

**EPA ENFORCEMENT ACCOUNTS RECEIVABLE CONTROL NUMBER FORM**

**TO BE FILLED OUT BY ORIGINATING OFFICE:**

(Attach a copy of the final order and transmittal letter to Defendant/Respondent)

This form was originated by: Melissa Toffel 7/21/11  
*Name of Contact person* *Date*

in the RCRA Compliance & Enforcement Branch (3WC31) at 215-814-20610  
*Office* *Phone number*

Non-SF Jud. Order/Consent Decree. DOJ COLLECTS  Administrative Order/Consent Agreement. FMD COLLECTS PAYMENT

SF Jud. Order/Consent Decree. FMD COLLECTS

This is an original debt  This is a modification

Name of Person and/or Company/Municipality making the payment  
Veterans Affairs Medical Center

The Total Dollar Amount of Receivable \$420.00  
(If in installments, attach schedule of amounts and respective due dates)

The Case Docket Number RCRA-03-2011-0102FC

The Site-Specific Superfund Acct. Number N/A

The Designated Regional/HQ Program Office Office of Land Enforcement (3LC70)

**TO BE FILLED OUT BY LOCAL FINANCIAL MANAGEMENT OFFICE:**

The IFMS Accounts Receivable Control Number \_\_\_\_\_

If you have any questions call: \_\_\_\_\_  
*Name of Contact* *Date*

in the Financial Management Office, phone number: \_\_\_\_\_

**JUDICIAL ORDERS: Copies of this form with an attached copy of the front page of the final judicial order should be mailed to:**

- 1. Lori Weidner  
U.S. EPA  
MS-NWD  
26 W ML King Drive  
Cincinnati, OH 45268-0001
- 2. Originating Office (ORC)
- 3. Designated Program Office

**ADMINISTRATIVE ORDERS: Copies of this form with an attached copy of the front page of the administrative order should be sent to:**

- 1. Originating Office
- 2. Designated Program Office
- 3. Regional Hearing Clerk
- 3. Regional Counsel

U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA), REGION III  
1650 Arch Street, Philadelphia PA 19103

UNDERGROUND STORAGE TANK (UST) FIELD CITATION FORM FOR EXPEDITED SETTLEMENT NO. RCRA-03-2011-0102FC

PART I: INSPECTION SUMMARY

On: June 8, 2010 Time: -----  
(Date of Inspection) (a.m. or p.m.)

At: Veterans Affairs Medical Center, FIN 4000719  
(Facility Name and Identification Number)

Address: 50 Irving Street  
Washington, DC 20422

(Name of On-site Representative if not the Owner or Operator)

Name and address of the UST Owner or Operator (circle which applies).

Name: Veterans Affairs Medical Center

Address: 50 Irving Street  
Washington, DC 20422

A duly designated officer, employee, or representative of the EPA or a duly designated officer or employee of the State or Tribe inspected this facility. EPA has reviewed the inspection report and other relevant materials and has identified the following violation(s) of the UST regulations promulgated or approved by EPA under Subtitle I of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. § 6991 et seq.).

1. Violation: Failure to have cathodic protection on steel piping for 2 tanks.

Cite: DCMR Title 20, Chapter 57, Section 5704.2  
[40 C.F.R. § 280.31(a)]

Proposed Penalty: \$ 210 x 2 tanks = \$420.

2. Violation: \_\_\_\_\_

Cite: \_\_\_\_\_

Proposed Penalty: \$ \_\_\_\_\_

PROPOSED PENALTY TOTAL: \$ 420.

EPA finds the Owner or Operator in violation of the above referenced UST regulations.

Abraham Ferdas Date: 6/3/11  
(Signature of Authorized Officer or Employee of EPA)

PART II: SETTLEMENT AGREEMENT/COMPLIANCE ORDER

**A. Settlement Agreement** The Owner or Operator by signing this Settlement Agreement (or by having an authorized representative sign it) agrees to settle the violations identified in Part I, subject to the following terms and conditions:

The Owner or Operator certifies, subject to civil and criminal penalties for making a false submission to the U. S. Government, that he or she has corrected the violations, submitted true and accurate documentation of their correction, and submitted payment to the U.S. Treasury for the amount of \$ 630. in payment of the full proposed penalty amount, as described in Part I of this Form.

The Owner or Operator agrees to comply with the terms of the Compliance Order in Part II.B. Without admitting liability for the violations cited in Part I, the Owner or Operator signing below waives any objections to EPA's jurisdiction with respect to the Compliance Order and this Settlement Agreement, and consents to EPA's final approval of this Settlement Agreement without further notice. The Owner or Operator waives the opportunity for a public hearing pursuant to RCRA section 9006.

Once EPA signs the Settlement Agreement, EPA will take no further enforcement action against the Owner or Operator for the civil violations described in Part I, provided the violations have been timely corrected and the penalty has been paid. EPA does not waive its right to enforce against the Owner or Operator for any other violations not described in Part I and violations of the UST requirements or other requirements listed in Part I that were not corrected in a timely manner.

This Settlement Agreement and Compliance Order will become effective once signed by EPA and is binding on EPA and the Owner or Operator upon signature by both parties. Final approval of the Settlement Agreement and Compliance Order is in the sole discretion of the Regional Administrator, Region III, EPA, or his or her authorized delegate. Upon final approval, EPA shall mail a copy of this document to the Owner or Operator signing below.

SIGNATURE BY OWNER, OPERATOR, OR AUTHORIZED REPRESENTATIVE:

Name (print): Mike Dunfer

Title (print): Acting Medical Center Director

Signature: [Signature] Date: 7-5-11

**B. Compliance Order:** This Compliance Order is issued under the authority of RCRA section 9006 to resolve the civil violations identified in Part I. The Owner or Operator is ordered to correct the violations, submit true and accurate documentation that the violations were corrected, and pay the total penalty amount listed in Part I of this Form. This Compliance Order shall become final and enforceable only upon signature by an EPA official with the authority to sign this document.

SIGNATURE BY EPA APPROVING THE SETTLEMENT AGREEMENT AND COMPLIANCE ORDER:

Name (print): Abraham Ferdas

Title (print): Director, Land and Chemicals Division

Signature: [Signature] Date: 7/13/11

Notes:



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

**Via UPS**

Mr. Michael Dunfee, Acting Medical Center Director  
Veterans Affairs Medical Center  
50 Irving Street  
Washington, DC 20422

**Re: Field Citation # RCRA-03-2011- 0102FC**

Dear Mr. Dunfee:

Enclosed please find a copy of a signed and approved Settlement Agreement for the Veterans Affairs Medical Center facility, regarding the underground storage tanks located at 50 Irving Street, in Washington, DC. The Underground Storage Tank violations have been corrected, the associated penalty has been paid, and EPA now considers this case closed.

If you have any questions or require additional information, please feel free to contact Ms. Melissa Toffel of my staff at 215-814-2060.

Sincerely,

A handwritten signature in cursive script, appearing to read "Abraham Ferdas".

Abraham Ferdas, Director  
Land and Chemicals Division

Enclosures

Cc: M. Toffel (3LC70)



DEPT OF VETERANS AFFAIRS  
CHARLES R WILLIS JR  
VA MEDICAL CTR 686 90CC  
50 IRVING ST NW  
WASHINGTON, DC 20422-0001

United States Government  
For Official Use Only  
US Government Tax Exempt

2044  
17-2/910 77770

DATE

*PAY TO THE ORDER OF* US Department of Treasury \$ 420.00  
Four Hundred Twenty <sup>00</sup>/<sub>100</sub> *\_\_\_\_\_* DOLLARS  ISSUED  
RETURN  
TO ISSU-  
ER

**usbank.** U.S. BANK CONVENIENCE CHECK  
U.S. Bank National Association  
Minneapolis, MN 55440

NOT VALID FOR MORE THAN \$3000/VOID AFTER 30 DA

FOR RCRA-03-2011-0102FC

685-IF1010  
*Charles R Willis*

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