



REGION 1
BOSTON, MA 02109

August 21, 2024

FILED

8/21/24

10:53 AM

**U.S. EPA REGION 1
HEARING CLERK**

MEMORANDUM

SUBJECT: Proposed Expedited Settlement Agreement for:
In the Matter of: Barkley Enterprises, LLC
CWA-01-2024-0052

FROM: Cristeen Schena, Water Compliance Specialist

TO: LeAnn Jensen, Regional Judicial Officer

In accordance with 40 C.F.R. § 22.13(b), enclosed please find a proposed Expedited Settlement Agreement ("Agreement") that will simultaneously commence and settle the above-captioned action. The proposed Agreement has been signed by the parties and is now being submitted for your approval.

Public notice of this Agreement was provided as required by Section 309(g)(4)(A) of the Act, 33 U.S.C. § 1319(g)(4)(A) and 40 C.F.R. § 22.45. The proposed Agreement is being submitted more than 10 days after the close of the public comment period. The Regional Hearing Clerk has reported that they did not receive any comments concerning this proposed action during this period.

Under the terms of this proposed Agreement, Respondent will pay a civil penalty of \$9,360. This proposed Agreement complies with all the requirements of EPA's Revised Expedited Settlement Offer Program for Stormwater (Construction). Once you have signed the proposed Agreement, you will send the fully-executed Agreement to the Regional Hearing Clerk for filing, and it will become final 30 days after the date of your signature.

cc: (via email)

Jamison Van Dyke, Owner, Barkley Enterprises, LLC
Wanda I. Santiago, Regional Hearing Clerk, U.S. EPA, Region 1
Jeff Kopf, Senior Enforcement Counsel, U.S. EPA, Region 1