



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

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

DELIVERED BY HAND

March 17, 2011

Wanda I. Santiago
Regional Hearing Clerk
U.S. EPA, Region 1
5 Post Office Square - Suite 100
Mail Code: ORA18-1
Boston, MA 02109-3912

RECEIVED
MAR 17 2011
EPA ORC WS
Office of Regional Hearing Clerk

Re: In the Matter of: Gallo Construction,
Docket No. CWA-01-2011-0019

Dear Ms. Santiago:

In accordance with 40 C.F.R. § 22.13(b), enclosed please find a partially-executed proposed Consent Agreement and Final Order ("CAFO") that will simultaneously commence and settle the above-referenced action. The proposed Consent Agreement has been signed by the parties but the Final Order has not been yet approved by the Regional Judicial Officer due to the public notice requirements of the Clean Water Act and 40 C.F.R. § 22.45.

This partially-executed proposed CAFO is being filed in the event that you receive requests seeking copies of this document in response to the public notice. The notice will announce a thirty (30) day public comment period regarding the proposed settlement. The original of the proposed CAFO will be maintained in my personal files until the public notice period expires. Following the close of the comment period, the original CAFO will be submitted to the Regional Judicial Officer for approval. In accordance with 40 C.F.R. § 22.45(c)(3), the fully-executed document will not be filed before 10 days after the close of the comment period.

Sincerely,

Andrew Spejewski
Environmental Engineer
Office of Environmental Stewardship, Water Technical Unit

Enclosure

In the Matter of Gallo Construction
Docket No. CWA-01-2011-0019


CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing, partially-executed Consent Agreement and Final Order and a copy of the public notice for this action have been filed (for public notice purposes) on the date noted below.

One copy,
hand-delivered to:

Wanda I. Santiago
Regional Hearing Clerk
U.S. EPA, Region 1
5 Post Office Square - Suite 100
Mail Code: ORA18-1
Boston, MA 02109-3912

Dated: 17 Mar 2011


Andrew Spejewski
U.S. EPA, Region 1
5 Post Office Square - Suite 100
Mail Code: OES04-1
Boston, MA 02109-3912
617-918-1014