



**REGION 8**  
DENVER, CO 80202

**FILED**

**7/12/2024**

**1:02 PM**

**U.S. EPA REGION 8  
HEARING CLERK**

**DOCKET NO.: CWA-08-2024-0007**

<b>IN THE MATTER OF:</b>  <b>South Dakota Department of Transportation</b>  <b>RESPONDENT</b>	<b>FINAL ORDER</b>
---	--------------------

Pursuant to 40 C.F.R. § 22.13(b) and §§ 22.18(b)(2) and (3) of EPA's Consolidated Rules of Practice, the Expedited Penalty Action and Consent Agreement resolving this matter is hereby approved and incorporated by reference into this Final Order.

The Respondent is hereby **ORDERED** to comply with all of the terms of the Expedited Penalty Action and Consent Agreement, effective immediately upon filing this Expedited Penalty Action and Consent Agreement and Final Order.

**SO ORDERED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.**

\_\_\_\_\_  
Barbara Nann  
Regional Judicial Officer

## CERTIFICATE OF SERVICE

The undersigned certifies that the attached **EXPEDITED PENALTY ACTION AND CONSENT AGREEMENT** and the **FINAL ORDER** in the matter of **SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION; DOCKET NO.: CWA-08-2024-0007** were sent via certified receipt email to:

Respondent

Craig Smith  
South Dakota Department of Transportation  
[Craig.Smith@state.sd.us](mailto:Craig.Smith@state.sd.us)

EPA Region 8

Peggy Livingston  
Enforcement Attorney  
Office of Regional Counsel  
[Livingston.Peggy@epa.gov](mailto:Livingston.Peggy@epa.gov)

EPA Financial Center

Jessica Chalifoux  
U. S. Environmental Protection Agency  
Cincinnati Finance Center  
[Chalifoux.Jessica@epa.gov](mailto:Chalifoux.Jessica@epa.gov)

DATE

---

Kate Tribbett  
Regional Hearing Clerk