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.

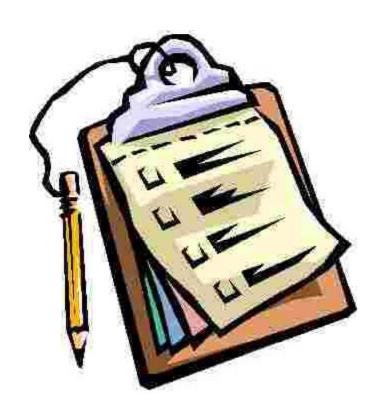


EPA Inspection Process

- 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 AssistanceLetter (tribal entity only)
 - Order or Order on Consent
 - Penalty Action(Administrative or Judicial)

