



United States
Environmental Protection
Agency, Region 5

77 West Jackson Boulevard
Chicago, Illinois 60604-3590
Mail Code WU-16J

Water Division

Underground Injection Control Branch

PUBLIC NOTICE

[date: 09/22/06]

[docket number: **SDWA-05-2006-0004**

The United States Environmental Protection Agency Region 5 is requesting your comments on a Consent Agreement and Final Order ("CAFO"), we filed against Adams Trucking & Excavating, Inc., d/b/a A. T. & E. Systems, Inc., ("Adams"), 9019 North 72nd Avenue, Pentwater, Michigan 49449. The CAFO alleges violations of the Underground Injection Control ("UIC") Program requirements for Michigan.

Background

The Safe Drinking Water Act ("SDWA") requires us to regulate underground injection of fluids through wells to protect underground sources of drinking water ("USDW"). More detailed information about our program is on the Internet at:

<http://www.epa.gov/r5water/uic/uic.htm>

Adams violated 40 C.F.R. §§ 144.28 and 146.8 of the SDWA by failing to demonstrate mechanical integrity and submit annual monitoring reports for the Lauber #1-6 Class II injection well ("the well"). We are seeking a \$ 7,008.75 civil penalty. The well is located in Michigan, Oceana County. The location for the well is Township 16 North, Range 17 West and Section 6.

Comment

If you plan to send written comments, you must send them within 40 days of the date of this notice to the following address:

Regional Hearing Clerk (E-13J)
United States Environmental Protection Agency
77 West Jackson Boulevard
Chicago, Illinois 60604-3590

If you want to participate in this proceeding, you must send your name, complete mailing address, and a statement that you want to participate in the proceeding to the Regional Hearing Clerk within 40 days of this notice.

You may view the administrative record for this complaint by contacting the Regional Hearing Clerk at (312) 886-3617 and scheduling an appointment. The administrative record is available for review between 9:00 a.m. and 4:00 p.m. Monday through Friday at the address listed below:

Regional Hearing Clerk
Mail Code E-13J
U.S. EPA, Region 5
77 West Jackson Blvd.
Chicago, IL 60604-3590

To view a copy of the CAFO, you can either view it as part of the administrative record, or on our internet web page for public notices:

<http://www.epa.gov/region5/publicnotices/>

You may also view the CAFO at the Hart Public Library, located at 407 State Street, Hart, Michigan. Hours are Monday 10:00a.m. to 5:00pm. and 6:00pm to 8:30pm, Tuesday 1:00pm to 5:00pm, Wednesday 10:00am to 5:00pm., Closed Thursday, Friday 10:00am to 5:00pm and Saturday 10:00am to 2:00pm

For more information on the UIC program, visit the Region 5 UIC homepage: <http://www.epa.gov/r5watdr/uic/uic.htm>

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