

EPA ENFORCEMENT ACCOUNTS RECEIVABLE CONTROL NUMBER FORM FOR ADMINISTRATIVE ACTIONS

This form was originated by Wanda I. Santiago for

Toni Bandrowicz  
Name of Case Attorney

2/4/15  
Date

in the ORC (RAA) at 918-1113  
Office & Mail Code Phone number

Case Docket Number CWA-01-2015-0019

Site-specific Superfund (SF) Acct. Number \_\_\_\_\_

This is an original debt  This is a modification

Name and address of Person and/or Company/Municipality making the payment:

Jewett & Norman Transportation, Inc.  
41 West Street  
West Bridgewater, MA 02379

Total Dollar Amount of Receivable \$ 6,400 Due Date: \_\_\_\_\_

SEP due? Yes \_\_\_\_\_ No  Date Due \_\_\_\_\_

Installment Method (if applicable)

INSTALLMENTS OF:

1<sup>st</sup> \$ \_\_\_\_\_ on \_\_\_\_\_

2<sup>nd</sup> \$ \_\_\_\_\_ on \_\_\_\_\_

3<sup>rd</sup> \$ \_\_\_\_\_ on \_\_\_\_\_

4<sup>th</sup> \$ \_\_\_\_\_ on \_\_\_\_\_

5<sup>th</sup> \$ \_\_\_\_\_ on \_\_\_\_\_

For RHC Tracking Purposes:

Copy of Check Received by RHC \_\_\_\_\_ Notice Sent to Finance \_\_\_\_\_

**TO BE FILLED OUT BY LOCAL FINANCIAL MANAGEMENT OFFICE:**

IFMS Accounts Receivable Control Number \_\_\_\_\_

If you have any questions call: \_\_\_\_\_  
in the Financial Management Office

\_\_\_\_\_  
Phone Number



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region 1  
5 Post Office Square, Suite 100  
Boston, MA 02109-3912

RECEIVED

FEB - 5 2015

EPA ORC  
Office of Regional Hearing Clerk

**BY HAND**

February 4, 2015

Wanda Santiago  
Regional Hearing Clerk  
U.S. Environmental Protection Agency – Region 1  
5 Post Office Square, Suite 100  
Mail Code ORA18-1  
Boston, MA 02109-3912

Re: In the Matter of Jewett & Noonan Transportation, Inc., West Bridgewater, MA, 02379; Docket No. CWA-01-2015-0019

Dear Ms. Santiago,

Enclosed for filing, please find an Expedited Settlement Agreement (ESA) settling the matter referenced above.

Pursuant to EPA Order Classification No. 2551.1A, dated June 7, 2006, the Regional Hearing Clerk (RHC) shall send a copy of the ESA in any Clean Water Act (CWA) case assessing a penalty under the authority of Section 311 of the CWA to:

U.S. EPA  
Cincinnati Finance Center  
26 W. Martin Luther King Drive (MS-002)  
Cincinnati, OH 45268

In addition, the RHC must pass along the name and address of the regional attorney responsible for any collection recommendation if the civil debt becomes delinquent. For this case, the responsible attorney is:

Tonia Bandrowicz  
Senior Enforcement Counsel  
U.S. Environmental Protection Agency – Region 1  
5 Post Office Square, Suite 100  
Mail Code OES04-3

Boston, MA 02109-3912  
Tel: (617) 918-1734

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in cursive script that reads "Heather L. Thompson". The signature is written in dark ink and is positioned above the printed name.

Heather L. Thompson  
OES Legal Office

Enclosure



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 1  
5 POST OFFICE SQUARE SUITE 100  
BOSTON, MASSACHUSETTS 02109-3912**

**RECEIVED**  
**FEB - 5 2015**

**EXPEDITED SPILL SETTLEMENT AGREEMENT**

EPA ORC  
Office of Regional Hearing Clerk

Docket No. CWA-01-2015-0019

On or around June 11, 2014, Jewett & Noonan Transportation, Inc. ("Respondent"), the owner or operator of an onshore facility located at 415 West Street, West Bridgewater, Massachusetts discharged oil from one of its tanker trucks operating in Gorham, Maine, as defined in 40 CFR §110.1, to an unnamed wetland which discharges to Strout Brook and eventually Stroudwater River, a navigable water of the United States as defined in Section 502(7) of the Act, and 40 CFR § 110.1, or its adjoining shorelines, in violation of Section 311(b)(3) of the Clean Water Act (the "Act").

EPA finds that Respondent is subject to the Act and has violated the Act by discharging a harmful quantity of oil, as defined in 40 CFR § 110.3, into navigable waters of the United States or adjoining shorelines. Respondent admits to being subject to the Act and that EPA has jurisdiction over Respondent and Respondent's conduct as described in this Expedited Settlement. Respondent admits the facts in the first paragraph of this Settlement Agreement, and waives any objections Respondent may have to EPA's jurisdiction.

EPA is authorized to enter into this Expedited Settlement under the authority vested in EPA by Section 311(b)(6)(B)(i) of the Act, 33 U.S.C. § 1321(b)(6)(B)(i), as amended by the Oil Pollution Act of 1990, and by 40 CFR § 22.13(b). The parties enter into this Expedited Settlement in order to settle the civil violations described in this Expedited Settlement for a penalty of **\$6,400**. Respondent consents to the assessment of this penalty.

This Expedited Settlement also is subject to the following terms and conditions: Respondent certifies, subject to civil and criminal penalties for making a false submission to the United States Government, that it has investigated the cause of the spill, has cleaned up the spill pursuant to federal requirements, and has sent a certified check in the amount of **\$6,400**, payable to the Environmental Protection Agency to: U.S. Environmental Protection Agency, Fines and Penalties, P.O. Box 979077, St. Louis, MO 63197-9000. This check shall reference the docket number of the case and the "Oil Spill Liability Trust Fund - 311." Respondent shall send a copy of the check to Heather Thompson, U.S. Environmental Protection Agency, Region 1, 5 Post Office Square Suite 100, Mail Code OES04-4, Boston, Massachusetts 02109-3912, and to the Regional Hearing Clerk, Environmental Protection Agency, Region 1, 5 Post Office Square (ORC-18), Boston, Massachusetts 02109-3912.

Upon signing and returning this Expedited Settlement to EPA, Respondent waives the opportunity for a hearing or appeal pursuant to Section 311 of the Act, and consents to EPA's approval of the Expedited Settlement without further notice.

This Expedited Settlement is binding on the parties signing below, and will become effective upon filing with the Regional Hearing Clerk pursuant to 40 C.F.R. § 22.31(b).

Once the Expedited Settlement is signed by the Regional Judicial Officer, the original Expedited Settlement will be filed with the Regional Hearing Clerk and a copy will be mailed to: U.S. EPA Cincinnati Finance Office, 26 W. Martin Luther King Drive (MS-002), Cincinnati, Ohio 45268. A copy of the Expedited Settlement will also be mailed to the Respondent.

If Respondent does not sign and return this Expedited Settlement as presented within 30 days of the date of its receipt, the proposed Expedited Settlement is withdrawn without prejudice to EPA's ability to file any other enforcement action for the noncompliance identified in this document.

After this Expedited Settlement becomes effective, EPA will take no further civil penalty action against Respondent for the violations of the Act described in this Expedited Settlement. However, EPA does not waive any rights to take any enforcement action for any other past, present, or future violations by Respondent of the Act or of any other federal statute or regulations.

APPROVED BY EPA:

Joanna Jerison Date: 1-13-15  
Joanna Jerison, Legal Enforcement Manager  
Office of Environmental Stewardship

APPROVED BY RESPONDENT:

Name (print): J. Peter Noonan  
Title (print): President  
J. Peter Noonan Date: 1/20/15  
Signature

IT IS SO ORDERED:

LeAnn Jensen Date: 2/4/15  
LeAnn Jensen  
Acting Regional Judicial Officer

THE STATE OF NEW YORK

IN SENATE

REPORT OF THE COMMISSIONERS OF THE STATE CANALS

RECEIVED

REPORT OF THE COMMISSIONERS OF THE STATE CANALS

For the year ending December 31, 1911. The Commission on the State Canals was organized on July 1, 1911, and has since that time been engaged in a study of the various projects for the improvement of the State Canals.

The Commission has the honor to acknowledge the assistance rendered by the various departments of the State, and particularly the Department of Public Works, in the preparation of this report.

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APPROVED

COMMISSIONERS OF THE STATE CANALS

**In the Matter of Jewett & Noonan Transportation, Inc.**  
**EPA Docket No. CWA-01-2015-0019**

**CERTIFICATE OF SERVICE**

I certify that the foregoing Expedited Settlement Agreement was transmitted to the following persons, in the manner specified, on the date below:

Original and one copy  
hand-delivered:

Wanda Santiago  
Regional Hearing Clerk  
U.S. EPA, Region I  
5 Post Office Square, Suite 100  
Boston, MA 02109-3912

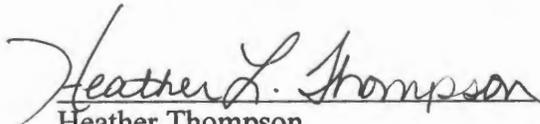
Copy by certified mail,  
return receipt requested:

J. Peter Noonan, President  
Jewett & Noonan Transportation, Inc.  
415 West Street  
West Bridgewater, MA 02379

*Via regular mail →*

Jewett & Noonan Transportation, Inc.  
c/o Michael L. Mahoney  
Duggan Gianacopolos & Mahoney  
89 Access Road Suit A  
Nowood, MA 02062

Dated: 2/4/15

  
Heather Thompson  
Office of Environmental Stewardship  
U.S. Environmental Protection Agency,  
Region I  
5 Post Office Square, Suite 100  
Boston, MA 02109-3912  
Phone: (617) 918-1320  
Fax: (617) 918-0320