



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 10

1200 Sixth Avenue, Suite 900
Seattle, Washington 98101-3140

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EXPEDITED SETTLEMENT AGREEMENT

HEARINGS CLERK
EPA--REGION 10

DOCKET NO: CAA-10-2009-0180
This ESA is issued to: City of Pullman Wastewater Treatment Plant
1025 NW Guy Street, Pullman, Washington 99163

This Expedited Settlement Agreement (ESA) is being entered into by the Complainant, U.S. Environmental Protection Agency Region 10 (EPA), and by Respondent pursuant to Section 113(a)(3) and (d) of the Clean Air Act, 42 U.S.C. § 7413(a)(3) and (d), and by 40 C.F.R. § 22.13(b). On August 31, 2005, EPA obtained the concurrence of the U.S. Department of Justice, pursuant to Section 113(d)(1) of the Act, 42 U.S.C. § 7413(d)(1), to pursue this administrative enforcement action.

ALLEGED VIOLATIONS

EPA found that Respondent had violated regulations implementing Section 112(r) of the Act at 40 C.F.R. Part 68 by failing to comply with the regulations as noted on the enclosed Risk Management Plan Inspection Findings and Alleged Violations Summary, which is hereby incorporated by reference.

SETTLEMENT

In consideration of Respondent's size of business, its full compliance history, its good-faith effort to comply, and other factors as justice may require, and upon consideration of the entire record, the parties enter into the ESA in order to settle the violations, described in the enclosed Summary for the total penalty amount of **\$3,720**.

This settlement is subject to the following terms and conditions:

Respondent, by signing below, waives any objections that it may have regarding jurisdiction, neither admits nor denies the specific factual allegations contained herein and in the Summary, and consents to the assessment of the penalty as stated above.

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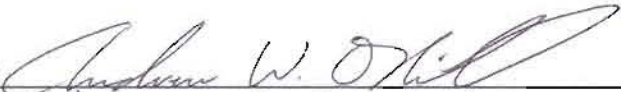
JUN 29 2009

Environmental
Cleanup Office

This ESA is binding on the parties signing below.


This ESA is effective upon filing with the Regional Hearing Clerk.

FOR RESPONDENT:

Signature: 
 Name (print): Andrew Winston O'Neill
 Title (print): Wastewater Treatment Plant Supervisor
 Cost to correct violation(s): \$12,469.00

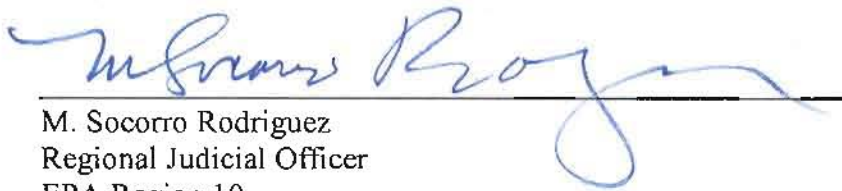
Date: 6/25/09

FOR COMPLAINT:


 Wally Moon
 Preparedness and Prevention Team Leader
 Emergency Response Unit
 Office of Environmental Cleanup

Date: 6/30/09

I hereby ratify the ESA and incorporate it herein by reference. It is so ORDERED.


 M. Socorro Rodriguez
 Regional Judicial Officer
 EPA Region 10

Date: 7/7/09

CERTIFICATE OF SERVICE

The undersigned certifies that the original of the attached **EXPEDITED SETTLEMENT AGREEMENT** in **In the Matter of: City of Pullman Wastewater Treatment Plant, DOCKET NO.: CAA-10-2009-0180** was filed with the Regional Hearing Clerk on July 9, 2009.


On July 9, 2009, the undersigned certifies that a true and correct copy of the document was delivered to:

Bob Hartman, Esquire
US Environmental Protection Agency
1200 Sixth Avenue, ORC-158
Seattle, WA 98101

Further, the undersigned certifies that a true and correct copy of the aforementioned document was placed in the United States mail certified/return receipt on July 9, 2009, to:

City of Pullman Wastewater Treatment Plant
Andrew Winston O'Neill
Wastewater Treatment Plant Supervisor
1025 NW Guy Street
Pullman, WA 99163

DATED this 9th day of July 2009.



Carol Kennedy
Regional Hearing Clerk
EPA Region 10