



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 7**

11201 Renner Boulevard  
Lenexa, Kansas 66219

APR 03 2013

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Article No.: 7012 1640 0001 7091 5091

The Honorable James B. Daggs  
Mayor  
City of Ackley  
208 State Street  
Ackley, Iowa 50601

Re: Termination of Findings of Violation and Order for Compliance on Consent  
City of Ackley, Iowa  
Docket No.: CWA-07-2008-0081

Dear Mayor Daggs:

On September 30, 2008, the above referenced Findings of Violation and Order for Compliance on Consent (Order) was filed with the Regional Hearing Clerk under the authority of Section 309(a)(3) of the Clean Water Act, 33 U.S.C. § 1319(a)(3). On February 13, 2013, the City of Ackley submitted its latest semiannual report covering the third and fourth quarters of calendar year 2012. The EPA has reviewed that report and additional information received from the City's engineer on March 25, 2013, and has determined that the requirements of the Order have been adequately met. This letter serves as a notification to you that the EPA is terminating the Order as provided in Paragraph 34 of the Order. The EPA's decision to terminate the Order is conditioned upon the accuracy of your representations to the EPA in response to the requirements of the Order.

The effect of this termination is limited to the requirements imposed under the Order. The EPA reserves all of its authorities, both legal and equitable, under the CWA and any other statutory, regulatory, or common law authorities of the United States.

If you have any questions relating to this termination letter or the above referenced enforcement action, please contact Wayne Dillard of my staff at (913) 551-7885, or Pat Miller, the attorney assigned to this matter at (913) 551-7283.

Sincerely,

Karen A. Flournoy  
Director

Water, Wetlands and Pesticides Division

cc: Dennis Ostwinkle, IDNR Field Office #6  
Jeff Vansteenburgh, IDNR Field Office #2  
Regional Hearing Clerk, EPA Region 7



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