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Last updated on Wednesday, March 26th, 2008.

Region 7

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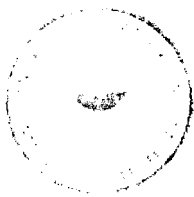


Table of Clean Water Act Civil Penalty Order Public Notices (Posted below are penalties that have been publically noticed i

Public Notice Archives

Please refer to the [Public Notice web page](#) for additional information on public notices.

Date	Docket Number	In the Matter of	Proposed Penalty
03/25/2008	CWA-07-2008-0045	Harold Muschamp, Adams County, Iowa	\$30,100
03/24/2008	CWA-07-2008-0043	Missouri Department of Transportation	\$76,387
03/24/2008	CWA-07-2008-0046	Esselte Pendaflex Corporation, Union, Missouri	\$105,000
03/24/2008	CWA-07-2008-0035	Lacey Brothers Construction, Inc., Ozark, Missouri	\$11,650
03/13/2008	CWA-07-2008-0039	Good-Otis, L.L.C., Raymore, Missouri	\$4,500
02/12/2008	CWA-07-2008-0030	Poverty Knob Farm, Inc., Ida County, Iowa	up to \$157,500
01/28/2008	CWA-07-2008-0017	Shawnee Terra, L.L.C., Topeka, Kansas	\$10,050



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Harold Muschamp, Adams County, Iowa

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

In accordance with Section 309(g)(4)(A) of the Clean Water Act ("CWA"), 33 U.S.C. ' 1319(g)(4)(A), and 40 C.F.R. ' 22.45 of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits (AConsolidated Rules@), notice is hereby given that a Consent Agreement and Final Order ("CA/FO") is proposed with Harold Muschamp ("Respondent") regarding his winter cattle feeding operation in Adams County, Iowa.

Under the CWA, the Environmental Protection Agency (EPA") is authorized to issue orders assessing civil penalties for various violations of the CWA. EPA may issue such orders after beginning either a Class I or Class II penalty proceeding. EPA provides notice of the proposed assessment of a Class II civil penalty pursuant to Section 309 of the CWA. Class II proceedings are conducted under EPA=s Consolidated Rules, 40 C.F.R. Part 22.

In this case, EPA alleges that Respondent discharged feedlot-related waste water into the West Branch of the One Hundred and Two River, a water of the United States, in violation of Section 301 and 402 of the CWA, 33 U.S.C. " 1311 and 1342. Respondent has reached agreement with EPA on the terms of a proposed CA/FO that would resolve this matter. Under the proposed CA/FO, Respondent will pay a civil penalty of \$30,100. Final approval of the proposed CA/FO is subject to the requirements of 40 C.F.R. ' 22.45.

The EPA will receive written comments on the CA/FO for a period of thirty (30) days from the date of publication of this notice. The procedures by which the public may submit written comments on a proposed Class II order or participate in a Class II proceeding and the procedures by which a respondent may request a hearing are set forth in the Consolidated Rules. Persons wishing to receive a copy of EPA's Consolidated Rules, review the CA/FO, comment upon the proposed penalty assessment, or otherwise participate in the proceeding should contact Kathy Robinson, Regional Hearing Clerk, U.S. Environmental Protection Agency, Region VII, 901 N. Fifth Street, Kansas City, Kansas 66101. Please reference Docket No. CWA-07-2008-0045. In order to provide opportunity for public comment, EPA will issue no final order assessing a penalty in this proceeding prior to forty (40) days from the date of this notice.

03/19/2008
Date

/s/Betty J Berry for
William A. Spratlin
Director
Water, Wetlands, and Pesticides Division
U.S. EPA, Region 7

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

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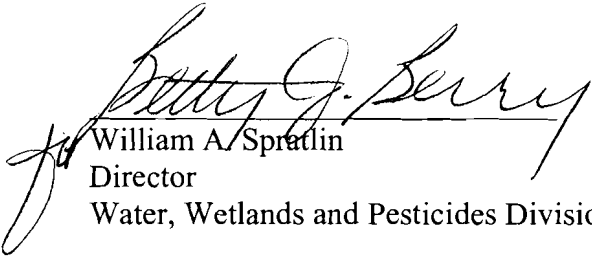
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William A. Spratlin
Director
Water, Wetlands and Pesticides Division