

## **City of Annapolis**

### **Annapolis, 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: August 31, 2018**

**NPDES Permit No.: MDR055500**

**DOCKET NUMBER: CWA-03-2019-0002**

**Comments will be accepted until October 10, 2018**

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 against the Respondent named below, for alleged violations of its NPDES permit.

#### **RESPONDENT:**

City of Annapolis  
City Hall Building  
160 Duke of Gloucester Street  
Annapolis, Maryland 21401

**SUMMARY OF VIOLATIONS:** EPA Region III alleges that the City of Annapolis failed to adhere to its municipal separate storm sewer system (MS4) permit by failing to develop, implement and maintain a program to identify and eliminate non-stormwater discharges into the MS4, failing to ensure the implementation of construction stormwater runoff minimum control measures, failing to implement inspection and enforcement procedures that ensure proper construction and maintenance of stormwater management measures and failing to implement and maintain good housekeeping practices.

**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 Clean Water Act, 33 U.S.C. § 1319(g), EPA Region III proposes to file the consent agreement and final order (CAFO) requiring the payment of a \$10,800.00 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.

**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.

Peter Gold  
U.S. Environmental Protection Agency  
1650 Arch Street  
Philadelphia, PA 19103-2029  
215-814-5236  
[gold.peter@epa.gov](mailto:gold.peter@epa.gov)