



REGION 3

PHILADELPHIA, PA 19103

VIA ELECTRONIC MAIL

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Re: **In the Matter of: Red Hill Utility, LLC**
Docket No. CWA-03-2022-0018DN
Response to Second Request to Extend the Corrective Action Plan Deadline

Dear Mr. Beard, Ms. Guy, and Mr. Gill:

The United States Environmental Protection Agency, Region 3 ("EPA") is in receipt of your letter, dated June 18, 2026, on behalf of Red Hill Utility, LLC ("Red Hill" or "Respondent"), regarding the above-referenced Administrative Order for Compliance on Consent ("AOC"), and implementation of the Corrective Action Plan ("CAP") required by the AOC. This is Respondent's second request for an extension of time to complete the project set forth in the AOC and CAP.

The parties entered into the AOC under Section 309 of the Clean Water Act, 33 U.S.C. § 1319. The AOC was filed on June 1, 2022 and later amended on May 25, 2023 after Red Hill determined that it would connect the mobile home park to the local public sewer system. Paragraph 60 of the Amended AOC states, "The schedule to implement the remaining corrective actions identified in the CAP shall not exceed 18 months from the approval of the CAP." As a result, the original deadline for completion of the project was March 28, 2025.

On February 4, 2025, the EPA granted an extension of time to complete implementation of the CAP until October 31, 2025.

In its recent June 18, 2026 letter, Red Hill requested to revise the CAP completion schedule again, to November 1, 2027. In this letter, you explained:

As described in various correspondence . . . the primary reason for Red Hill's inability to meet the completion deadline has been the significant delays experienced by Red Hill and its engineering consultant, Koontz Bryant Johnson Williams ("KBJW") in their attempts to obtain necessary permits and approvals from Prince George County ("Prince George"). Because we had little to no information from Prince George regarding the timeline for obtaining these necessary approvals, and Red Hill could not commence work under the CAP without such approvals, until now we have not been able to reasonably estimate a completion date for the project under the CAP.

In your letters and in several meetings with EPA staff, you explained in further detail that Red Hill's consultant has had challenges obtaining information, receiving feedback, and securing plan approval from Prince George County and the City of Petersburg. You also explained that it had taken longer than anticipated to resolve access issues with the Virginia Department of Transportation.

Paragraph 70 of the Consent Agreement provides, "Any request to modify the terms of, or parties to, this AOC shall be submitted, in writing, by Respondent to EPA and shall be subject to review and approval by EPA, in its sole and unreviewable discretion."

Recently, my staff had discussions with you about the ongoing exceedances occurring at the existing treatment plant. In response, Mr. Beard agreed to implement several operational improvements outlined in the attached certified statement.

By this letter, the EPA is determining the following:

The EPA is extending the deadline for completion of the project detailed in the CAP until November 1, 2027. This letter modifies the deadline set forth in Paragraph 60 of the Amended AOC.

The EPA is relying on Red Hill to implement the operational improvements set forth in the attached certified statement.

Please do not hesitate to contact Natalie Katz, Senior Assistant Regional Counsel, at 215-814-2615, or by email at katz.natalie@epa.gov, if you have any questions regarding this matter. After October 31, 2026, please contact Ms. Katz's Supervisor, Manuel Ronquillo at ronquillo.manuel@epa.gov. Red Hill's technical staff or consultant may contact Steven Maslowski of my staff at maslowski.steven@epa.gov.

Sincerely,

Andrea Bain
Acting Director
Enforcement and Compliance Assurance Division

Enclosure:

1. Owner's Certified Statement re Exceedances, dated July, 29, 2026

cc: Regional Hearing Clerk, Region 3 (R3_Hearing_Clerk@epa.gov)
Steven Maslowski, EPA (maslowski.steven@epa.gov)
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