

EPA CWA Inspection and Enforcement



**What to expect
when EPA shows
up at your door**

Who will inspect my construction project?

- Project is on tribal land – EPA is the permitting authority.
- Project on state land – State is the permitting authority.
- Project may include both state and tribal lands.
- Others – local tribal requirements, DOT requirements.



EPA Inspection Process

- Typically EPA sends letter announcing time and date of inspection.
- EPA has the authority to conduct an inspection unannounced.
- Site Visit
 - Opening conference – overview of the site
 - Review SWPPP and storm water inspection reports
 - Tour site
 - Closing Conference

Walk Through of EPA Inspection Checklist

- [Construction SW insp form.pdf](#)



What can I do to be prepared for an inspection?

- Have appropriate people available.
- Have paperwork ready.
- Have prepared any questions about the permit requirements or other compliance concerns.



Information Letters

- To gain further information about a construction site, EPA may issue a CWA 308 letter.
- Provide required information by the due date.
- If extension is needed ask early.
- Ask any clarifying questions of the EPA contact.
- When submitting information, don't forget to sign certification statement.



Enforcement

- If a construction site is not in compliance, EPA has several tools:
 - Compliance Assistance Letter (tribal entity only)
 - Order or Order on Consent
 - Penalty Action (Administrative or Judicial)

