

Message Confirmation Report

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 7
901 NORTH FIFTH STREET
KANSAS CITY, KANSAS 66101
BEFORE THE ADMINISTRATOR

In the Matter of)
)
Michael L. Collins) Docket No. CWA-07-2009-0074
520 21st Avenue)
Council Bluffs, Iowa 51501) CONSENT AGREEMENT AND
) FINAL ORDER
Respondent.)

10/15/25 10:13
REGIONAL CLERK

CONSENT AGREEMENT AND FINAL ORDER

This proceeding for the assessment of civil penalties was initiated on or about January 15, 2010, pursuant to Section 309(a) of the Clean Water Act (CWA), 33 U.S.C. § 1319, when the United States Environmental Protection Agency (Complainant or EPA) issued to Michael L. Collins, Council Bluffs, Iowa (Respondent) a First Amended Complaint and Notice of Opportunity for Hearing (Amended Complaint).

The Amended Complaint alleged Respondent discharged stormwater without NPDES permit coverage, in violation of Sections 301(a) and 402(p) of the CWA, 33 U.S.C. § 1311(n) and § 1342(p).

The Amended Complaint proposed a penalty up to the statutory maximum of One Hundred and Fifty-Seven Thousand Five Hundred Dollars (\$157,500). The Complainant and Respondent subsequently entered into negotiations in an attempt to settle the allegations in the Amended Complaint. Respondent has documented to Complainant that he has no ability to pay the proposed penalty.

This Consent Agreement and Final Order (CAFO) is a result of the above negotiations and resolves all issues relating to the administrative claims arising from the allegations in the Amended Complaint.

CONSENT AGREEMENT

1. The terms of this CAFO shall not be modified except by a subsequent written agreement between the parties.

2. Respondent admits the jurisdictional allegations of the Amended Complaint and this CAFO and agrees not to contest EPA's jurisdiction in this proceeding or any subsequent proceeding to enforce the terms of the Final Order.