

Librandi's Plating

**NOTICE OF INTENT TO ASSESS ADMINISTRATIVE PENALTY
AND
OPPORTUNITY FOR PUBLIC COMMENT
U.S. ENVIRONMENTAL PROTECTION AGENCY—Mid-Atlantic Region
Enforcement and Compliance Assurance Division (3ED32)
1650 Arch Street
Philadelphia, Pennsylvania 19103**

Date of Notice: June 6, 2019

DOCKET NUMBER: CWA-03-2019-0088

Comments will be accepted until July 16, 2019

In accordance with Section 309(g) of the Clean Water Act (CWA), 33 U.S.C. § 1319(g), the U.S. Environmental Protection Agency (EPA), Mid-Atlantic Region hereby gives notice that EPA is proposing an administrative civil penalty against the Respondent named below, for alleged violations at the facility listed below.

RESPONDENT:

Librandi's Plating
93 Airport Drive
Middletown, PA 17057

FACILITY:

Librandi's Plating

SUMMARY OF VIOLATIONS: Librandi's Plating is required to comply with the pretreatment standards issued under Section 307 of the Clean Water Act, 33 U.S.C. § 1317 and the Code of Federal Regulations section 40 C.F.R. § 433.17. EPA Mid-Atlantic Region alleges that Librandi's Plating discharged pollutants into a treatment work on multiple occasions, including discharge of water with chromium, nickel, zinc, or cyanide over the daily maximum concentrations and monthly average concentrations permissible. Librandi's Plating also failed to notify EPA of said discharges within 24 hours of discovery of the discharges.

PROPOSED ADMINISTRATIVE PENALTY: 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 assess an administrative civil penalty against Librandi's Plating in the amount of \$30,000. The total proposed penalty is consistent with 40 C.F.R. Part 19.

OPPORTUNITY FOR COMMENT: If you wish to comment on the amount or basis of the proposed assessment, 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. EPA will consider comments received within this forty (40) day period in the formulation of the final penalty assessment order. All comments must include the name, address, and telephone number of the writer and 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: You may request Information relevant to the proposed penalty assessment through the Regional Hearing Clerk.

REGISTRY OF INTERESTED PERSONS: If you are interested in a particular case or group of cases, you may leave your 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.

Nina Rivera
Senior Assistant Regional Counsel
U.S. Environmental Protection Agency
1650 Arch St. (3RC40)
Philadelphia, PA 19103
Phone: 215-814-2667
Email: rivera.nina@epa.gov

Michael Greenwald
U.S. Environmental Protection Agency
1650 Arch Street (3ED32)
Philadelphia, PA 19103
Phone: 215-814-2398
Email: greenwald.michael@epa.gov