



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

FEDERAL EXPRESS

Patrick Hannah, Director
Fleet Services Department
Management Services Division
Frederick County Maryland
331 Montevue Lane
Frederick, MD 21702

Re: Letter of Remittance

In the Matter of: Frederick County, Maryland, EPA Docket No. RCRA-03-2009-0041
Consent Agreement and Final Order

Dear Mr. Hannah:

On February 9, 2009, the Regional Judicial Officer issued a Final Order ratifying the Consent Agreement (collectively, the "CAFO") entered into by the Director of the Land and Chemicals Division of the U.S. Environmental Protection Agency - Region III ("EPA") and Frederick County which simultaneously initiated and resolved alleged violations by Respondent of Subtitle I of the Resource Conservation and Recovery Act, 42 U.S.C. §§ 6991-6991m, and the regulations of the authorized Maryland underground storage tank program operating *in lieu* of the federal underground storage tank program, in connection with underground storage tanks at the Fleet Services Department facility located at 331 Montevue Lane, Frederick, Maryland (the "Facility"). The CAFO included conditions requiring implementation of a Supplemental Environmental Project ("SEP") as a condition of settlement of the above-referenced matter. As part of the settlement, Frederick County agreed to pay a penalty of \$4,600 and to complete the CAFO SEP. The SEP requires the installation of an Automatic Tank Gauging ("ATG") Monitoring System for the 12,000 gallon above-ground diesel tank located at the County's Law Enforcement Center (110 Airport Drive, East Frederick, Maryland 21701) and two 6,000 gallon above-ground diesel tanks located at the County's Transit Facility (1040 Rocky Springs Road, Frederick, Maryland 21702). These tanks, in turn, are to be monitored under the SEP by a dedicated computer complete with to-be-installed "Inform" software at the County's Fleet Services central office (331 Montevue Lane, Frederick, Maryland 21702). The County was required to spend a minimum of Twenty-two Thousand Five Hundred and Three Dollars (\$22,503.00) in implementing the SEP. In addition, Frederick County agreed to provide reports and documentation to EPA demonstrating the implementation of those tasks.

EPA has determined that Frederick County has paid the \$4,600 penalty and satisfactorily completed the above-referenced SEP, thereby satisfying the County's obligations to pay the assessed penalty and perform the SEP as set forth in the CAFO.

Therefore, in accordance with Paragraph 68 of the Consent Agreement, EPA hereby issues this Letter of Remittance.

Sincerely,

A handwritten signature in cursive script that reads "Renée Sarajian".

Renée Sarajian
Regional Judicial Officer

cc: Regional Hearing Clerk (3RC00)
Richard McCain, Esq.
Jim Heenehan (3RC30)
Clark Conover (3LC70)

CERTIFICATE OF SERVICE

I certify that on the date noted below, I hand-delivered to the Regional Hearing Clerk two true and correct copies of the Letter of Remittance concerning the Consent Agreement and Final Order ("CAFO") with Frederick County Maryland (Docket No. RCRA-03-2009-0041) and that the original of the Letter of Remittance and a true and correct copy of the Letter of Remittance were transmitted as indicated to the addressees listed below:

FEDERAL EXPRESS

Original:

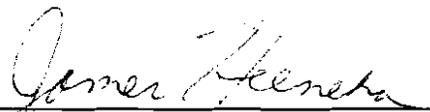
Patrick Hannah, Director
Fleet Services Department
Management Services Division
Frederick County Maryland
331 Montevue Lane
Frederick, MD 21702

And

Copy:

Richard McCain
Office of the County Attorneys
Winchester Hall
12 East Church St.
Frederick, MD 21704

Dated: 2/2/10



James Heenehan
✓ Sr. Assistant Regional Counsel
EPA Region III
1650 Arch Street
Philadelphia, PA 19103-2029