



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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FILED
EPA REGION VIII
HEARING CLERK

FEB 28 2019

Ref: 8ENF-W-NP

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Joseph and Ronald Muth
DOECK, LLC
400 North Rowley Street
Mitchell, South Dakota 57301

Re: Closure - Administrative Order on Consent, EPA Docket No. CWA-08-2009-0016

Dear Messrs. Muth:

The U.S. Environmental Protection Agency has reviewed the compliance status of your wetland mitigation project located in Rapid City, South Dakota. Based on the U.S. Army Corps of Engineer's site visit on September 6, 2018, and review of your 5th Annual Wetland Mitigation Monitoring Report dated November 12, 2018, the EPA has concluded that you have no remaining obligations under the Administrative Order on Consent (Order) issued to you on June 11, 2009. Accordingly, this Order is now considered closed. Please be advised that closure of this Order does not relieve or change your obligation to comply with the Clean Water Act, and all other applicable federal, state, and local laws.

If you have any technical questions regarding this matter, the most knowledgeable person on my staff is Kenneth Champagne, CWA Enforcement Officer, who can be reached at (406) 457-5025. For any questions of a legal nature, please contact Sheldon Muller, Senior Enforcement Attorney, at (303) 312-6916. Thank you for your cooperation and timely completion of the requirements of the Order.

Sincerely,

A handwritten signature in blue ink, appearing to read "Suzanne J. Bohan".

Suzanne J. Bohan
Assistant Regional Administrator
Office of Enforcement, Compliance and
Environmental Justice

cc: Paul Kraft, Sperlich Consulting Inc. (via email)
Jeff Breckenridge, Corps of Engineers, Ref: #NOW-2008-1389 (via email)
Richard Chong, Corps of Engineers, Ref: #NOW-2008-1389 (via email)
Melissa Haniewicz, EPA, Regional Hearing Clerk, 8TMS-IO (via email)