



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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DENVER, CO 80202-1129
Phone 800-227-8917
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#7009-3410-0000-2591-9831

JUN 08 2012

Ref: 8ENF-W

Kenneth L. Schell, and
Twin Peaks Excavating, Inc.
883 State Highway 52
Erie, CO 80516

Re: Closure - Administrative Compliance Order on
Consent, Docket No. CWA-08-2008-0004

Dear Mr. Schell:

The U.S. Environmental Protection Agency (EPA) has reviewed your most recent Annual Monitoring Report for the Rock Creek Wetland Restoration Project. Based on this review and an inspection of the site on May 14, 2012, with your consultant, Michael Hart, the EPA has determined that you have satisfactorily completed all of the requirements of the Findings of Violation and Administrative Order for Compliance (Order) issued to you on December 19, 2007. 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, Section 404 Enforcement Officer, who can be reached at (303) 312-6608. For any legal questions, please contact Thomas Sitz, Enforcement Attorney, at (303) 312-6918. Thank you for your timely completion of the requirements of the Order.

Sincerely,

Andrew M. Gaydosh
Assistant Regional Administrator
Office of Enforcement, Compliance and
Environmental Justice



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