



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

10 AUG 2009

REPLY TO THE ATTENTION OF:  
LR-8J

**CERTIFIED MAIL #7001 0320 0006 1452 3208**  
**RETURN RECEIPT REQUESTED**

Mr. Randy L. Church  
Federal Bureau of Prisons  
Highway 40 & 4<sup>th</sup> Street  
Post Office Box 4000  
Greenville, Illinois 62246

**RUST-05-2009-0010**

Re: Notice of Violation and Compliance Order/Settlement Agreement for the Federal Bureau of Prison facility, Highway 40 and 4<sup>th</sup> Street, Post Office Box 4000, Greenville, Illinois.

Dear Mr. Church:

On May 14, 2009, the U.S. Environmental Protection Agency, RCRA Programs Section issued a Notice of Violation and a Compliance Order/Settlement Agreement concerning underground storage tank (UST) violation (i.e., spill prevention), found at the Federal Bureau of Prison facility, Highway 40 and 4<sup>th</sup> Street, Post Office Box 4000, Greenville, Illinois. This letter is to inform you that we have received your signed copy of the Settlement Agreement, dated June 26, 2009, and your supporting documentation stating that the UST violation was addressed. In addition, we received your check/ intra-government transfers of credit for a total of \$300.00 in penalties.

The Settlement Agreement states that it is effective upon EPA's final approval. This is to inform you that I have enclosed a signed and dated copy of the approved Settlement Agreement. The original Settlement Agreement will remain in the EPA's files. We also have accepted and processed your check as part of the settlement process. If you have any further questions, please feel free to contact Arturo Cisneros, of my staff, at 312/886-7447.

Sincerely,

A handwritten signature in cursive script that reads "Willie H. Harris".

Willie H. Harris, P.E.  
Chief, RCRA Branch  
Land and Chemicals Division

Enclosure

U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA), REGION 5 U I #  
77 West Jackson Boulevard (LR-8J), Chicago, Illinois 60604-3590 RS-UST-09-007-AC

UNDERGROUND STORAGE TANK (UST) FIELD CITATION FORM FOR EXPEDITED SETTLEMENT NO.

Part I: INSPECTION SUMMARY

Part II: SETTLEMENT AGREEMENT/COMPLIANCE ORDER

On 5-14-09 Time 10:15  
(Date of Violation) (a.m. or p.m.)

At Federal Bureau of Prisons  
(Name of Facility)

Address: Hwy 40 + 4<sup>th</sup> St, Greenville  
IL, 62246

(Name of On site Representative if not the Owner or Operator)

Name and address of the UST Owner or Operator (circle which applies)

Name: Mr. Rick Roth

Address: (same as above)

A duly designated officer, employee, or representative of the EPA or a duly designated officer or employee of the State or Tribe inspected this facility. EPA has reviewed the inspection report and other relevant materials and has identified the following violation(s) of the UST regulations promulgated or approved by EPA under Subtitle I of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. § 6991 et seq.).

1. Violation: Failure to use spill prevention system  
Cite: 40 CFR 280.20(c) Proposed Penalty: \$ 300

2. Violation: \_\_\_\_\_  
Cite: 40 CFR Proposed Penalty: \$ \_\_\_\_\_

3. Violation: \_\_\_\_\_  
Cite: 40 CFR Proposed Penalty: \$ \_\_\_\_\_

4. Violation: \_\_\_\_\_  
Cite: 40 CFR Proposed Penalty: \$ \_\_\_\_\_

5. Violation: \_\_\_\_\_  
Cite: 40 CFR Proposed Penalty: \$ \_\_\_\_\_

TOTAL PROPOSED PENALTY: \$ 300

EPA finds the Owner or Operator in violation of the above referenced UST regulations.

[Signature] Date: 5-14-09  
(Signature of EPA Inspector)

A. Settlement Agreement: The Owner or Operator by signing this Settlement Agreement (or by having an authorized representative sign it) agrees to settle the violations identified in Part I, subject to the following terms and conditions:

The Owner or Operator certifies, subject to civil and criminal penalties for making a false submission to the U. S. Government, that he or she has corrected the violations, submitted true and accurate documentation of their correction, and submitted payment to the U.S. Treasury for the amount of \$ \_\_\_\_\_ in payment of the full proposed penalty amount, as described in Part I of this Form.

The Owner or Operator agrees to comply with the terms of the Compliance Order in Part II.B. Without admitting liability for the violations cited in Part I, the Owner or Operator signing below waives any objections to EPA's jurisdiction with respect to the Compliance Order and this Settlement Agreement, and consents to EPA's final approval of this Settlement Agreement without further notice. The Owner or Operator waives the opportunity for a public hearing pursuant to RCRA section 9006.

Once EPA signs the Settlement Agreement, EPA will take no further enforcement action against the Owner or Operator for the civil violations described in Part I, provided the violations have been timely corrected and the penalty has been paid. EPA does not waive its right to enforce against the Owner or Operator for any other violations not described in Part I and violations of the UST requirements or other requirements listed in Part I that were not corrected in a timely manner.

This Settlement Agreement and Compliance Order will become effective once signed by EPA and is binding on EPA and the Owner or Operator upon signature by both parties. Final approval of the Settlement Agreement and Compliance Order is in the sole discretion of the Regional Administrator, Region 5, EPA, or his or her authorized delegate. Upon final approval, EPA shall mail a copy of this document to the Owner or Operator signing below.

SIGNATURE BY OWNER, OPERATOR, OR AUTHORIZED REPRESENTATIVE:

X Name (Print): Randy L. Church  
X Title (Print): FACILITY MANAGER  
Signature [Signature] Date: 6-26-09

B. Compliance Order. This Compliance Order is issued under the authority of RCRA section 9006 to resolve the civil violations identified in Part I. The Owner or Operator is ordered to correct the violations, submit true and accurate documentation that the violations were corrected, and pay the total penalty amount listed in Part I of this Form. This Compliance Order shall become final and enforceable only upon signature by an EPA official with the authority to sign this document.

SIGNATURE BY EPA APPROVING THE SETTLEMENT AGREEMENT AND COMPLIANCE ORDER:

Name (Print): Willie H. Harris  
Title (Print): Chief, RB, LCD  
Signature [Signature] Date: 8/6/09

Notes:



AUG 10 2009

REGIONAL HEARING CLERK  
U.S. ENVIRONMENTAL  
PROTECTION AGENCY

BA#2750906M012

Start Date: 06/24/2009 End Date: 06/24/2009

65172

Originating ALC	Customer ALC	Submitter ALC	<b>PAYMENT</b>
15100439	68010727		
Document Reference Number	Summary Amount		
75000437	\$300.00		
Accomplished Date	Accounting Date	Number of Detail(s)	Originator DO Symbol
06/24/2009	06/30/2009	1	X0750
ALC Contact			Contact Phone
CLAYTON GRISSOM			6186646401
Contact Email			
cgrissom@bop.gov			

Credit

Detail Number	Receiver Treasury Account Symbol	Receiver DUNS+4	Sender Treasury Account Symbol	Sender DUNS+4
1	681099		1591060	
	Receiver BETC	Receiver DUNS	Sender BETC	Sender DUNS

Purchase Order Number	Invoice Number	
DJBGREIP110031	IIS2036	
Obligating Document Number	Requisition Number	Contract Number
IP110031		
CLIN	Jas Number	

ACT(trace number)	Job (Project) Number	Pay Flag	Receiver Dept Code
		F	68

Unit of Issue	Quantity	Unit Price	Detail Amount
EA	1.00	\$300.00	\$300.00 CREDIT

ACRN	Accounting Classification Code	FSN/AAA/ADSN	DOD Activity Address Code
		0	

Transaction Contact	Contact Phone
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LIABILITY ✓

Transaction Description	Miscellaneous Information
UST FIELD CITATION # R5-UST-09-007-A	

FEDERAL BUREAU OF PRISONS

CI UST0509007A

CI 80 300.00

REGION 5

BLAKE

6-30-09