

South Capitol Bridgebuilders

**NOTICE OF INTENT TO FILE CONSENT AGREEMENT AND FINAL ORDER
ASSESSING ADMINISTRATIVE PENALTY
AND
OPPORTUNITY FOR PUBLIC COMMENT**

**U.S. ENVIRONMENTAL PROTECTION AGENCY MID-ATLANTIC REGION
Enforcement & Compliance Assurance Division, Water Branch, NPDES Section (3ED32)
1650 Arch Street
Philadelphia, Pennsylvania 19103**

Date of Notice: May 18, 2020

DOCKET NUMBER: CWA-03-2020-0093

Comments will be accepted until June 27, 2020.

In accordance with Section 309(g) of the Clean Water Act (CWA), 33 U.S.C. § 1319(g) AND 40 CFR § 22.45, the U.S. Environmental Protection Agency Region III (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 in the amount of twenty thousand dollars (\$10,000) against the Respondent named below for alleged violations of its National Pollutant Discharge Elimination System (NPDES) permit.

RESPONDENT:

South Capitol Bridgebuilders
1220 12th Street SE
Washington, DC 20003

FACILITY:

South Capitol Street Corridor Phase 1/Frederick Douglass Memorial Bridge

SUMMARY OF VIOLATIONS: EPA Mid-Atlantic Region alleges the following violations of the Clean Water Act (CWA) and of the National Pollutant Discharge Elimination System (NPDES) permit which were discovered during a June 2019 inspection at South Capitol Street Corridor Phase 1/Frederick Douglass Memorial Bridge. Violations include:

1. Failure to post a notice of coverage;
2. Failure to properly implement SWPPP requirements;
3. Failure to properly maintain stormwater controls;
4. Failure to minimize sediment trackout; and
5. Failure to properly implement pollution prevention requirements.

More specifically, these failures constitute a violation of Section 301(a) of the CWA, 33 U.S.C. §§ 1311(a), and of the NPDES General Permit for Discharges of Stormwater from Construction Activities (Permit).

OPPORTUNITY FOR COMMENT: If you wish to comment on the CAFO submit a statement to the EPA Mid-Atlantic Region Enforcement & Compliance Assurance Division Director, 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.

Address all comments to:
Regional Hearing Clerk
Email: r3_hearing_clerk@epa.gov

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.

Louis Ramalho
Senior Assistant Regional Counsel
U.S. Environmental Protection Agency
1650 Arch St. (3RC40)
Philadelphia, PA 19103
Phone: 215-814-2681
Email: ramalho.louis@epa.gov

Kaitlin McLaughlin
U.S. Environmental Protection Agency
1650 Arch Street (3ED32)
Philadelphia, PA 19103
Phone: 215-814-2393
Email: mclaughlin.kaitlin@epa.gov