

**EPA ENFORCEMENT ACCOUNTS RECEIVABLE CONTROL NUMBER FORM**

**TO BE FILLED OUT BY ORIGINATING OFFICE:**

(Attach a copy of the final order and transmittal letter to Defendant/Respondent)

This form was originated by: Debra Moody 11/29/11  
*Name of Contact person* *Date*

in the RCRA Compliance & Enforcement Branch (3LC70) at 215-814-3294  
*Office* *Phone number*

Non-SF Jud. Order/Consent Decree. DOJ COLLECTS  Administrative Order/Consent Agreement. FMD COLLECTS PAYMENT  
 SF Jud. Order/Consent Decree. FMD COLLECTS  
 This is an original debt  This is a modification

Name of Person and/or Company/Municipality making the payment  
Landmark Services Tourmobile Inc.  
The Total Dollar Amount of Receivable \$490.00  
(If in installments, attach schedule of amounts and respective due dates)  
The Case Docket Number RCRA-03-2011-0030FC  
The Site-Specific Superfund Acct. Number N/A  
The Designated Regional/HQ Program Office Office of Land Enforcement (3LC70)

**TO BE FILLED OUT BY LOCAL FINANCIAL MANAGEMENT OFFICE:**

The IFMS Accounts Receivable Control Number \_\_\_\_\_  
If you have any questions call: \_\_\_\_\_  
*Name of Contact* *Date*  
in the Financial Management Office, phone number: \_\_\_\_\_

**JUDICIAL ORDERS: Copies of this form with an attached copy of the front page of the final judicial order should be mailed to:**

- 1. Lori Weidner  
U.S. EPA  
MS-NWD  
26 W ML King Drive  
Cincinnati, OH 45268-0001
- 2. Originating Office (ORC)
- 3. Designated Program Office

**ADMINISTRATIVE ORDERS: Copies of this form with an attached copy of the front page of the administrative order should be sent to:**

- 1. Originating Office
- 2. Designated Program Office
- 3. Regional Hearing Clerk
- 3. Regional Counsel

U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA), REGION III  
1650 Arch Street, Philadelphia PA 19103

2012

UNDERGROUND STORAGE TANK (UST) FIELD CITATION FORM FOR EXPEDITED SETTLEMENT NO. RCRA-03-2011-0030FC

Fort Monroe

2011 DEC 13 PM 2:18

PART I: INSPECTION SUMMARY

HEARING CLERK  
EPA REGION III PHILA. PA  
MATHA, RAO

Time: \_\_\_\_\_  
(a.m. or p.m.)

At Fort Monroe, Facility ID 2016460  
(Facility Name and Identification Number)

Address 318 Cornog Lane  
Fort Monroe, VA 23651

Robert Reali, Chief, Of Environmental and BRAC Environmental Coordinator  
(Name of On-site Representative if not the Owner or Operator)

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

Name: U.S. Army Garrison

Address: 102 McNair Drive  
Fort Monroe, VA 23651

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 provide adequate overfill prevention equipment for diesel USTs system at Bldg 92 and Bldg 203

Cite 9 VAC 25-580-53 (3)(a)(2), [40 C.F.R. § 280.20(c)(1)(ii)]

Proposed Penalty: \$ 210 x 2 = \$420

2 Violation: Failure to maintain documentation of compliance with release detection requirements

Cite 9 VAC 25-580-120(2)(c), [40 C.F.R. § 280.34(b)(4)]

Proposed Penalty \$ 70

PROPOSED PENALTY TOTAL \$ 490

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

Abraham Ferdas, (Signature of Authorized Officer or Employee of EPA) Date 10/28/11

PART II: SETTLEMENT AGREEMENT/COMPLIANCE ORDER

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 \$ 490 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 III, 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

Name (print) Robert Reali  
Title (print) BRAC Env. Coord.  
Signature [Signature] Date 11/8/11

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) Abraham Ferdas  
Title (print) Director, Land and Chemical Division  
Signature [Signature] Date 12/8/11

Notes:

RECEIVED  
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REGIONAL HEARING CLERK  
EPA REGION III PHILA. PA