

TOWN OF ROTTERDAM

Katherine A. McGuirl, Esq.
Town Attorney



John F. Kirvin Government Center • 1100 Sunrise Boulevard • Rotterdam, NY 12306
Telephone: 518-355-7575 • Fax: 518-355-7976 • Website: www.rotterdamny.org

January 6, 2016

Ms. Karen Maples
Regional Hearing Clerk
U.S. Environmental Protection Agency
290 Broadway, 16th Floor
New York, New York 10007-1866

Re: Formal Request for an Extension of Time to Answer "Notice of Proposed Assessment of a Civil Penalty Class I Town of Rotterdam Municipal Separate Storm Sewer System ("MS4") Docket No. CWA-02-2016-3309

REGIONAL HEARING
CLERK
2016 JAN 12 PM 3:31
U.S. Environmental
Protection Agency-Rog 2

Dear Ms. Maples:

I am writing to you to formally request a thirty (30) day extension of time, pursuant to 40 C.F.R. 22.7, to file a formal answer in the above referenced proceeding. I am requesting this additional time to review the town's road to compliance with new board members and if they feel it is warranted, submit a formal answer.

I am in receipt of the U.S. EPA's above referenced notice of proposed assessment of civil penalty that arrived in our office here at the town on December 15, 2015. I returned to the office from maternity leave the week of Christmas and have had an opportunity to review the notice, findings of violation, applicable portions of the C.F.R, and SEP policy. Our town board is comprised of five (5) members, three (3) of which took office on January 1, 2016 and are unfamiliar with these proceedings. As a result, I respectfully request this thirty (30) day extension to bring them up to speed, discuss any avenues to recourse they may have and reach a consensus as to the next steps.

I may be reached at (518) 355-7575, extension 322 or via email at kmcguirl@rotterdamny.org. I look forward to your response.

Very truly yours,

Kate McGuirl
Town Attorney