



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION II
EDISON, NEW JERSEY 08837

JUN 03 2015

CERTIFIED MAIL-
RETURN RECEIPT REQUESTED

Article No.: 7012 3460 0002 1650 7471

Eng. Rafael Marrero Carrasquillo, Head
Environmental Protection and Quality Assurance Division
Puerto Rico Electric Power Authority
PO Box 364267
San Juan, Puerto Rico 00936-4267

U.S. Environmental
Protection Agency-Reg 2
2015 JUN -9 AM 8:24
REGIONAL HEARING
CLERK

Re: Notice of Opportunity with Respect to Enforcement Action
under the Emergency Planning and Community Right-to-Know Act for the following
Puerto Rico Electric Authority (PREPA) facilities:

- PREPA - Aquirre Power Generation Complex, Aguirre, (County: Salinas) PR
TRI Facility ID.: 00751PRPGRPRO3K
- PREPA - Palo Seco Steam Plant, Toa Baja, (County: Toa Baja) PR
TRI Facility ID.: 00950PRPPLPR165
- PREPA - South Coast Power Plant, Guayanilla, (County: Guayanilla) PR
TRI Facility ID.: 00656DCRBNBOMAG

Dear Mr. Marrero:

Enclosed is a copy of the Consent Agreement and Final Order in the above referenced proceeding,
signed by the Regional Administrator of the United States Environmental Protection Agency,
Region 2.

Please note that the forty five (45) day period for the payment of the civil penalty commences as
of the date this Final Order is signed by the Regional Administrator. Please arrange for payment
of this penalty according to the instructions given in the Consent Agreement (see "Terms of
Consent Agreement"). Specifically, please remember to send a copy of the company's payment
check to the Complainant, as detailed in the Consent Agreement.

Sincerely yours,

John Gorman, Chief
Pesticides and Toxic Substances Branch

Enclosure

cc: Laura Velez, Chairman
Puerto Rico Environmental Quality Board
1375 Ponce De Leon Avenue
San Juan, Puerto Rico 00926

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

Environmental
Protection Agency-Reg 2
2015 JUN -9 AM 8:24
REGIONAL HEARING
CLERK

-----X
: **CONSENT AGREEMENT**
: **AND**
: **FINAL ORDER**
: **DOCKET NUMBER**
: **EPCRA-02-2015-4301**
: **Respondent.**
: **Proceeding under Section 325(c) of Title III**
: **of the Superfund Amendments and Reauthorization Act**
: -----X

PRELIMINARY STATEMENT

This administrative proceeding for the assessment of a civil penalty was instituted pursuant to Section 325(c) of Title III of the Superfund Amendments and Reauthorization Act, 42 U.S.C. § 11001 et seq. [also known as the Emergency Planning and Community Right-to-Know Act of 1986 (hereinafter, "EPCRA")].

Pursuant to 40 C.F.R. § 22.13(b) of the "Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits" (40 C.F.R. Part 22 (July 1, 2000)) where the parties agree to settlement of one or more causes of action before the filing of an Administrative Complaint, a proceeding may be simultaneously commenced and concluded by the issuance of a Consent Agreement and Final Order pursuant to 40 C.F.R. §§ 22.18(b)(2) and (3).

9/10 The Director of the Division of Enforcement and Compliance Assistance of the United States Environmental Protection Agency, Region 2, ("EPA" or "Complainant") alleges that the Puerto Rico Electric Power Authority ("Respondent" or "PREPA") located in San Juan, Puerto Rico (hereinafter, "Respondent's facility"), violated the requirements of Section 313 of EPCRA (42 U.S.C. § 11023) and the regulations promulgated pursuant to that Section, codified at 40 C.F.R. Part 372 regarding the following facilities:

- PREPA - Aguirre Power Generation Complex, Aguirre, (County: Salinas) PR TRI Facility ID.: 00751PRPGRPRO3K

