

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

Via UPS Overnight Delivery

NOV 28 2018

Mr. Peter Schrof
Independent Can Company
1300 Brass Mill Road
Belcamp, MD 21017

Re: Letter of Remittance
In the Matter of Independent Can Company
Consent Agreement and Final Order (*Docket No. RCRA-03-2017-0126*)

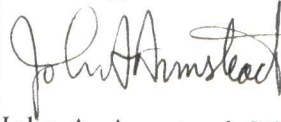
Dear Mr. Schrof:

On August 30, 2017, the Regional Judicial Officer issued a Final Order ratifying the Consent Agreement (collectively, the "CAFO") entered into by the Director of the Land and Chemicals Division of the U.S. Environmental Protection Agency, Region III ("EPA"), and Independent Can Company, ("Respondent"), pursuant to Section 3008(a) of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. § 6928(a) and the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits, 40 C.F.R. Part 22. As a requirement and condition of the settlement, Respondent agreed to pay a penalty of \$33,195.00 and to spend \$36,609.00 in the performance of a Supplemental Environmental Project ("SEP"). The SEP required Respondent to implement a comprehensive Compliance Focused Environmental Management System ("CFEMS") consistent with the EPA Guidance entitled: *Compliance-Focused Environmental Management System-Enforcement Agreement Guidance*, revised June 2005 at its Belcamp, Maryland facility.

EPA has determined that the Respondent timely paid the required \$33,195.00 civil penalty. On September 18, 2018, Respondent, through its contractor, August Mack Environmental, provided EPA with the SEP Completion Report and documentation of its SEP expenditures in accordance with Paragraph 78 of the Consent Agreement. Based on the SEP Completion Report and documentation of SEP expenditures, EPA has determined that Respondent has: (i) completed the SEP in accordance with the requirements and provisions of this CAFO, and, (ii) Respondent has incurred \$36,610.00 in approved SEP expenditures such that the Respondent is not subject to any additional penalties pursuant to the provisions of Consent Agreement Section V or any other provisions, of the Consent Agreement.

EPA has determined that the Respondent has paid all civil penalty amounts due pursuant to the terms of the CAFO and has complied with the SEP requirements and provisions set forth in the Consent Agreement and all additional requirements and provisions of the CAFO. Therefore, in accordance with Paragraph 83 of the Consent Agreement, EPA hereby issues this Letter of Remittance.

Sincerely,



John A. Armstead, Director
Land and Chemicals Division

cc: Joyce Howell, (3RC30) ✓
Eric Greenwood (3LC32)