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Public Notice: Proposed Settlement with Andersen Construction Company for Clean Water Act Violations in Idaho

How to Comment

Comments Due: August 3, 2022

Due to the COVID-19 response, access to the Region 10 EPA building is limited. Therefore, we request that all written comments be sent by email to the Regional Hearing Clerk (R10_RHC@epa.gov), within 30 days of the date of this notice.

Be sure to include your name and address if you would like a response. Comments should reference docket number **CWA-10-2022-0199**.

If you are unable to submit written comments via email, please call Amy Gonzales at 913-551-7972.

For technical questions, contact Steven Potokar (potokar.steven@epa.gov), 206-553-6354.

Publish Date: July 5, 2022



Summary

EPA is providing notice of a proposed administrative penalty settlement with Andersen Construction Company (respondent) for violations of the Clean Water Act at the Ten Mile Creek Apartments Phase 2, located in Meridian, Idaho.

EPA alleges that the respondent failed to comply with its National Pollutant Discharge Elimination System permit (#IDR1000299) at the Ten Mile Creek Apartments Phase 2 construction site. The Construction General Permit covers discharges of pollutants into Ten Mile Creek. Alleged violations include Stormwater Pollution Prevention Plan deficiencies.

This action is being simultaneously commenced and concluded in an Expedited Settlement Agreement. Under the proposed agreement (see "Related Documents" below), the respondent will pay a civil penalty of \$2,940.

Legal Authority

This is a Class II administrative penalty proceeding governed by Section 309(g) <<https://epa.gov/cwa-404/clean-water-act-section-309-federal-enforcement-authority>> (33 U.S.C. § 1319(g)) of the Clean Water Act and the procedural rules found at 40 CFR Part 22 <<https://epa.gov/enforcement/consolidated-rules-practice-40-cfr-part-22-administrative-assessment-civil-penalties-1>>. The requirements that apply to public comment and participation are set forth in Clean Water Act Section 309(g)(4) and 40 CFR § 22.45.

Applicants or Respondents

Andersen Construction Company
12552 West Executive Drive, Suite B
Boise, ID 83713
United States

Related Documents

-  **Draft Expedited Settlement Agreement with Andersen Construction Company** (pdf) <<https://www.epa.gov/system/files/documents/2022-07/cwa-10-2022-0199-andersen.pdf>> (371.3 KB, July 2022)
EPA Docket Number CWA-10-2022-0199

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