

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 7  
11201 RENNER BOULEVARD  
LENEXA, KANSAS 66219

BEFORE THE ADMINISTRATOR

IN THE MATTER OF )  
)  
) Docket No. CWA-07-2011-0068  
)  
THE CITY OF FAIRBANK, IOWA, )  
)  
)  
) AMENDMENT to  
) FINDINGS OF VIOLATION and  
) ORDER FOR COMPLIANCE  
)  
Respondent, )  
)  
)  
)  
Proceedings under Section 309(a)(3) )  
of the Clean Water Act, )  
33 U.S.C. § 1319(a) )  
\_\_\_\_\_ )

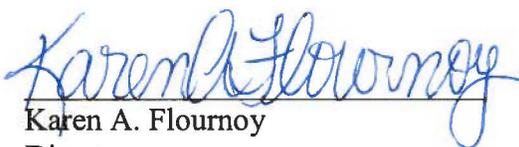
**AMENDMENT**

Pursuant to Section 309(a)(3) of the CWA, 33 U.S.C. § 1319(a)(3), the Findings of Violation and Order for Compliance, docket number CWA-07-2011-0068, is hereby AMENDED as follows:

1. Paragraph 2, set forth below, will replace and supersede Paragraph 22 of the original Order for Compliance, docket number CWA-07-2011-0068.
2. *Compliance Plan.* Within 60 days of the effective date of the Order, the City shall submit to EPA, with a copy to IDNR, a comprehensive written plan for achieving compliance with the City's permitted effluent limitations at the wastewater treatment facility (the "Compliance Plan"). The Compliance Plan shall describe in detail the specific actions to be taken or work to be completed, and why such actions or work are sufficient to ensure compliance with the effluent limitations. The Compliance Plan shall include a detailed schedule for the proposed actions/work; all such actions/work shall be completed as soon as practicable, but no later than December 31, 2016. EPA will review and may provide comments on the City's Compliance Plan.

3. Paragraph 2 shall be incorporated into the Order for Compliance and shall become effective upon receipt by Respondent of a fully executed copy of this Amendment.

Issued this 27<sup>th</sup> day of January, 2015.



Karen A. Flournoy

Director

Water, Wetlands and Pesticides Division

U.S. Environmental Protection Agency – Region 7



Erin Weekley

Assistant Regional Counsel

Office of Regional Counsel

U.S. Environmental Protection Agency – Region 7

CERTIFICATE OF SERVICE

I certify that on the date noted below I hand delivered the original and one true copy of this Amendment to the Findings of Violation and Order for Compliance to the Regional Docket Clerk, United States Environmental Protection Agency, 11201 Renner Boulevard, Lenexa, Kansas 66219.

I further certify that on the date noted below I sent a copy of the foregoing Amendment by first class certified mail, return receipt requested, to:

The Honorable Bill Cowell  
Mayor, City of Fairbank  
116 East Main Street  
Fairbank, Iowa 50629-8626,

and by electronic mail to:

Joe Sanfilippo  
Iowa Department of Natural Resources, Field Office #1  
Joe.Sanfilippo@dnr.iowa.gov

and

Ted Petersen  
Iowa Department of Natural Resources, Field Office #5  
Ted.Petersen@dnr.iowa.gov.

1/28/15  
Date

Kathy Robinson