



## REGION 3

PHILADELPHIA, PA 19103

### VIA ELECTRONIC MAIL

The Honorable Gavin Buckley  
City of Annapolis Mayor's Office  
160 Duke of Gloucester Street  
Annapolis, Maryland 21401

Re: **In the Matter of: City of Annapolis, Maryland**  
**Docket No. CWA-03-2019-0002**  
**Acceptance of SEP Completion Report**

Dear Mayor Buckley:

The United States Environmental Protection Agency, Region 3 ("EPA") has received your e-mail regarding the confirmation of closure of the Consent Agreement and Final Order (CAFO, CWA-03-2019-002) and its associated Supplemental Environmental Project ("SEP"). On February 15, 2022, the City of Annapolis sent the EPA via email: photo documentation of the construction and completion of the silva cell planter project, the total project cost and construction cost of the project and additional documentation on Silva Cells. The documentation appears to meet the requirements of paragraph 50 of the CAFO which states "...Respondent shall provide written notice ("SEP Completion Report") to EPA of SEP completion, describing all actions taken in furtherance of the SEP. Additionally, Respondent will provide EPA with sufficient documentation to confirm the completion of the SEP and the associated costs incurred and expended by Respondent in completion of the SEP".

Based on the EPA's review, the EPA concludes that the 122 Main Street Silva Cell Planter Project has been completed satisfactorily and accepts the Respondents' SEP Completion Report. We appreciate the efforts expended to complete this project and the lasting water quality improvement that it will have on local water bodies, including the Severn River, and ultimately the Chesapeake Bay. Given the Respondents' timely payment of the penalty, as well as completion of the SEP, this letter confirms that EPA considers this matter closed.

Please note that the City of Annapolis must continue to comply with any applicable Clean Water Act ("CWA") requirements and applicable NPDES permitting requirements. Any noncompliance with the CWA or a current or future NPDES permit could result in the initiation of an additional enforcement action pursuant to the federal enforcement provisions set forth in Section 309 of the CWA, 33 U.S.C. § 1319.

Please do not hesitate to contact Peter Gold, at 215-814-5236, or by email at [gold.peter@epa.gov](mailto:gold.peter@epa.gov), if you have any questions regarding this matter.

Sincerely,

Andrea Bain  
Acting Division Director  
Enforcement and Compliance Assurance Division

cc: Regional Hearing Clerk, Region 3 ([R3\\_Hearing\\_Clerk@epa.gov](mailto:R3_Hearing_Clerk@epa.gov))  
Peter Gold, EPA ([gold.peter@epa.gov](mailto:gold.peter@epa.gov))  
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