

ARG Resources, Incorporated
NOTICE OF INTENT TO ISSUE PROPOSED ORDER
OPPORTUNITY FOR RESPONDENT TO REQUEST A HEARING
AND OPPORTUNITY FOR PUBLIC COMMENT

U.S. ENVIRONMENTAL PROTECTION AGENCY MID-ATLANTIC REGION
Enforcement & Compliance Assurance Division (3ED31)
1650 Arch Street
Philadelphia, Pennsylvania 19103

Date of Notice: FEB 6, 2020

Permit Nos.: PAS2R208AELK, PAS2R208BELK, PAS2R208CELK, PAS2R208DELK and PAS2R222AELK

Docket Number: SDWA-03-2020-0009DU

Comments will be accepted until [March 09, 2020].

In accordance with Section 1423(c)(3)(B) of the Safe Drinking Water Act (SDWA), 42 U.S.C. §§ 300(h)-2(c)(3)(B), notice is hereby given that the U.S. Environmental Protection Agency Region III (EPA Mid-Atlantic Region), is proposing to issue a proposed administrative Order against the Respondent named below for alleged violations of its Underground Injection Control (UIC) permits.

RESPONDENT:

ARG Resources, Incorporated, d/b/a Resources Preservation, Incorporated
285 Custom Lumber Lane, Kane, PA 16735

SUMMARY OF VIOLATIONS: EPA Mid-Atlantic Region alleges the following violations of the UIC regulations and UIC Permit Nos. PAS2R208AELK, PAS2R208BELK, PAS2R208CELK, PAS2R208DELK and PAS2R222AELK, which were identified during a comprehensive file review and multiple field inspections at Respondent's Elk County, Pennsylvania facilities in 2019:

1. failure to maintain mechanical integrity of some of the permitted injection wells;
2. failure to demonstrate non-endangerment of some of the permitted injection wells;
3. failure to properly plug and abandon some permitted injection wells and other abandoned wells.

These failures constitute violations of Sections 1421 and 1422 of the SDWA, 42 U.S.C. §§ 300h and 300h-1.

OPPORTUNITY FOR COMMENT: Persons wishing to comment on the proposed Order are invited to submit a statement to the EPA Mid-Atlantic Region Enforcement & Compliance Assurance Division Director, addressed to the attention of the SDWA & Wetlands Section Chief (address below), within 30 days of the date of this public notice. Comments received within this 30-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:

Andrew Dinsmore (3ED31)
SDWA & Wetlands Section Chief
U.S. EPA, Mid-Atlantic Region
1650 Arch Street
Philadelphia, PA 19103-2029
dinsmore.andrew@epa.gov

AVAILABILITY OF INFORMATION: Information relevant to the proposed Order may be requested through the SDWA & Wetland Section Chief.

REGISTRY OF INTERESTED PERSONS: Any person interested in a particular case or group of cases may leave their 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 representatives to learn more about this action.

Andrew Dinsmore
U.S. Environmental Protection Agency Region III
1650 Arch Street Mail
Code: 3ED31
Philadelphia, PA 19103-2029
dinsmore.andrew@epa.gov
215-814-3788

or

Morgan Rog
Office of Regional Counsel
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1650 Arch Street
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215-814-2150