply, in your correspondence please refer to CPF **1-2015-0015W**. Please send all correspondence in this matter to Byron Coy, PE, Director, PHMSA Eastern Region, 820 Bear Tavern Road, Suite 103, W. Trenton, NJ 08628. Be advised that all material you submit in response to this enforcement action is subject to being made publicly available. If you believe that any portion of your responsive material qualifies for confidential treatment under 5 U.S.C. 552(b), along with the complete original document you must provide a second copy of the document with the portions you believe qualify for confidential treatment redacted and an explanation of why you believe the redacted information qualifies for confidential treatment under 5 U.S.C. 552(b).

Additionally, if you choose to respond to this (or any other case), please ensure that any response letter pertains solely to one CPF case number.

Sincerely,

Byron Coy, P.E.
Director, Eastern Region
Pipeline and Hazardous Materials Safety Administration

Cc: Mr. Massoud Tahamtani, VA SCC
Mr. Jim Fisher, VA SCC