



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region 1

5 Post Office Square, Suite 100

BOSTON, MA 02109-3912

Via Electronic Mail (*dated as indicated on electronic signature*)

LeAnn Jensen
Regional Judicial Officer
U.S. EPA, Region I
5 Post Office Square, Suite 100
Boston, MA 02109-3912
Jensen.Leann@epa.gov

Re: In the Matter of Boston Concrete Company, Lowell, MA
Docket No. CWA-01-2021-0083

Dear Ms. Jensen,

In accordance with 40 C.F.R. § 22.18(b), enclosed please find a proposed Clean Water Act Section 311 Expedited Settlement Agreement (ESA) that has been signed by the parties and is now being submitted to you for approval. Please note that consistent with 40 C.F.R. §§ 22.13(b) and 22.18(b) this ESA both commences and concludes the matter referenced above.

The proposed penalty of \$1,778 in the matter is consistent with EPA's Civil Penalty Policy for Violations of Section 311(b)(3) and Section 311(j) of the Clean Water Act ("CWA").

Because this is a Class I CWA action under Section 311(b)(6)(B)(i), no public notice is required. Once the Final Order has been signed, EPA will file the fully executed ESA with the Regional Hearing Clerk thereby resolving this matter. As reflected in the ESA, the company has consented to acceptance of electronic service, and both parties have consented to use of electronic signatures.

If you have any questions related to this matter, please call me at 617-918-1796.

Respectfully submitted,

Jeff Kopf, Senior Enforcement Counsel
EPA Region 1

Enclosures (proposed ESA and draft certificate of service)

Cc (via email): Karin Marshall, General Manager, Boston Concrete Company (w/o enclosure)
Wanda Santiago, Regional Hearing Clerk (w/o enclosure)