

**Allied Concrete Company  
Charlottesville, VA**

**NOTICE OF INTENT TO FILE A CONSENT AGREEMENT AND FINAL ORDER ASSESSING AN  
ADMINISTRATIVE PENALTY  
AND**

**OPPORTUNITY FOR PUBLIC COMMENT**

**U.S. ENVIRONMENTAL PROTECTION AGENCY**

**Water Protection Division, Office of NPDES Permits and Enforcement, NPDES Enforcement Branch (3WP42)  
1650 Arch Street  
Philadelphia, Pennsylvania 19103**

**Date of Notice: December 12, 2017**

**Comments will be accepted until: January 21, 2018**

**DOCKET NUMBER: CWA-03-2018-0022**

In accordance with Section 309(g) of the Clean Water Act (CWA), 33 U.S.C. § 1319(g), U.S. Environmental Protection Agency (EPA), Mid-Atlantic Region hereby gives notice that it is proposing to file a Consent Agreement and Final Order (CAFO) assessing an administrative civil penalty against the Respondent named below, for unpermitted discharges and for alleged violations of the applicable National Pollutant Discharge Elimination System (NPDES) permits for discharges of stormwater associated with industrial activity.

**RESPONDENT:**

Allied Concrete Company  
1000 Harris Street,  
Charlottesville, Virginia

**NPDES Permit Numbers for the Allied Facilities:**

- 1) Charlottesville, 1000 Harris Street, Charlottesville, Virginia – NPDES permit No. VAG11064
- 2) Greene, 581 Luck Stone Road, Ruckersville, Virginia -- NPDES permit No. VAG110065
- 3) Harrisonburg, 2025 Beery Road, Harrisonburg, Virginia –NPDES permit No. VAG110354
- 4) Louisa, 801 Luck Stone Road, Mineral, Virginia – NPDES permit No. VAG110233
- 5) New Canton, near 209 Krete Lane, New Canton, Virginia –NPDES permit No. VAG110048
- 6) Orange, 259 Byrd Street, Orange, Virginia – NPDES permit No. VAG110082
- 7) Ready Rock, 900 N Bayard Avenue, Waynesboro, Virginia – NPDES permit No. VAG110327
- 8) Staunton, 501 Statler Boulevard, Staunton, Virginia – NPDES permit No. VAG110071
- 9) Valley Building Supply, 210 Stone Spring Road, Harrisonburg, Virginia – NPDES permit No. VAG110309
- 10) Waynesboro, 1321 Delphine Avenue, Waynesboro, Virginia – NPDES permit No. VAG110072
- 11) Zions, 9815 Three Notch Road, Troy, Virginia – NPDES permit No. VAG110066

**SUMMARY OF VIOLATIONS:** EPA Mid-Atlantic Region alleges that Allied Concrete Company violated its permits in the following manner: 1) failure to maintain an updated Operations & Maintenance manual, 2) failure to maintain an updated SWPPP and to conduct all required routine inspection, 3) failure to conduct quarterly visual examinations of the storm water discharges, 4) failure to conduct annual comprehensive site evaluations, and 5) discharge of stormwater associated with industrial activity without a permit at one of the Allied facilities.

**PROPOSED CONSENT AGREEMENT AND FINAL ORDER:** Based on the foregoing and having taken into account the penalty factors set forth in Section 309(g) of the CWA, 33 U.S.C. § 1319(g), EPA Mid-Atlantic Region proposes to file the CAFO requiring the payment of a \$90,000 penalty. The CAFO both commences and concludes these proceedings.

**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.

**Address all comments to:**  
Regional Hearing Clerk (3RC00)  
U.S. EPA Mid-Atlantic Region  
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.

Chuck Schadel  
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