

**FILED**

**Aug 28, 2025**

**3:57 pm**

**U.S. EPA REGION 3  
HEARING CLERK**

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 3  
Philadelphia, Pennsylvania 19103**

In the Matter of: :  
:   
Weirton Area Water Board : U.S. EPA Docket No. SDWA-03-2025-0049DS  
125 N Bellview Drive :   
Weirton, West Virginia 26062 : Proceeding under Section 1414(g) of the  
Respondent. : Safe Drinking Water Act, as amended,  
: 42 U.S.C. Section 300g-3(g)  
:   
PWS ID No. WV3300516 :   
:   
System. :   
:

**ADMINISTRATIVE ORDER ON CONSENT**

**I. STATUTORY AUTHORITY**

The United States Environmental Protection Agency, Region 3 ("EPA" or the "Agency") has made the following FINDINGS OF FACT and issues this ADMINISTRATIVE ORDER ON CONSENT (the "Order") pursuant to Section 1414(g) of the Safe Drinking Water Act ("SDWA" or the "Act"), 42 U.S.C. § 300g-3(g). The Administrator of the EPA has delegated the authority to take these actions to the Regional Administrator of the EPA, Region 3, who has redelegated these authorities to the Director of the Enforcement and Compliance Assurance Division, the EPA Region 3.

**II. FINDINGS OF FACT, JURISDICTIONAL ALLEGATIONS, AND CONCLUSIONS OF LAW**

1. Section 1414(g)(1) of the SDWA, 42 U.S.C. § 300g-3(g)(1), provides that, "[i]n any case in which the Administrator is authorized to bring a civil action under this section or under [section 1445 of the SDWA, 42 U.S.C. § 300j-4], with respect to any applicable requirement, the Administrator also may issue an order to require compliance with such applicable requirement."
2. Pursuant to section 1414(i)(4) of the Act, 42 U.S.C. § 300g-3(i)(4), an "applicable requirement" includes "a requirement of . . . an applicable State program for which the Administrator has made a determination that the requirements of [section 1413 of the

SDWA, 42 U.S.C. § 300g-2] have been satisfied, or an applicable State program approved pursuant to this part.”

3. In accordance with Section 1411 of SDWA, 42 U.S.C. § 300g, national primary drinking water regulations shall apply to each public water system in each state. *See also* 40 C.F.R. § 141.3.
4. A “public water system (‘PWS’)” is defined in Section 1401(4)(A) of SDWA, 42 U.S.C. § 300f(4)(A), as, “a system for the provision to the public of water for human consumption through pipes or other constructed conveyances, if such system has at least fifteen service connections or regularly serves at least twenty-five individuals.”
5. A “community water system (‘CWS’)” is defined in Section 1401(15) of SDWA, 42 U.S.C. § 300f(15), as a PWS that serves at least fifteen service connections used by year-round residents or that regularly serves at least twenty-five year-round residents.
6. Section 1414(a)(1)(A) of the Act, 42 U.S.C. § 300g-3(a)(1)(A), provides that whenever the Administrator finds during a period during which a State has primary enforcement responsibility for public water systems that any public water system for which a variance under Section 1415 of the Act, 42 U.S.C. § 300g-4, or an exemption under Section 1416 of the Act, 42 U.S.C. § 300g-5, is not in effect, does not comply with any applicable requirement, he shall so notify the State and such public water system and provide such advice and technical assistance to such State and public water system as may be appropriate to bring the system into compliance with the requirement by the earliest feasible time.
7. Section 1414(a)(1)(B) of the Act, 42 U.S.C. § 300g-3(a)(1)(B), provides that if, beyond the thirtieth day after the Administrator’s notification under Section 1414(a)(1)(A) of the Act, 42 U.S.C. § 300g-3(a)(1)(A), the State has not commenced appropriate enforcement action, the Administrator shall issue an order under Section 1414(g) of the Act, 42 U.S.C. § 300g-3(g), requiring the public water system to comply with such applicable requirement or the Administrator shall commence a civil action under subsection (b).
8. The State of West Virginia has primary enforcement responsibility for public water systems pursuant to the EPA’s final determination that the State has met the requirements of Section 1413 of the Act, 42 U.S.C. § 300g-2, and 40 C.F.R. § 142.10, effective March 1, 1978, thus the West Virginia regulations are the applicable requirements.

9. Weirton Area Water Board (“Respondent”) is a public water utility organized and operating under the laws of the State of West Virginia and as such, is a “person” as that term is defined in Section 1401(12) of SDWA, 42 U.S.C. § 300f(12), and 40 C.F.R. § 141.2.
10. Respondent is a “supplier of water” as defined by Section 1401(5) of SDWA, 42 U.S.C. § 300f(5), and 40 C.F.R. § 141.2 because it owns and/or operates a public water system.
11. Respondent is the owner and/or operator of the PWS, Identification Number WV3300516, located at 125 North Bellview Dr, West Virginia 26062, which provides water for human consumption (the “System”).
12. The System provides water from a surface water source. The System serves approximately 22,694 people and has 9,406 service connections year-round and therefore, the System is a CWS, as defined by Section 1401(15) of the SDWA, 42 U.S.C. § 300f(15) and 40 C.F.R. § 141.2.
13. On June 6 through 8, 2023, the EPA conducted an announced SDWA Compliance Inspection under Section 1445 of the SDWA, 42 U.S.C. § 300j-4, of the Weirton Area Water Board.
14. On August 21, 2024, the EPA issued a Notice of Violation (NOV) (EPA Docket No. SDWA-03-2024-6-VS) to Respondent for violating certain provisions of SDWA, the National Primary Drinking Regulations, and the implementing State regulations.
15. On February 28, 2025, the EPA provided the State of West Virginia, through the West Virginia Department of Health (“WVDH”), notice of the issuance of the NOV, EPA Docket No. SDWA-03-2024-6-VS, to Respondent.
16. Pursuant to Section 1414(g)(2) of SDWA, 42 U.S.C. § 300g-3(g)(2), the EPA has provided the WVDH, an opportunity to confer with the Agency regarding the Order.
17. Pursuant to Section 1414(g)(2) of SDWA, 42 U.S.C. § 300g-3(g)(2), a copy of this Order will be provided to the WVDH.
18. The State of West Virginia has primary enforcement responsibility for public water systems pursuant to the EPA’s final determination that the State has met the requirements of Section 1413 of the Act, 42 U.S.C. § 300g-2, and 40 C.F.R. § 142.10, effective March 1, 1978, with the applicable requirements found at W.Va. Code § 64-77.

**COUNT 1**

**FAILURE TO PROVIDE AN OVERFLOW PIPE OF SUFFICIENT DIAMETER**

19. The preceding paragraphs are incorporated herein by reference.
20. Pursuant to W.Va. Code § 64-77-9.1.f.3 Finished Water Storage, Overflow, “[t]he overflow pipe shall be of sufficient diameter to permit waste of water in excess of the filling rate.”
21. During the EPA’s SDWA Compliance Inspection in June 2023 (“Inspection”), the inspector observed the overflow pipe for Skyview Tank Number One (1) (“Skyview One”) was not of sufficient diameter compared to the 150,000-gallon storage capacity of the tank to permit waste in excess of the filling rate.
22. Respondent’s failure to have an overflow pipe at Skyview One Tank that meets the needs of the tank is a violation of W.VA Code § 64-77-9.1.f.3 and the SDWA.

**COUNT 2**

**FAILURE TO PROVIDE AN OVERFLOW WITH A PROPER AIR GAP AND SPLASH PLATE**

23. The preceding paragraphs are incorporated herein by reference.
24. Pursuant to W.VA. Code § 64-77-9.1.f Overflow, “[a]ll storage structures shall be provided with an overflow that is brought down to an elevation between twelve (12) and twenty-four (24) inches above the ground surface and that discharges over a drainage inlet structure or a splash plate. ...”
25. During the EPA’s SDWA Compliance Inspection in June 2023, the inspector observed the overflow pipe for the Skyview One was located at the top of the tank, and thus was not piped down to an elevation between 12 and 24 inches above the ground surface over a splash plate, as required by W.VA. Code § 64-77-9.1.f.
26. Additionally, the overflow for the Penco Tank (a storage structure) was flush to the ground and not piped to an elevation between 12 and 24 inches above the ground surface as required by W.VA. Code § 64-77-9.1.f.

27. Respondent's failures to provide an overflow brought down to an elevation between twelve (12) and twenty-four (24) inches above ground surface and that discharges over a drainage inlet structure or a splash plate for the Skyview One and Penco tanks are violations of W.Va. Code § 64-77-9.1.f and the SDWA.

**COUNT 3**

**FAILURE TO MAINTAIN PLANT FACILITIES AND CRITICAL ASSETS**

28. The preceding paragraphs are incorporated herein by reference.
29. Pursuant to W. VA. Code § 150-7-7-7.1.1 Construction and maintenance of the plant, "[a] utility shall at all times construct and maintain its entire plant and system in such condition that it will furnish safe, adequate and continuous service."
30. During the EPA's SDWA Compliance Inspection in June 2023, the inspector observed corrosion on the interior and exterior of the base of the Town pumps, as well as the drainage pipe for the pump's Ranney Well.
31. The defects observed on the Town Pumps, and the drainage pipe could lead to the introduction of potential contaminants and as such are conditions that may lead to Respondent not furnishing safe, adequate and continuous service of water.
32. Respondent's failure to: 1) remedy the corrosion on the Town Pumps and drainage pipe for the Ranney Well are failures to maintain its entire plant and system in such condition that it will furnish safe, adequate and continuous service of water in violation of W. VA. Code §§ 150-7-7-7.1.1, and the SDWA.

**COUNT 4**

**FAILURE TO REPLACE OR REGENERATE THE MEDIA USED FOR FILTRATION**

33. The preceding paragraphs are incorporated herein by reference.
34. Pursuant to W. VA. Code § 64-77-6.3.a.7.C. Types of filter media, granular activated carbon (GAC):

Granular activated carbon media may be considered. The design shall include the following: the media shall meet the basic specifications for filter media as given in this section except that larger size media may be allowed by the BPH where full scale tests have demonstrated that treatment goals can be met under all conditions; there shall be

provisions for a free chlorine residual and adequate contact time in the water following the filters and prior to distribution, there shall be means for periodic treatment of filter material for control of bacteria and other growth; and provisions shall be made for frequent replacement or regeneration if GAC is used for filtration.

35. During the EPA's SDWA Compliance Inspection in June 2023, Respondent's System representatives reported that the System utilizes GAC as filtration media, but that the GAC had not been replaced since 2017. During the Compliance Inspection, Respondent's System representatives were unable to show provisions for frequent replacement or regeneration of the GAC.
36. Respondents' failure to frequently replace or regenerate the media used for filtration (GAC), is a violation of W. VA. Code § 64-77-6.3.a.7.C. and the SDWA.

#### **COUNT 5**

#### **FAILURE FOR THE SYSTEM TO BE EQUIPPED WITH SELF-CONTAINED BREATHING APPARATUS**

37. The preceding paragraphs are incorporated herein by reference.
38. Pursuant to W. Va. Code § 64-77-7.4.b. Chemical Application, Respiratory protection equipment:  
  
Respiratory protection equipment, meeting the requirements of the National Institute for Occupational Safety and Health (NIOSH), shall be available where chlorine gas is handled and shall be stored at a convenient location but not inside any room where chlorine is used or stored. The units shall use compressed air, have at least thirty (30) minute capacity and be compatible with or exactly the same as units used by the fire department responsible for the plant.
39. The System was not equipped with any self-contained breathing apparatus ("SCBA"), or other NIOSH approved respiratory protection equipment in an area where chlorine gas is used at the Facility.
40. Respondent's use of chlorine gas at the Facility and failure to have any NIOSH approved respiratory protection equipment at a convenient location at the System is a violation of W. Va. Code § 64-77-7.4.b. and the SDWA.

**COUNT 6**  
**FAILURE TO PROVIDE SECONDARY CONTAINMENT FOR CHEMICAL STORAGE**  
**CONTAINERS AND DRAINS**

41. The preceding paragraphs are incorporated herein by reference.
42. Pursuant to W. Va. Code § 64-77-7.2.i., Storage of chemicals, "...[l]iquid chemical storage tanks shall have a liquid level indicator, have an overflow and a receiving basin or drain capable of containing accidental spills or overflow, provide for sufficient containment volume to prevent accidental discharge in the event of failure of the largest tank."
43. During the EPA's SDWA Compliance Inspection in June 2023, the inspector observed the bulk tank for ferric chloride (a liquid chemical) was not equipped with any containment for overflow and had no receiving basin or drain capable of containing accidental spills or overflow to prevent an accidental discharge or spillage.
44. Additionally, the inspector observed the chemical storage containers for other liquid chemicals at the chemical building and zinc orthophosphate and fluoride feeding room had no overflow or receiving basin or drain capable to contain accidental spills or leaks.
45. Respondent's failure to provide overflows or receiving basins or drains capable to contain accidental spills or leaks for chemical storage containers and drains is a violation of W. Va. Code § 64-77-7.2.i and the SDWA.

**COUNT 7**  
**FAILURE TO ENSURE OVERFLOW FOR TANKS OPEN DOWNWARD**

46. The preceding paragraphs are incorporated herein by reference.
47. Pursuant to W. Va. Code § 64-77-9.1.f.2., Overflow, "[t]he overflow of a ground-level structure shall open downward and be screened with twenty-four (24) mesh non-corrodible screen installed within the pipe at a location least susceptible to damage by vandalism."
48. During the EPA's SDWA Compliance Inspection in June 2023, the inspector observed the overflows for the Lee Ave Tank had a coarse screen that was not 24-mesh.
49. Additionally, the Maryland tank overflows had coarse screens that were not 24-mesh and did not have the requisite downward facing elbow.

50. Respondent's failure to ensure that overflows are screened with 24-mesh corrosion resistant screens for the Lee Avenue and Maryland tanks and that overflows for the Maryland tank open downward is a violation of W. Va. Code § 64-77-9.1.f.2. and the SDWA.

**COUNT 8**

**FAILURE TO REPAIR AND MAINTAIN THE OVERFLOW PIPE ON FINISHED WATER STORAGE STRUCTURE**

51. The preceding paragraphs are incorporated herein by reference.
52. Pursuant to W. Va. Code § 64-77-9.1 Finished Water Storage, General, "The materials and designs used for finished water storage structures shall provide stability and durability as well as protect the quality of the stored water. ..."
53. Pursuant to W. VA. Code § 150-7-7-7.1.1 Construction and maintenance of the plant, "[a] utility shall at all times construct and maintain its entire plant and system in such condition that it will furnish safe, adequate and continuous service."
54. During the EPA's SDWA Compliance Inspection in June 2023, the inspector observed that the overflow pipe for the Skyview Tank Number Two (2), ("Skyview Two") had a hole and was heavily corroded. The poor condition of the overflow pipe exposes the water and can degrade the quality of the stored water, thus the tank is not stable nor durable as stored water can be contaminated through corroded areas and holes.
55. Respondent's inattention to the corrosion and holes in Skyview Two represents a failure to repair and maintain the overflow pipe for the Skyview Two in a stable and durable manner for safe and adequate service is a violation of W. Va. Code §§ 64-77-9.1, 150-7-7-7-1.1, and the SDWA.

III. ORDER FOR COMPLIANCE

Based on the foregoing FINDINGS, and pursuant to the authority of Section 1414(g) of SDWA, 42 U.S.C. § 300g-3(g), Respondent is HEREBY ORDERED, and consents, to:

56. Comply with all provisions of the SDWA and its implementing regulations.
57. Within 60 days of the Effective Date of this Order, Respondent shall provide overflows



that open downward and are screened with 24-mesh corrosion screens on both the Lee Avenue and Maryland tanks.

58. Within 60 days of the Effective Date of this Order, Respondent shall repair and maintain the overflow pipe for the Skyview Two to be of sufficient diameter.
59. Within 90 days of the Effective Date of this Order, Respondent shall provide an air gap that is between 12-24 inches above the ground for the Skyview Two and Penco tanks.
60. Within 90 days of the Effective Date of this Order, Respondent shall remedy the corrosion on the Town Pumps and drainage pipe for the Ranney Well.
61. Within 90 days of the Effective Date of this Order, Respondent shall be equipped with a self-contained breathing apparatus or other National Institute for Occupational Safety and Health approved respiratory equipment on site.
62. Within 180 days of the Effective Date of this Order, Respondent shall provide an overflow pipe that provides an overflow that meets regulatory requirements for the Skyview One.
63. By October 30, 2025, Respondent shall construct a secondary containment structure around the ferric chloride storage tank.
64. By October 30, 2025, Respondent shall provide and install secondary containment structures for the flouride, polyphosphate, and caustic bulk storage containers.
65. By November 17, 2025, Respondent shall replace or regenerate the media used for filtration.
66. After completing each task in paragraphs 56 through 65, Respondent shall provide documentation to confirm compliance with each paragraph no later than 10 days after completion of each task.
67. Reporting Requirement. Respondent shall submit written progress reports for the actions described in this Section. The written reports shall be submitted by Respondent within thirty (30) days after the end of each quarter ending December 31, March 31, June 30, and September 30 via electronic mail to the EPA contact noted in Section IV (Procedures for Submission). Respondent shall continue submitting such reports until EPA closes out this Order by written correspondence to Respondent in accordance with Section VI (Termination). Each report shall at a minimum:

- a. Describe activities completed during the reporting period;
- b. Provide dates by which the activities were completed;
- c. Describe any barriers to the timely completion of activities encountered;
- d. Describe activities currently in progress; and
- e. Provide photographic, and other, documentation of compliance.

#### IV. PROCEDURES FOR SUBMISSIONS

68. All documents required to be submitted by this AOC and any Request for Termination shall be accompanied by a certification signed by a responsible officer, as defined in 40 C.F.R. § 122.22, that reads as follows:

*I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.*

Signed: \_\_\_\_\_

Title: \_\_\_\_\_

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

69. Respondent may assert a business confidentiality claim covering part of or all of the information which this AOC requires it to submit to the EPA, but only to the extent and only in the manner described in Part 2 Subpart B of Title 40 of the C.F.R. The EPA will disclose information submitted under a confidentiality claim only as provided in Part 2 Subpart B of Title 40 of the C.F.R. If, at the time any information is submitted to the EPA, Respondent does not assert a confidentiality claim, the EPA may make the submitted information available to the public without further notice to Respondent.
70. Unless otherwise directed in writing, Respondent shall submit any submission or written

communication, including any accompanying data, relating to this Order via fax and email to:

Ms. Lesly Huerta  
SDWA and Wetlands Section (3ED31)  
Enforcement and Compliance Assurance Division  
U.S. Environmental Protection Agency, Region 3  
[Huerta.Lesly@epa.gov](mailto:Huerta.Lesly@epa.gov)  
(215) 814-2075

**and**

Mr. Dan J. Mace  
Compliance and Enforcement  
West Virginia Department of Health and Human Resources  
350 Capitol Street, Room 313  
Charleston, WV 25301  
(304) 558-0139  
Fax: (304) 558-0139  
Address as Attention: Dan Mace

71. Any information submitted electronically shall be submitted in a widely recognized electronic format.

#### V. GENERAL PROVISIONS

72. For the purposes of this Order, Respondent admits the jurisdictional allegations set forth in this Order.
73. Except as provided in Paragraph 72, above, Respondent neither admits nor denies the specific factual allegations set forth in this Order.
74. From the Effective Date of this Order until Termination as set out in Section VI (Termination), below, Respondent must give written notice and a copy of this Order to any successors in interest prior to any transfer of ownership or control of any portion of or interest in the System. Simultaneously with such notice, Respondent shall provide written notice of such transfer, assignment, or delegation to the EPA. In the event of any such transfer, assignment, or delegation, Respondent shall not be released from the

obligations or liabilities of this Order unless the EPA has provided written approval of the release of said obligations or liabilities.

75. Respondent shall bear its own costs and attorneys' fees in connection with this proceeding and associated with the implementation or enforcement of this Order, including any costs related to resolution of any dispute arising regarding this Order.
76. Any request for modification of this Order must be in writing and must be approved by the EPA.
77. The EPA reserves any existing rights and remedies available to it under the SDWA, the regulations promulgated thereunder, and any other federal laws or regulations for which the EPA has jurisdiction. This Order shall not prohibit, prevent, or otherwise preclude EPA from taking whatever action it deems appropriate to enforce the SDWA in any matter and shall not prohibit, prevent, or otherwise preclude the EPA from relying on this Order in subsequent administrative proceedings.
78. Respondent's submission of progress reports and/or any delay in performing laboratory analyses shall not excuse the obligation of Respondent to comply with this Order.
79. This Order does not waive, suspend, or modify the requirements of SDWA, 42 U.S.C. §§ 300f - 300j-26, or its implementing regulations, promulgated at 40 C.F.R. Part 141, which remain in full force and effect. Issuance of this Order is not an election by the EPA to forgo any civil or criminal action otherwise authorized under SDWA.
80. Any violation of the terms of this Order may result in further EPA enforcement action including the imposition of administrative penalties of up to \$67,544 per day for each day of violation that occurs, or a judicial action including the imposition of civil penalties, pursuant to Section 1414(g) of SDWA, 42 U.S.C. § 300g-3(g), as modified by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.*, and subsequent Civil Monetary Penalty Inflation Adjustment Rule, 40 C.F.R. Part 19.
81. Compliance with the terms and conditions of this Order shall not in any way be construed to relieve Respondent of its obligation to comply with all applicable provisions of federal, state, or local law, nor shall it be construed to be a determination of any issue related to any federal, state, or local permit. Compliance with this Order shall not be a defense to any actions subsequently commenced for any violation of federal laws and regulations administered by EPA, and it is the responsibility of Respondent to comply with such laws and regulations.

82. The EPA reserves the right to commence action against any person, including Respondent, in response to any condition which the EPA determines may present an imminent and substantial endangerment to the public health.
83. The EPA and its authorized representatives, including contractors, shall have authority upon the presentation of proper identification to enter the premises of Respondent at any time without prior notification to monitor the activities required by this Order, verify any data or information submitted pursuant to this Order, obtain samples, and inspect and review any records generated and/or maintained pursuant to this Order. The EPA reserves and, does not waive, any and all existing inspection and information request authority.
84. The provisions of this Order shall apply to and be binding upon Respondent and its officers, directors, employees, contractors, agents, trustees, successors, and assigns.
85. Respondent waives any and all remedies, claims for relief, and otherwise available rights to judicial or administrative review that Respondent may have with respect to any issue of fact or law set forth in this Order, including any right of judicial review pursuant to Chapter 7 of the Administrative Procedure Act, 5 U.S.C §§ 701-706.
86. The undersigned representative of Respondent certifies that he or she is fully authorized by Respondent to enter into the terms and conditions of this Order and to execute and legally bind the party.
87. Respondent certifies that any information or representation it has supplied to the EPA concerning this matter was, at the time of submission, true, accurate, and complete and that there has been no material change regarding the truthfulness, accuracy, or completeness of such information or representation. The EPA shall have the right to institute further actions to recover appropriate relief if the EPA obtains evidence that any information provided and/or representations made by Respondent to the EPA regarding matters relevant to this Order are false or, in any material respect, inaccurate. This right shall be in addition to all other rights and causes of action that the EPA may have, civil or criminal, under law or equity in such event. Respondent and its officers, directors, and agents are aware that the submission of false or misleading information to the United States government may subject a person to separate civil and/or criminal liability.
88. Respondent consents to service of this Order by e-mail at the following valid e-mail address(es): [jhavens@weirtonutilities.com](mailto:jhavens@weirtonutilities.com) and [rhanshaw@bowlesrice.com](mailto:rhanshaw@bowlesrice.com).

VI. TERMINATION

89. The provisions of this Order shall be deemed satisfied upon Respondent's receipt of written notice from the EPA that Respondent has demonstrated, to the satisfaction of the EPA, that the terms of this Order have been satisfactorily completed.
90. Certification of Compliance and Request for Termination. Respondent may submit to the EPA a Certification of Compliance and Request for Termination of this Order, including necessary documentation to demonstrate that it has met all requirements of this Order.
  - a. Such certification and request shall include:
    - i. A certification that Respondent has maintained compliance with this Order for the term of this Order; and
    - ii. All necessary documentation, including photo documentation as appropriate, to support a finding that Respondent has complied with Section III (Order for Compliance) of this Order.
  - b. If, following review of any Certification of Compliance and Request for Termination of this Order, the EPA agrees that Respondent has adequately complied with all requirements of this Order, then the EPA may, in its unreviewable discretion, provide written notification of termination of this Order.

VII. EFFECTIVE DATE

91. This Order shall become effective on the date it is filed with the Regional Hearing Clerk after signature by the Director of the Enforcement and Compliance Assurance Division, EPA Region 3.

**SO ORDERED:**

FOR U.S. ENVIRONMENTAL PROTECTION AGENCY

By: **ANDREA  
BAIN** Digitally signed by  
ANDREA BAIN  
Date: 2025.08.28  
15:35:53 -04'00'  
\_\_\_\_\_  
*[Digital Signature and Date]*  
Acting Division Director  
Enforcement and Compliance Assurance Division  
U.S. EPA – Region 3

*In the Matter of: Weirton Area Water Board*

*EPA Docket No. SDWA-03-2025-0049DS*

AGREED TO FOR THE RESPONDENT: WEIRTON AREA WATER BOARD

Date: 08-18-2025

By:



A.D. Mastrantoni, Utilities Director



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 3  
Philadelphia, Pennsylvania 19103

In the Matter of:	:	
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Weirton Area Water Board	:	U.S. EPA Docket No. SDWA-03-2025-0049DS
125 N Bellview Dr	:	
Weirton, West Virginia 26062	:	Proceeding under Section 1414(g) of the
	:	Safe Drinking Water Act, as amended,
Respondent.	:	42 U.S.C. Section 300g-3(g)
	:	
PWS ID No. WV3300516	:	
	:	
System.	:	
	:	

**CERTIFICATE OF SERVICE**

I certify that the foregoing ***Administrative Order on Consent*** was filed with the EPA Region 3 Regional Hearing Clerk on the date that has been electronically stamped on the ***Administrative Order on Consent***. I further certify that on the date set forth below, I caused to be served a true and correct copy of the foregoing to each of the following persons, in the manner specified below, at the following addresses:

Copies served via email to:

Jasen B. Havens, Assistant Water Director  
Weirton Area Water Board  
125 North Bellview Drive  
Weirton, West Virginia 26062  
[jhavens@weirtonutilities.com](mailto:jhavens@weirtonutilities.com)

Roger G. Hanshaw, Esq.  
Bowles Rice, LLP  
600 Quarrier Street  
Charleston, West Virginia 25302  
[rhanshaw@bowlesrice.com](mailto:rhanshaw@bowlesrice.com)

Copies served via email to:

Lauren Zarrillo  
Assistant Regional Counsel  
U.S. EPA, Region 3  
[zarrillo.lauren@epa.gov](mailto:zarrillo.lauren@epa.gov)

Lesly Huerta  
Life Scientist  
U.S. EPA, Region 3  
[huerta.lesly@epa.gov](mailto:huerta.lesly@epa.gov)

By: BEVIN  
ESPOSITO  Digitally signed by BEVIN ESPOSITO  
Date: 2025.08.28 15:59:03 -04'00'

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*[Digital Signature and Date]*  
Regional Hearing Clerk  
U.S. EPA – Region 3