



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

RUST-05-2010-0022

AUG 30 2010

Billing Docket #

2751006M012

**CERTIFIED MAIL #7001 0320 0006 1559 1503**  
**RETURN RECEIPT REQUESTED**

REPLY TO THE ATTENTION OF:  
LR-8J

Mr. T. T. Posuniak  
PWD Crane, Environmental Division Manager  
Crane Naval Surface Warfare Center  
300 Highway 361  
Crane, Indiana 47522

**Re: Notice of Violation and Compliance Order/Settlement Agreement for  
the Crane Naval Surface Warfare Center facility, located at 300 Highway  
361, Crane, Indiana**

Dear Mr. Posuniak:

On June 1, 2010, the U.S. Environmental Protection Agency, Underground Storage Tank Section issued a Notice of Violation and a Compliance Order/Settlement Agreement concerning underground storage tank (UST) violations (i.e., release detection violations), found at the Crane Naval Surface Warfare Center facility, 300 Highway 361, Crane, Indiana. This letter is to inform you that we have received your signed copy of the Settlement Agreement, dated July 29, 2010. We also received your supporting documentation stating that the UST violations were addressed. In addition, we received your penalty transaction (tracking #2513S4E) for a total of \$300.00 in penalties.

The Settlement Agreement states that it is effective upon EPA's final approval. This is to inform you that I have enclosed a signed and dated copy of the approved Settlement Agreement. The original Settlement Agreement will remain in the EPA's files. We also have accepted and processed your check as part of the settlement process. If you have any further questions, please feel free to contact Arturo Cisneros, of my staff, at 312/886-7447.

Sincerely,

Paul J. Little  
Acting Chief, RCRA Branch  
Land and Chemicals Division

Original  
Letter  
(to be  
mailed out)

Billing Vaket #

2751006M012

**RUST-05-2010-0022**

cc: Skip Powers, Indiana Department of Environmental Management

U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) REGION 5  
77 West Jackson Boulevard (LR-8J), Chicago, Illinois 60604-3590  
UNDERGROUND STORAGE TANK (UST) FIELD CITATION FORM FOR EXPEDITED SETTLEMENT NO. R5-UST-10-005-AC

PART I: INSPECTION SUMMARY

On: 6/23/09 Time: 12:47 PM

At: Crane Naval Surface Warfare Center  
Address: 300 Highway 361  
Crane, IN 47522

Mr. James A. Riggins, PE  
(Name of Site Representative if not the Owner or Operator)

Name and address of the UST Operator

Name: \_\_\_\_\_  
Address: 300 Highway 361  
Crane, IN 47522

A duly designated officer, employee, or representative of the EPA or a duly designated officer or employee of the State or Tribe inspected this facility. EPA has reviewed the inspection report and other relevant materials and has identified the following violation(s) of the UST regulations promulgated or approved by EPA under Subtitle I of the Resource Conservation and Recovery Act (RCRA) (42 U.S.C. § 6991 et seq).

1. Violation: Failure to provide any release detection for underground piping.  
Cite: State Reg. No. 329 IAC 9-7-5 (08/11/2006)  
[40 CFR 280.44]  
Proposed Penalty: \$300

2. Violation: \_\_\_\_\_  
Cite: State Reg. No.  
[40 CFR]  
Proposed Penalty: \_\_\_\_\_

3. Violation: \_\_\_\_\_  
Cite: State Reg. No.  
[40 CFR]  
Proposed Penalty: \_\_\_\_\_

4. Violation: \_\_\_\_\_  
Cite: State Reg. No.  
[40 CFR]  
Proposed Penalty: \_\_\_\_\_

TOTAL PROPOSED PENALTY : \$300

EPA finds the Owner or Operator in violation of the above referenced UST regulations

[Signature]  
(Signature of EPA Inspector) 5-12-10  
(Date)

Part II: SETTLEMENT AGREEMENT / COMPLIANCE ORDER

A. Settlement Agreement : The Owner or Operator by signing this Settlement Agreement (or by having an authorized representative sign it) agrees to settle the violations identified in Part I, subject to the following terms and conditions:

The Owner or Operator certifies, subject to civil and criminal penalties for making a false submission to the U. S. Government, that he or she has corrected the violations, submitted true and accurate documentation of their correction, and submitted payment to the U.S. Treasury for the amount of \$300 in payment of the full proposed penalty amount, as described in Part I of this Form.

The Owner or Operator agrees to comply with the terms of the Compliance Order in Part II.B. Without admitting liability for the violations cited in Part I the Owner or Operator signing below waives any objections to EPA's jurisdiction with respect to the Compliance Order and this Settlement Agreement, and consents to EPA's final approval of this Settlement Agreement without further notice. The Owner or Operator waives the opportunity for a public hearing pursuant to RCRA section 9006.

Once EPA signs the Settlement Agreement, EPA will take no further enforcement action against the Owner or Operator for the civil violations described in Part I, provided the violations have been timely corrected and the penalty has been paid. EPA does not waive its right to enforce against the Owner or Operator for any other violations not described in Part I and violations of the UST requirements or other requirements listed in Part I that were not corrected in a timely manner.

This Settlement Agreement and Compliance Order will become effective once signed by EPA and is binding on EPA and the Owner or Operator upon signature by both parties. Final approval of the Settlement Agreement and Compliance Order is in the sole discretion of the Regional Administrator, Region 5, EPA, or his or her authorized delegate. Upon final approval, EPA shall mail a copy of this document to the Owner or Operator signing below.

SIGNATURE BY OWNER, OPERATOR, OR AUTHORIZED REPRESENTATIVE :

X Name (Print): James A. Riggins  
X Title (Print): NASWS NW SWD CRANE EV DIRECTOR  
X Signature: [Signature] Date: 7/29/10

B. Compliance Order : This Compliance Order is issued under the authority of RCRA section 9006 to resolve the civil violations identified in Part I. The Owner or Operator is ordered to correct the violations, submit true and accurate documentation that the violations were corrected, and pay the total penalty amount listed in Part I of this Form. This Compliance Order shall become final and enforceable only upon signature by an EPA official with the authority to sign this document.

Name (Print): Paul Little  
Title (Print): Acting Chief, RCRA Branch  
Signature: [Signature] Date: 8-26-10

Notes:

RUST-05-2010-0022

Billing Voucher # 2751026M012

REGN 1 2 3 4 5 6 7 8 9 10 DC CIN TRVL JURYDTY CRDRFND SALES/PROPERTY TUITION IAG/RFNDSPARK

CNTCT: LORI DANA MICHELE JOE DICK VAL PATTI ELZBTH EVELYN CRAIG ERIC BLAKE KIM (TDY PCS) GOETZ

### COLLECTION INFORMATION

DEPOSIT (SCHEDULE) NMBR

274710

SUSPENSE

LIABILITY

CR NUMBER

U5T051005AC

REMOVED BY \_\_\_\_\_

REMOVED DATE \_\_\_\_\_

BILL NUMBER (IF DIFFERENT FROM CR NBR)

IFMS ENTERED DATE: \_\_\_\_\_

DATE ITEM REC'D (IF NOT CIRCLED ON CHECK)

IFMS ENTERED BY: 7/12/10

IPAC TO: LV RTP HQ

COLLECTION ENTRY DONE BY ALEX

Agency: EPACFC Application: EPA Miscellaneous Payments

#### Transaction Information

Pay.gov Tracking ID: 2513S4AE

Agency Tracking ID: 74125807951

Account Holder Name: Department of the Navy

Transaction Date (ET): 7/12/2010 03:41 PM

Transaction Amount: \$300.00

Email Address:

Address: 300 Highway 361 Crane IN 47522 USA

Event: Sale

Credit Card Type: Visa

Credit Card Number: \*\*\*\*\*9540

Expiration: 02/2013

Site/Proj	AMOUNT	REF. Line
		998 001
		997
	<u>300.00</u>	<u>001</u>
		002
		003
		004
		005
		999

\*Individual or Business:  Individual  Business

Debtor Name: Department of the Navy

\*Address: 300 Highway 361

\*City: Crane

\*State: IN

\*Zip: 47522

\*Phone Number: (812) 854-3257

Email Address: james.riggins@navy.mil

\*Type of Payment: Citation/Ticket

\*Invoice #:

RIN# or Bill# [REDACTED] (i.e. 05-RIN-0101-06 or 2750608F101)

Site ID or Bill# [REDACTED] (i.e. 05J3 or 2750630T101)

Court Order# or Bill# [REDACTED] (i.e. CWA-05-2006-0101 or 2750643W101)

Citation# or Bill# [REDACTED] (i.e. NAV-9-06-125 or 2750606U101)

Bill# or DCN (Travel) [REDACTED] (i.e. 0563XMT100 or 27C0607M101)

Bill# or description [REDACTED] (i.e. Jury Duty or Permit Fee)

\*Payment Amount: \$ 300.00