



EPA in Missouri

City of Columbia, Missouri - Clean Water Act Public Notice

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In accordance with Section 309(g)(4)(A) of the Clean Water Act (“CWA”), 33 U.S.C. § 1319(g)(4)(A), and 40 C.F.R. § 22.45 of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders, and the Revocation, Termination or Suspension of Permits (“Consolidated Rules”), the Environmental Protection Agency (“EPA”) is providing notice of a proposed Administrative Penalty Assessment against the City of Columbia, MO, regarding alleged violations at the City’s Landfill and Yard Waste Compost Facility, located at 5700 Peabody Road, Columbia, Boone County, Missouri, 65202.

Under Section 309(g) of the Clean Water Act, 33 U.S.C. § 1319(g), the EPA is authorized to issue orders assessing civil penalties for various violations of the Clean Water Act. The EPA may issue such orders after filing a Complaint commencing either a Class I or Class II penalty proceeding. The EPA provides notice of the proposed assessment of a Class II civil penalty pursuant to 33 U.S.C. § 1319(g)(4)(A). Class II proceedings are conducted under the EPA’s Consolidated Rules, 40 C.F.R. Part 22.

In this case, the EPA alleges that Respondent discharged pollutants into the waters of the United States and failed to implement stormwater best management practices and good housekeeping practices, in violation of Sections 301 and 402 of the Clean Water Act, 33 U.S.C. §1311 and §1319. Respondent has reached agreement with the EPA on the terms of a proposed Consent Agreement/Final Order which would resolve this matter. Under the proposed Consent Agreement/Final Order, Respondent will pay a civil penalty of \$54,396 and complete a Supplemental Environmental Project (“SEP”) at a cost of no less than \$475,000. The SEP will consist of the construction of a wetland that will serve as an additional level of containment and treatment for discharges from the landfill and is intended to reduce the amount of pollutants discharged into Hinkson Creek. Final approval of the proposed Consent Agreement/Final Order is subject to the requirements of 40 C.F.R. § 22.45.

The EPA will receive written comments on the proposed Administrative Penalty Assessment for a period of thirty (30) days from the date of publication of this notice. All such comments shall be submitted to the Regional Hearing Clerk at the address provided below. The procedures by which the public may submit written comments on a proposed Class II order or participate in a Class II proceeding, and the procedures by which a respondent may request a hearing, are set forth in the Consolidated Rules. Persons wishing to obtain additional information on the proceeding, receive a copy of the EPA’s Consolidated Rules, review the proposed Consent Agreement/Final Order, comment upon the proposed penalty assessment, or otherwise participate in the proceeding should contact Kathy Robinson, Regional Hearing Clerk, U.S. Environmental Protection Agency, Region 7, 11201 Renner Blvd, Lenexa, KS 66219. Please reference Docket No. CWA-07-2016-0044. In order to provide opportunity for public comment, the EPA will issue no final order assessing a penalty in this proceeding prior to forty (40) days from the date of this notice.

8-12-16	/s/
Date	Karen A. Flournoy
	Director
	Water, Wetlands and Pesticides Division
	U.S. EPA, Region 7

How to Comment

Comments due date
09/16/2016

How to comment

Persons wishing to obtain additional information on the proceeding, receive a copy of EPA's Consolidated Rules, review the proposed Consent Agreement/Final Order, comment upon the proposed penalty assessment, or otherwise participate in the proceeding should contact Kathy Robinson, Regional Hearing Clerk, U.S. Environmental Protection Agency, Region 7, 11201 Renner Boulevard, Lenexa, Kansas, 66219. Please reference Docket No. CWA-07-2016-0044.

Summary

The EPA is providing notice of a proposed Administrative Penalty Assessment against the City of Columbia, MO, regarding alleged violations at the City's Landfill and Yard Waste Compost Facility, located at 5700 Peabody Road, Columbia, Boone County, MO, 65202.

Program/Statute: Clean Water Act (CWA)

Applicant/Respondent(s):

City of Columbia, MO
Columbia
Missouri

Proposed action: Public Notice of Clean Water Act Administrative Penalty Settlement

Docket ID: CWA-07-2016-0044

You will need Adobe Reader to view some of the files on this page. See EPA's About PDF page to learn more.

- City of Columbia, MO proposed Consent Agreement Final Order (PDF) (22 pp, 2 MB)

Last updated on August 17, 2016