

Town of Bel Air, Maryland
NOTICE OF INTENT TO FILE CONSENT AGREEMENT AND FINAL ORDER
ASSESSING ADMINISTRATIVE PENALTY
AND
OPPORTUNITY FOR PUBLIC COMMENT
U.S. ENVIRONMENTAL PROTECTION AGENCY--REGION III
Water Protection Division, Office of NPDES Permits and Enforcement, NPDES Enforcement Branch (3WP42)
1650 Arch Street
Philadelphia, Pennsylvania 19103

Date of Notice: September, 28, 2016
NPDES Permit No. : NPDES Permit No. DE 0020028
DOCKET NUMBER: CWA-03-2016-0197

Comments will be accepted until September 13, 2016.

In accordance with Section 309(g) of the Clean Water Act (CWA), 33 U.S.C. § 1319(g), notice is hereby given that the U.S. Environmental Protection Agency (EPA), Region III, is proposing to file a Consent Agreement and Final Order (CAFO) assessing an administrative civil penalty in the amount of thirty-five thousand dollars (\$22,600) against the Respondent named below, for alleged violations of its NPDES permit.

RESPONDENT:
City of Rehoboth Beach
229 Rehoboth Avenue
Rehoboth Beach, DE 19971

SUMMARY OF VIOLATIONS: EPA determined that Rehoboth was violating its NPDES permit by: failing to sample and report for dissolved oxygen, failing to sample and report for enterococcus, failing to sample and report for total phosphorus, failing to report for total nitrogen, failing to report for total suspended solids, and failing to sample and report for pH on several occasions during 2013. The \$22,600 cash penalty is in accordance with EPA's Clean Water Act Settlement Penalty Policy

OPPORTUNITY FOR COMMENT: Persons wishing to comment on the amount of the penalty or legal or factual basis for the proposed CAFO are invited to submit a statement to the EPA Regional Administrator, addressed to the attention of the Regional Hearing Clerk (address below), within forty (40) days of the date of this public notice. Comments received within this forty (40) day period will be considered. All comments must include the name, address, and telephone number of the writer and a concise statement of the basis for any comment and any relevant facts on which it is based.

All comments should be addressed to:
Regional Hearing Clerk (3RC00)
U.S. EPA, Region III
1650 Arch Street
Philadelphia, PA 19103-2029

AVAILABILITY OF INFORMATION: Information relevant to the CAFO may be requested through the Regional Hearing Clerk.

REGISTRY OF INTERESTED PERSONS: Any person interested in a particular case or group of cases may leave his/her name, address, and telephone number on a registry of interested persons which will be maintained in each file. The list of names will be maintained as a means for persons with an interest in the case to contact others with the same interest.

FOR FURTHER INFORMATION. Interested parties may contact the following EPA representative to learn more about this action.

Andrew Seligman
U.S. Environmental Protection Agency
1650 Arch Street
Philadelphia, PA 19103-2029
215-814-2097
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