



REGION 3

PHILADELPHIA, PA 19103

VIA ELECTRONIC MAIL and USPS

Jason C. Foster
Chief Engineer - Development
1900 Kanawha Boulevard, East
Building 5, Room 148
Charleston, West Virginia 25305-0430
jason.c.foster@wv.gov

Travis E. Long
Director – Technical Support Division
WV Division of Highways
Travis.e.long@wv.gov

Re: Administrative Order on Consent – Docket No. CWA-03-2024-0113DN

Dear Mr. Foster and Mr. Long:

Attached is the executed Administrative Order on Consent (“AOC”) concerning violations of the Clean Water Act (“CWA”), 33 U.S.C. § 1251 - 1389. The United States Environmental Protection Agency (“EPA”) Region 3 is issuing this AOC to West Virginia Department of Transportation, Division of Highways (“WVDOH”) under the authority of Section 309(a) of the Clean Water Act (“CWA” or “Act”), 33 U.S.C. § 1319(a), for violations of WVDOH’s Municipal Separate Storm Sewer System (MS4) program. The AOC requires WVDOH to submit certain documents to the EPA and implement certain activities in order to meet the requirements of WVDOH’s National Pollutant Discharge Elimination Permit No. WVR030004, which became effective August 11, 2014, with an expiration date of August 11, 2019, and which was administratively extended thereafter.

The AOC requires WVDOH to perform several tasks to return to compliance. These tasks are listed in Section V. Order on Page 17 of the AOC.

Please note that the effective date of this AOC is today, the date of your receipt of this document. Under the AOC, WVDOH must also submit annual reports to the EPA for a period of two years from the date of the submittals required in Paragraphs 124 and 125 in accordance with Paragraph 126 of the AOC.

If you have any questions regarding the AOC, please contact Mike Greenwald of the NPDES Enforcement Section at (215) 814-2398 or greenwald.michael@epa.gov, or have your attorney contact Manuel Ronquillo, the attorney assigned to this matter, at (215) 814-2660 or ronquillo.manuel@epa.gov.

Sincerely,

Karen Melvin
Director
Enforcement & Compliance Assurance Division

Enclosure

1. Administrative Order on Consent – Docket No. CWA-03-2024-0113DN

cc: Mike Greenwald, EPA (greenwald.michael@epa.gov)
Manuel Ronquillo, EPA (ronquillo.manuel@epa.gov)