



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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Denver, CO 80202-1129
Phone 800-227-8917
www.epa.gov/region08

9/14/2022

1:37pm

Received by
EPA Region VIII
Hearing Clerk

Ref: 8ENF-W-NW

SENT VIA EMAIL
DIGITAL READ RECEIPT REQUESTED

Mr. Stephen Harelson
Chief Engineer / Director of Stormwater Compliance
Colorado Department of Transportation
stephen.harelson@state.co.us

Re: Closure of Administrative Order for Compliance on Consent under Section 309 of the Clean Water Act Docket No. CWA-08-2017-0020

Dear Mr. Harelson:

This letter is to inform you of the U.S. Environmental Protection Agency's (EPA's) decision to close the Administrative Order for Compliance on Consent (Order), Docket No. CWA-08-2017-0020, issued to the Colorado Department of Transportation (CDOT) on August 7, 2017 and subsequently amended on March 2, 2021. EPA has determined that CDOT has no remaining obligations under the Order and, therefore, is closing the Order at this time.

Please be aware that CDOT is still required to comply with the Clean Water Act (Act), its implementing regulations, and permits, including section 402 of the Act, 33 U.S.C. § 1342, 40 C.F.R. 122.26 and CDOT's municipal separate storm sewer system (MS4) permit (COS000005). Violations of the Act, its implementing regulations, or permits may result in a court-imposed injunction and/or penalties of up to \$59,973 per day for each violation.

If you have any questions regarding this letter or any other matters pertinent to compliance with the Act, you may contact Emilio Llamozas, Environmental Engineer, at (303) 312-6407 or llamozas.emilio@epa.gov. Any questions from counsel should be directed to Peggy Livingston, Senior Assistant Regional Counsel, at (303) 312-6858 or livingston.peggy@epa.gov.

Thank you for your assistance in resolving this matter.

Sincerely,

Colleen Rathbone, Manager
Water Enforcement Branch
Enforcement and Compliance Assurance Division

cc: Regional Hearing Clerk, EPA Region 8 (via email)
Jean Cordova, Water Quality Section Manager, CDOT (via email)

ECN 402.0021.2016