

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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FILED
EPA REGION VIII
HEARING CLERK

In the Matter of:)
)
47th Street Townhomes, LLC,)
Jordahl Custom Homes, Inc.,)
and)
Master Construction Co., Inc.)
)
Respondents.)
_____)

Docket No. CWA-08-2009-0021

**RESPONDENTS 47th STREET
TOWNHOMES, LLC & JORDAHL
CUSTOM HOMES, INC.'S AMENDED
ANSWER TO PENALTY COMPLAINT
AND REQUEST FOR HEARING**

Respondents, 47th Street Townhomes, LLC (hereinafter "47th Street") and Jordahl Custom Homes, Inc. (hereinafter "Jordahl"), as and for their Answer to the Penalty Complaint and Notice of Opportunity for Hearing ("Complaint") allege and state as follows:


1. Except as is hereinafter admitted, qualified, or otherwise explained, Respondents, 47th Street and Jordahl deny each and every allegation of the Complaint.
2. Respondents, 47th Street and Jordahl admit Paragraphs 1 through 7, 9, 13, 14, 17 through 33, and 35 of the Complaint.
3. Respondents, 47th Street and Jordahl admit Paragraph 8 of the Complaint to the extent that Master Construction began construction on or about April 28, 2008. Respondents deny that Master Construction had completed construction by May 30, 2008.
4. Respondents, 47th Street and Jordahl admit Paragraph 28 of the Complaint to the extent that the Environmental Protection Agency apparently inspected the site on or about September 23, 2008.

5. Respondents, 47th Street and Jordahl are without information to either admit or deny Paragraph 34 of the Complaint.

WHEREFORE, Respondents 47th Street and Jordahl request a hearing with respect to the allegations of the Complaint and the appropriateness of the proposed penalty.

Dated: May 7, 2010.

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