

Borough of Steelton, Pennsylvania

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: 4.5.2017

NPDES Permit No.: General NPDES Permit No. PAG133625

DOCKET NUMBER: CWA-03-2017-0108

Comments will be accepted until May 15th 2017.

In accordance with Section 309(g) of the Clean Water Act (CWA), 33 U.S.C. § 1319(g) AND 40 CFR § 22.45, 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 five thousand dollars (\$5,000) against the Respondent named below, for alleged violations of its NPDES permit.

RESPONDENT:

Borough of Steelton
123 North Front Street
Steelton, Pennsylvania 17113

SUMMARY OF VIOLATIONS: EPA Region III alleges the following violations to the National Pollutant Discharge Elimination System (NPDES) Stormwater Discharges from Small Municipal Separate Sewer Systems (MS4) General Permit ("PAG-13" or "Permit"): A) failure to conduct illicit discharge detection field screenings twice a year at priority outfalls in accordance with the requirements set forth, respectively, in the 2003 Permit Protocol and the 2013 Permit; B) failure to adequately document the status of illicit discharges; C) At the time of EPA's inspection the Borough had failed to take adequate enforcement action to correct an illicit discharge to its MS4. These failures constitute a violation of Section 301(a) of the CWA, 33 U.S.C. §§ 1311(a). These violations were discovered during an NPDES inspection of Respondent's MS4 in October 2014.

OPPORTUNITY FOR COMMENT: Persons wishing to comment on the amount of the penalty or legal or factual basis for the proposed penalty are invited to submit a statement to the EPA Region 3 Water Protection Division Director, 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 Consent Agreement 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.

Rebecca Crane

U.S. Environmental Protection Agency
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