3/6/2018

City Council
City Hall
Wilmington, North Carolina 28401

Dear Mayor and Councilmembers:

Attached please find a resolution to support CFPUA in their request that NCDEQ immediately require all tenants of the Fayetteville Works site to cease operations that result in the production of fluorochemical compounds, due to their inability to operate without discharging fluorochemical compounds into the Cape Fear River. A similar request is being made of the New Hanover County Board of Commissioners.

Passage of the attached Resolution is recommended.

Respectfully submitted,

Sterling B. Cheatham,
City Manager
Resolution of the Wilmington City Council to Support the request of CFPUA to NCDEQ to immediately require all tenants of the Fayetteville Works site cease operations that result in the production of fluorochemical compounds into the Cape Fear River

LEGISLATIVE INTENT/PURPOSE:

Whereas, Cape Fear Public Utility Authority ("CFPUA") furnishes water to the citizens of the City of Wilmington and portions of New Hanover County; and

Whereas, tenants of the Fayetteville Works site have released, and continue to release, GenX and other fluorochemical compounds into the Cape Fear River from the manufacturing facility located in Fayetteville, North Carolina; and

Whereas, the Chemours company claims it trucks wastewater containing fluorochemicals off-site, but fluorochemical compounds continue to be detected at varying levels in the Cape Fear River and in CFPUA's treated drinking water; and

Whereas, tenants of the Fayetteville Works site have repeatedly demonstrated that they are not capable of continuing operations at the facility in a manner that does not cause the release of GenX and other fluorochemical compounds into the Cape Fear River; and

Whereas; CFPUA uses the Cape Fear River as source water for the majority of its 200,000 customers; and

Whereas, the Sweeney Water Treatment Plant, owned and operated by CFPUA, is unable to filter certain unregulated contaminants out of the drinking water; and

Whereas, the North Carolina Department of Environmental Quality (NCDEQ) Division of Water Resources is tasked with ensuring safe drinking water in accordance with federal requirements, issuing pollution control permits, monitoring permit compliance, evaluating environmental water quality and carrying out enforcement actions for violations of environmental regulations.

THEREFORE, BE IT RESOLVED:

THAT, the Wilmington City Council supports the request of CFPUA to NCDEQ to immediately require all tenants of the Fayetteville Works site cease operations that result in the production of fluorochemical compounds, due to their inability to operate without discharging fluorochemical compounds into the Cape Fear River.
Adopted at a ________________ meeting  
on ____________________ 2018

ATTEST:                           

__________________________________  
Penelope Spicer-Sidbury, City Clerk

Bill Saffo, Mayor

APPROVED AS TO FORM:

__________________________________  
City Attorney

R2-3
Cape Fear Public Utility Authority

Resolution

Whereas Cape Fear Public Utility Authority ("CFPUA") furnishes water to the citizens of the City of Wilmington and portions of New Hanover County.

Whereas tenants of the Fayetteville Works site have released, and continue to release, GenX and other fluorochemical compounds into the Cape Fear River from the manufacturing facility located in Fayetteville, North Carolina.

Whereas the Chemours company claims it trucks wastewater containing fluorochemicals off-site, but fluorochemical compounds continue to be detected at varying levels in the Cape Fear River and in CFPUA’s treated drinking water.

Whereas tenants of the Fayetteville Works site have repeatedly demonstrated that they are not capable of continuing operations at the facility in a manner that does not cause the release of GenX and other fluorochemical compounds into the Cape Fear River.

Whereas CFPUA uses the Cape Fear River as source water for the majority of its 200,000 customers.

Whereas the Sweeney Water Treatment Plant, owned and operated by CFPUA, is unable to filter certain unregulated contaminants out of the drinking water.

Whereas the North Carolina Department of Environmental Quality (NCDEQ) Division of Water Resources is tasked with ensuring safe drinking water in accordance with federal requirements, issuing pollution control permits, monitoring permit compliance, evaluating environmental water quality and carrying out enforcement actions for violations of environmental regulations.

Now, therefore, be it resolved:

1. CFPUA requests that NCDEQ immediately require all tenants of the Fayetteville Works site to cease operations that result in the production of fluorochemical compounds, due to their inability to operate without discharging fluorochemical compounds into the Cape Fear River.
This 14th day of February 2018.

Michael C. Brown, III
Chairman of the Board

Attest:

Jennifer Adams, Secretary