



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 2  
290 BROADWAY  
NEW YORK, NY 10007-1866

**JUNE 1, 2020**

**VIA E-MAIL**

Meir Indig, Owner  
MYM Management Corp. and  
Teverya Equities, LLC  
32 Van Buren Drive, Unit 201  
Monroe, New York 10950

Re: **Final Expedited Settlement Offer/Consent Agreement and Final Order  
MYM Management and Teverya Equities, LLC, Kiryas Joel, NY  
Docket No. CWA-02-2020-3301  
EPA Unpermitted Tracking No. NYU009845**

Dear Mr. Indig:

Enclosed is a copy of the signed Expedited Settlement Offer (“ESO”) Agreement entered into as part of the Consent Agreement and Final Order (“CAFO”).

EPA acknowledges that the COVID-19 pandemic may be impacting your operations. If that is the case, please contact us and we will consider your specific circumstances in determining an appropriate timeline for payment of the penalty.

As you agreed to in this Expedited Storm Water Settlement Agreement, payment of the settlement penalty amount (**\$13,200**) must be made within ten (10) days from the date of receipt of this letter, which contains the agreement which has been “So Ordered” and is effective. The payment and a copy of the Agreement must be sent via certified mail to:

U.S. Environmental Protection Agency  
Fines and Penalties – Cincinnati Finance Center  
**In the Matter of: MYM Management Corp. and Teverya Equities, LLC**  
**Docket No. CWA-02-2020-3301**  
PO Box 979077  
St. Louis, MO 63197-9000

The payment for the penalty amount must be in the form of a bank, cashiers or certified check payable to the “Treasurer, United States of America” with EPA and the Docket Number of the Expedited Settlement Agreement written on the check.

A copy of the check payment of the penalty amount must also be sent via certified mail, express mail or equivalent to the following addresses for our records:

Regional Hearing Clerk  
U.S. Environmental Protection Agency, Region 2  
290 Broadway, 16<sup>th</sup> Floor  
New York, NY 10007-1866

**And by Email to**

Justine Modigliani, P.E., Chief  
Clean Water Act Compliance Section, Water Compliance Branch  
U.S. Environmental Protection Agency, Region 2  
290 Broadway, 21<sup>st</sup> Floor  
New York, NY 10007-1866  
[Modigliani.Justine@epa.gov](mailto:Modigliani.Justine@epa.gov)

Please note, that once full payment is made, this settles all civil penalties claims against **MYM Management Corp. and Teverya Equities, LLC** only for the Clean Water Act violations described in the ESO and/or CAFO. If you have any questions concerning the above, please contact Ms. Justine Modigliani, P.E., Chief, Compliance Section at (212) 637-4268.

Sincerely,



for  
Dore LaPosta, Division Director  
Enforcement and Compliance Assurance Division

Enclosure

cc: Ed Hampston, Director, Bureau of Water Compliance, NYSDEC  
Natalie Browne, NYSDEC Region 3 via email [natalie.browne@dec.ny.gov](mailto:natalie.browne@dec.ny.gov)  
Joel Mann, Branch and Mann, Associates, Consultant for Teverya Equities, [joel@bmassoc.com](mailto:joel@bmassoc.com)



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY - REGION 2**  
**Enforcement and Compliance Assurance Division**  
**290 Broadway, 21<sup>st</sup> Floor, New York, NY 10007**  
**EXPEDITED SETTLEMENT AGREEMENT**

**Docket Number: CWA-02-2020-3301, NPDES Unpermitted No.: NYU009845**

The undersigned representatives of the United States Environmental Protection Agency (EPA) and **Teverya Equities, LLC and MYM Management** (Respondents), enter into this Expedited Settlement Agreement (Agreement) to resolve Respondent's civil penalty liability for **allegedly discharging storm water without a permit from the Teverya Way (2 Teverya Way) Construction site into Tributary No. 25 of the Ramapo River without a State Pollutant Discharge Elimination System ("SPDES") Permit.**

The EPA finds that: (1) Respondent discharged storm water from the Site that disturbed more than 1 acre, without authorization by any construction stormwater permit issued pursuant to the Clean Water Act (Act) in violation of Section 301 of the Act, 33 U.S.C. § 1311]; (2) Respondent is a "person" as defined in Section 502(5) of the Act, 33 U.S.C. § 1362(5); and (3) Respondent is responsible for the alleged violations specified in the attached Expedited Settlement Offer Worksheet – Findings and Alleged Violations (Form). The Form is incorporated into this Agreement by reference.

The EPA also finds, and Respondent admits, that the EPA has jurisdiction over this matter pursuant to Section 309(g) of the Act, 33 U.S.C. § 1319(g), and 40 C.F.R. Part 22. Respondent neither admits nor denies the violations alleged in the Form.

Respondent agrees to pay a civil penalty of **\$13,200**. Respondent waives the rights (1) to contest the allegations in the Form and (2) to appeal any final order an EPA Regional Judicial Officer may issue to ratify this Agreement (Final Order). The civil penalty will be due no later than 10 days after the issuance of the Final Order and shall be made in accordance with the attached Expedited Settlement Agreement Payment Instructions.

By signing this Agreement, Respondent certifies that: (1) the alleged violations listed in the Form have been corrected, and Respondent has submitted true and accurate documentation to the EPA of such correction; and (2) consistent with Section 162(f)(1) of the Internal Revenue Code, 26 U.S.C. § 162(f)(1), Respondent will not deduct penalties paid under this Agreement for federal tax purposes.

**Regional Hearing Clerk**  
**U.S. EPA, Region 2**

**Fines and Penalties, Cincinnati Finance Center**  
**In the Matter of: Teverya Equities and MYM Management**  
**Docket No.: CWA-02-2020-3301**  
**P.O. Box 979077**  
**St. Louis, MO 63197-9000**

This Agreement, upon incorporation into the Final Order and full satisfaction by the parties, shall be a complete and full resolution of Respondent's liability for federal civil penalties for the violations of the Permit and or Section 301(a) of the Clean Water Act alleged in the Form. This Agreement does not affect the right of the EPA or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law or to issue an administrative compliance order, e.g., for any uncorrected violations listed in the Form. Nothing in this Agreement shall relieve Respondent of the duty to comply with the Act and any regulation, order, or permit issued pursuant to the Act.

Prior to requesting that an EPA Regional Judicial Officer issue the Final Order, the EPA will provide public notice of this Agreement and a reasonable opportunity for the public to comment on it. The EPA will address any comments on this Agreement in accordance with Section 309(g)(4) of the Act, 33 U.S.C. § 1319(g)(4), and 40 C.F.R. § 22.45.

APPROVED BY RESPONDENT:

Name  
 (print): Mayer Indig

Title  
 (print): President

Signature: *Mayer Indig* Date: 2/5/20

APPROVED BY EPA:

Signed by EPA Region-ECAD \_\_\_\_\_ Date: 2/11/2020

Dore LaPosta, Director  
 Enforcement and Compliance Assurance Division

More than 40 days have elapsed since the issuance of public notice pursuant to Section 309(g)(4)(A) of the Act, 33 U.S.C. § 1319(g)(4)(A), and EPA has received no comments concerning this matter.

Having determined that this Agreement is authorized by law,  
 IT IS SO ORDERED:

 for \_\_\_\_\_  
 Date: \_\_\_\_\_

Dore LaPosta, Director  
 Enforcement and Compliance Assurance Division