

March 2, 2021
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EPA Region VIII
Hearing Clerk

**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

IN THE MATTER OF:)
Colorado Department of Transportation) Docket No. CWA-08-2017-0020
2829 W. Howard Place)
Denver, Colorado 80204,) **AMENDMENT TO ADMINISTRATIVE**
Respondent.) **ORDER FOR COMPLIANCE ON CONSENT**
) Proceeding Under Section 309(a) of the
) Clean Water Act, 33 U.S.C. § 1319(a)

1. The United States Environmental Protection Agency (EPA) and the Respondent Colorado Department of Transportation (CDOT) agree to amend paragraph 71 of the Administrative Order on Consent filed on August 7, 2017 with the Regional Hearing Clerk. As amended, paragraph 71 provides as follows (with “CDPHE” meaning the Colorado Department of Public Health and Environment):

By January 31, 2018, CDOT shall provide the EPA and CDPHE with a written update of its Construction Site Program. The update will include an escalation process to address chronic noncompliance by contractors and a mechanism to track chronic noncompliance by contractors. By January 31, 2019, CDOT shall provide the EPA and CDPHE with a list of chronic violators and measures it has taken to address chronic violations during 2018. By January 31, 2020, CDOT shall provide the EPA and CDPHE with a list of chronic violators and measures it has taken to address chronic violations during 2019. By April 1, 2021, CDOT shall

provide the EPA and CDPHE with a list of chronic violators and measures it has taken to address chronic violations during 2020. By April 1, 2022, CDOT shall provide the EPA and CDPHE with a list of chronic violators and measures it has taken to address chronic violations during 2021.

2. All other provisions of the Administrative Order on Consent remain the same. No further submissions from CDOT to the EPA are required under the Administrative Order on Consent other than under paragraph 71.
3. This amendment shall be effective upon filing a fully executed copy with the Regional Hearing Clerk for EPA Region 8.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, REGION 8

Date: _____

By: COLLEEN RATHBONE
Colleen Rathbone, Chief
Water Enforcement Branch
Enforcement and Compliance Assurance Division
U.S. Environmental Protection Agency, Region 8
1595 Wynkoop Street
Denver, Colorado 80202

Digitally signed by COLLEEN RATHBONE
Date: 2021.03.02 14:33:28 -07'00'

COLORADO DEPARTMENT OF TRANSPORTATION

Date: _____

By: Stephen Harelson
Stephen Harelson
Chief Engineer / Director of Stormwater Compliance
2829 W. Howard Place
Denver, Colorado 80204-2305

Digitally signed by Stephen Harelson
Date: 2021.02.26 17:49:46 -07'00'

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing AMENDMENT TO ADMINISTRATIVE ORDER FOR COMPLIANCE ON CONSENT, with a file stamp indicating the date of filing with the Office of the Regional Hearing Clerk for EPA Region 8, was sent via email to the following:

Stephen Harelson
Chief Engineer / Director of Stormwater Compliance
stephen.harelson@state.co.us

DATE

SIGNATURE