

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 7
11201 RENNER BOULEVARD
LENEXA, KANSAS 66219

UNITED STATES
ENVIRONMENTAL PROTECTION
AGENCY-REGION 7
2019 AUG -1 AM 2: 22

BEFORE THE ADMINISTRATOR

IN THE MATTER OF)
)
ABP Funding, LLC) Docket No. CWA-07-2019-0245
AND)
KAT Excavation, Inc.)
)
)
Respondents) FINDINGS OF VIOLATION
) AND ORDER FOR COMPLIANCE
)
Proceedings under Section 309(a)(3) of the)
Clean Water Act, 33 U.S.C. § 1319(a)(3))
_____)

Preliminary Statement

1. The following Findings of Violation are made and Order for Compliance (“Order”) is issued pursuant to the authority of Section 309(a)(3) of the Clean Water Act (“CWA”), 33 U.S.C. § 1319(a)(3). The authority to take action under Section 309(a)(3) of the CWA, 33 U.S.C. § 1319(a)(3), is vested in the Administrator of the U.S. Environmental Protection Agency (“EPA”). The Administrator has delegated this authority to the Regional Administrator, EPA Region 7, who in turn has delegated it to the Director of the Enforcement and Compliance Assurance Division of EPA Region 7.

2. The Respondents in this case are ABP Funding, LLC and KAT Excavation, Inc. (“Respondents”).

Statutory and Regulatory Framework

3. Section 301(a) of the CWA, 33 U.S.C. § 1311(a), prohibits the discharge of pollutants, unless such discharge is in compliance with, *inter alia*, Section 402 of the CWA, 33 U.S.C. § 1342, which provides that pollutants may be discharged only in accordance with the terms of a National Pollutant Discharge Elimination System (“NPDES”) permit.

4. The CWA prohibits the discharge of “pollutants” from a “point source” into a “navigable water” of the United States, as these terms are defined by Section 502 of the CWA, 33 U.S.C. § 1362.

5. Section 502(7) of the CWA defines “navigable waters” as the “waters of the United States, including territorial seas.” 33 U.S.C. § 1362(7). In turn, “waters of the United States” has been defined to include, inter alia, all waters which are currently used, were used in the past, or may be susceptible to use in interstate or foreign commerce; and tributaries to such waters. 40 C.F.R. § 122.2 (1993).

6. Section 402(p) of the CWA, 33 U.S.C. § 1342(p), sets forth requirements for the issuance of NPDES permits for the discharge of stormwater. Section 402(p) of the CWA requires, in part, that a discharge of stormwater associated with an industrial activity must comply with the requirements of an NPDES permit issued pursuant to Sections 301 and 402 of the CWA.

7. Pursuant to Section 402(p) of the CWA, 33 U.S.C. § 1342(p), EPA promulgated regulations at 40 C.F.R. § 122.26 that set forth the NPDES permit requirements for stormwater discharges.

8. 40 C.F.R. § 122.26(b)(14)(x) defines “storm water discharge associated with industrial activity,” in part, as construction activity including clearing, grading, and excavation, except operations that result in the disturbance of less than five acres of total land area which are part of a larger common plan of development or sale.

9. 40 C.F.R. §§ 122.26(a)(1)(ii) and 122.26(c) require dischargers of stormwater associated with industrial activity to apply for an individual permit or to seek coverage under a promulgated stormwater general permit.

10. The Kansas Department of Health and Environment (“KDHE”) is the state agency with the authority to administer the federal NPDES program in Kansas pursuant to Section 402 of the CWA. EPA maintains concurrent enforcement authority with authorized states for violations of the CWA.

FACTUAL BACKGROUND

11. Each Respondent is a “person,” as defined by Section 502(5) of the CWA, 33 U.S.C. § 1362(5).

12. At all times relevant to this action, Respondent ABP Funding, LLC was an owner or operator of a residential construction site (“Site”) known as Fallbrook, comprised of approximately 16 acres, which is located northwest of the intersection of 110th West Terrace and Barker Road in Olathe, Kansas.

13. At all times relevant to this action, Respondent KAT Excavation, Inc. was a contractor of Respondent ABP Funding, LLC that conducted land disturbance activities at the Site, and was an owner or operator of the Site.

14. At the time of the EPA inspection, described below, Respondents, and/or persons acting on their behalf, had cleared and graded approximately 11 acres of the 16-acre construction project at the Site.

15. Stormwater, snow melt, surface drainage, and runoff water leave Respondents' Site and discharge into an unnamed tributary to Mill Creek and Mill Creek.

16. Stormwater from the Site contains "pollutants" as defined by Section 502(6) of the CWA, 33 U.S.C. § 1362(6).

17. The Site has "stormwater discharges associated with industrial activity" as defined by 40 C.F.R. § 122.26(b)(14) and is a "point source" as defined by Section 502(14) of the CWA, 33 U.S.C. § 1362(14).

18. Mill Creek and its tributary identified in Paragraph 15 above are "navigable waters.". Section 502(7) of the CWA, 33 U.S.C. § 1362(7), defines "navigable waters," as the "waters of the United States, including territorial seas." In turn, "waters of the United States" has been defined to include, *inter alia*, all waters which are currently used, were used in the past, or may be susceptible to use in interstate or foreign commerce; tributaries to such waters. 40 C.F.R. § 122.2 (1993).

19. Stormwater runoff from Respondents' industrial activity at the Site results in the addition of pollutants from a point source to navigable waters, and thus is the "discharge of a pollutant" as defined by CWA Section 502(12), 33 U.S.C. § 1362(12).

20. Respondents' discharge of pollutants associated with an industrial activity, as defined by 40 C.F.R. § 122.26(b)(14), requires a permit issued pursuant to Section 402 of the CWA, 33 U.S.C. § 1342.

21. KDHE NPDES General Permit No. KSR100000 ("Permit") dated July 14, 2017 was effective August 1, 2017; the Permit will expire on July 31, 2022. This Permit governs Respondents' stormwater discharges that are associated with industrial activity at the Site.

22. The principal requirement of the Permit is for the owner to develop and implement a Stormwater Pollution Prevention Plan ("SWPPP"). The SWPPP must identify potential sources of pollution which may reasonably be expected to affect the quality of the stormwater discharge from the construction activities, describe and ensure the implementation of best management practices ("BMPs") that will be used to reduce the pollutants in stormwater discharge associated with industrial activity for construction activities at the construction site, and to assure compliance with the terms and conditions of the Permit.

23. On December 28, 2017, Respondent ABP Funding, LLC submitted a Notice of Intent ("NOI") with KDHE seeking coverage under the Permit, and on February 2, 2018, KDHE authorized the coverage under permit number KSR113410.

24. On May 1, 2019, EPA conducted an assessment (“Assessment”) of the Site from 110th West Terrace under the authority of Section 308(a) of the CWA, 33 U.S.C. § 1318(a), to evaluate Respondents’ compliance with the Permit and the CWA. Based on observations during the assessment, the EPA determined a site inspection was necessary.

25. On May 14, 2019, EPA inspectors observed the from public access areas and identified likely violations of the CWA.

26. On May 17, 2019, EPA performed a Construction Stormwater Compliance Evaluation Inspection (“Inspection”) of the Site under the authority of Section 308(a) of the CWA, 33 U.S.C. § 1318(a), to evaluate Respondents’ compliance with the Permit and the CWA.

27. During the Inspection or shortly thereafter, the EPA inspector reviewed and obtained copies of documents related to the Permit, including without limitation, the Site’s SWPPP dated October 15, 2017 and Site inspection and self-monitoring records. The EPA inspector also toured the Site and photographed various stormwater-related areas.

28. During the Inspection, the EPA inspector observed and documented sediment in the unnamed tributary to Mill Creek that could be traced back to the Site. The failure to stabilize the site after construction activities had ceased and other NPDES permit violations contributed to the sediment observed in the tributary.

29. On May 24, 2019, the EPA inspector issued a Notice of Potential Violation (“NOPV”) citing, *inter alia*, sediment trackout along 110th West Terrace, inadequate sediment controls on stormwater inlets, failure to stabilize site after activities ceased in the Fall of 2018, mulch and silt fence in need of maintenance, and unprotected and disturbed slope at the northeast corner of the site. The Respondent’s have not responded to NOPV nor have they provided information related to compliance efforts.

FINDINGS OF VIOLATION

Count 1

Failure to Ensure that Discharges do not Contribute to an Excursion of Kansas Surface Water Quality Standards

30. Paragraphs 1 through 29 are re-alleged and incorporated herein by reference.

31. Part 3, Paragraph 4 of the Permit, What This Permit or the Rainfall Erosivity Waiver Does Not Cover, states that the Permit does not authorize construction activities that result in the discharge of stormwater runoff which violates the Kansas Surface Water Quality Standards.

32. During the Inspection referenced above, the EPA inspector observed accumulated sediment in the unnamed tributary to Mill Creek. In places, the sediment covered or filled much of the unnamed tributary. The sediment could be traced to the construction activities at the Site and Respondents' failures to comply with the conditions and limitations of the NPDES permit. The observed sediment is a violation of Kansas Surface Water Quality Standards. K.A.R. 28-16-28e.

33. Respondents' alleged failure to ensure that discharges from the Site do not contribute to an excursion of water quality standards is a violation of the conditions and limitations of the Permit, and as such, is a violation of Sections 301(a) and 402(p) of the CWA, 33 U.S.C. §§ 1311(a), 1342(p).

Count 2

Failure to Properly Install, Operate, and/or Maintain Best Management Practices (alternatively, Failure to Fully Implement the Provisions of the SWPPP)

34. Paragraphs 1 through 33 are re-alleged and incorporated herein by reference.

35. Part 7 of the Permit, SWPPP Requirements and Guidelines, states the permittee shall fully implement the provisions of the SWPPP required as a condition of the Permit throughout the term of the construction project.

36. Part 7 of the Permit further states that the permittee shall select, install, utilize, operate and maintain effective BMPs.

37. Part 7.1 of the Permit, General SWPPP Requirements, states the permittee shall ensure the BMPs and/or pollution controls are properly installed and maintained at the locations and relative timeframes specified in the SWPPP.

38. Part 7.2.3(1) of the Permit, Detailed SWPPP Requirements, requires the permittee to design, install, and maintain BMPs that control stormwater volume and velocity in order to minimize pollutant discharges.

39. Part 7.2.3(3) of the Permit, Detailed SWPPP Requirements, requires the permittee to design, install, and maintain BMPs that minimize the amount of soil exposed during construction activity.

40. Part 7.2.3(5) of the Permit, Detailed SWPPP Requirements, requires the permittee to design, install, and maintain BMPs that minimize sediment discharges from the site.

41. Part 7.2.3(12) of the Permit, Detailed SWPPP Requirements, requires the permittee to design, install, and maintain BMPs that minimize off-site tracking of soils by utilizing wheel washing facilities or an appropriately designed construction entrance and exit.

42. Part 7.2.5 of the Permit, Temporary and Permanent Non-Structural BMPs, requires the permittee to stabilize areas immediately whenever any clearing, grading, excavating, or other soil disturbing activities have permanently ceased on any portion of the site and will not resume for a period exceeding 14 calendar days.

43. Part 7.2.9(5) of the Permit, Additional Site Management BMPs requires portable toilets for the proper disposal of sanitary sewage.

44. During the EPA Assessment, Site Visit and Inspection referenced above, the inspector observed that:

- a. At the time of the May 17, 2019 inspection, the facility had a construction entrance/exit that was not constructed per the SWPPP; prior to May 17, the facility had no construction entrance/exit and the lack of construction exit resulted in trackout present on the roadway as well as sediment exiting and remaining unswept on the street;
- b. At the time of the May 14, site visit, a portable toilet was placed on top of a stormwater inlet. The port-o-let was moved prior to the Inspection, but the SWPPP was not updated to note the new location
- c. The sediment rock socks on the north and south side of West 110th Terrace were full of sediment and needed to be maintained;
- d. Velocity control devices were not present within the stormwater conveyance ditch;
- e. There were no sediment controls on slopes, and no attempt to temporarily or permanently stabilize the site had been made, despite the fact that the site was fully disturbed and no activities had been occurring for more than 14 days.
- f. The perimeter mulch/silt fence had been washed out or needed to be refreshed;
- g. The stormwater inlet silt fence was not installed correctly;
- h. The hillside where the sanitary sewer line was to be installed did not have a BMP that was identified in the SWPPP;
- i. Rip-rap at storm sewer outlets needed maintenance.

45. The failures to comply with the terms and conditions of the Permit resulted in observed impacts to the unnamed tributary to Mill Creek.

46. Respondents' alleged failure to properly install, operate, and/or maintain BMPs at the Site or, in the alternative, failure to fully implement the SWPPP, is a violation of the conditions and limitations of the Permit, and as such, is a violation of Section 402(p) of the CWA, 33 U.S.C. § 1342(p).

Count 3

Failure to Develop an Adequate SWPPP

47. Paragraphs 1 through 46 are re-alleged and incorporated herein by reference.
48. Part 7 of the Permit, SWPPP Requirements and Guidelines, states that before initiating construction activities the permittee shall develop a SWPPP which is specific to the construction activities which are employed at the site authorized by the NPDES Permit.
49. Part 7.2.2 of the Permit, Description of BMPs, states that the SWPPP shall include a description of BMPs, including when, in relation to each phase of construction, the BMP and/or pollution control will be installed.
50. Part 7.2.2 of the Permit, Description of BMPs, states that the SWPPP shall include a description of BMPs, including what site conditions must be met before removal of the BMP if it is not permanent.
51. Part 7.2.3(11) of the Permit, Detailed SWPPP Plan Requirements, states that the SWPPP shall include BMPs that are designed, installed, and maintained to minimize the generation of dust through the application of water or other dust suppression techniques.
52. Part 7.2.7 of the Permit, Sedimentation Basins, states that the SWPPP shall require a sedimentation basin where feasible for each drainage area with 10 or more acres disturbed at one time. When construction of a sediment basin is impractical, then the SWPPP shall evaluate and specify other similarly effective BMPs.
53. During the EPA Inspection referenced above, in addition to the deficiencies listed in Paragraph 42, the inspector noted that the SWPPP did not provide information specific to the site and was not complete. The inspector noted:
- a. The SWPPP failed to identify which individual BMPs would be utilized during each phase of the project;
 - b. The SWPPP failed to identify what site conditions must be met before BMPs may be removed;
 - c. The SWPPP did not specify what would be done to control dust at the Site; and
 - d. Area disturbed was greater than 10 acres, but a sediment basin was not present and the SWPPP did not describe the methodology for why a basin was not utilized.
54. The failures to comply with the terms and conditions of the Permit resulted in observed impacts to the unnamed tributary to Mill Creek.

55. Respondents' alleged failure to develop an adequate SWPPP is a violation of the conditions and limitations of the Permit, and as such, is a violation of Section 402(p) of the CWA, 33 U.S.C. §§ 1311(a), 1342(p).

Count 5

Failure to Update and Amend the SWPPP

56. Paragraphs 1 through 53 are re-alleged and incorporated herein by reference.

57. Part 7.3.2 of the Permit requires that the permittee shall modify or amend the SWPPP whenever there is a change in design, operation, or maintenance of BMPs, pollution controls, or pollution prevention measures, and whenever the SWPPP is determined to be ineffective in significantly minimizing or controlling erosion and sedimentation, such as excessive site erosion, excessive sediment leaving the site, or excessive sediment deposits in drainage channels, streams, or lakes.

58. During the EPA Inspection referenced above, in addition to the deficiencies set forth in Paragraphs 42 and 51, the inspector observed:

- a. Regular silt fences used as perimeter control along the southern border instead of the wire-backed silt fences called for in Appendix B of the SWPPP, Erosion Control Plan & Details;
- b. Mulch sediment control upgradient of exterior silt fence not in the SWPPP;
- c. Rock socks were utilized as inlet protection instead of the "Gutterbuddys" called for in Section 2.6 of the SWPPP;
- d. Two check dams installed upgradient of the southern section of the construction site rip rap check dam were not identified in the SWPPP;
- e. Conveyance ditch near the construction entrance/exit is not identified in the SWPPP; and
- f. The erosion control blanket installed on the northeast corner of the site was not identified in the SWPPP.

59. The significance of sediment migration and impacts on the receiving streams require an amendment of the SWPPP and the installation of more robust BMPs to meet the requirements of the Permit.

60. Respondents' alleged failure to update and amend the SWPPP is a violation of the conditions and limitations of the Permit, and as such, is a violation of Section 402(p) of the CWA, 33 U.S.C. §1342(p).

Count 6

Failure to Conduct and Document Adequate Inspections and Take Appropriate Corrective Action

61. Paragraphs 1 through 58 are re-alleged and incorporated herein by reference.

62. Part 7.2.10 of the Permit requires that the permittee shall ensure the entire Site is inspected on a regular schedule (not to exceed every 14 days), and by the end of the next day following a rain event which results in a rainfall total of 0.5 inches or greater. Section 5 of the SWPPP, Inspections, states that routine inspections shall be conducted once every 14 days, more frequently if required on the Plan, and within twenty-four hours following each rainfall event of half an inch or more within any twenty-four hour period. The Permit further requires that a report of each regularly scheduled inspection and required rain event inspection shall be documented and any deficiencies in the operation and maintenance, effectiveness, adequacy or coverage extent of all installed BMPs shall be noted in the inspection report and corrected within seven days unless infeasible.

63. The EPA inspector reviewed several months of inspection reports generated by the permittee and noted that time frames between inspections in January and February exceeded the 14 days required by the permit. Specifically, 23 days elapsed between inspections conducted on January 3, 2019 and January 27, 2019. Twenty-two days elapsed between inspections conducted on January 27, 2019 and February 19, 2019.

64. The EPA inspector noted that inspections were not conducted either during a rain event or within 24 hours following a rain event on eleven occasions: 8/31/2018, 9/8/2018, 10/7/2018, 10/8/2018, 10/9/2018, 10/10/2018, 3/29/2019, 3/30/2019, 4/7/2019, 5/2/19, and 5/7/2019.

65. The inspector determined that the inspections conducted by the Respondents were inadequate. The inspection checklist utilized by the Respondents failed to include an assessment of the receiving stream, or all points of discharge including the box culvert outlets, or evaluation of construction related waste material, other wastes, borrow, or equipment.

66. The inspector identified deficiencies during the EPA inspection, including a box culvert which outlets south of the residential development and flows south to the unnamed tributary to Mill Creek, which was nearly completely filled with sediment, but was not noted in any of the Site inspection reports. The inspector also noted that Site inspection reports from 6-12-2018 through 5-13-2019 did not identify any actions taken to address BMP deficiencies.

67. Respondents' alleged failures to conduct and document adequate inspections and take appropriate corrective action is a violation of the conditions and limitations of the Permit, and as such, is a violation of Section 402(p) of the CWA, 33 U.S.C. §1342(p).

ORDER FOR COMPLIANCE

Based on the findings set forth above, and pursuant to Section 309(a)(3) of the CWA, 33 U.S.C. § 1319(a)(3), Respondents are hereby ORDERED as follows:

68. Respondents shall comply with the SWPPP, the terms and conditions of the Permit, and the CWA.

69. Within seven (7) days of the effective date of this Order, Respondents shall take whatever corrective action is necessary to correct the deficiencies and eliminate and prevent recurrence of the violations cited above, and to come into compliance with all of the applicable requirements of the Permit.

70. Within fourteen (14) days of the effective date of this Order, Respondents shall provide EPA and KDHE a written description of the actions they have taken to correct the deficiencies and eliminate and prevent recurrence of the violations cited above.

71. Respondents shall submit to EPA site inspection reports as required by its Permit on a monthly basis until written termination of this Order, as described in Paragraph 82. After a period of one year, Respondents may request termination of this requirement.

All required documents, including certifications, shall be submitted by electronic mail to Delia Garcia, Ph.D. at:

garcia.delia@epa.gov

Electronic submissions will be deemed submitted on the date they are transmitted electronically. Any report, notification, certification, or other communication that cannot be submitted electronically shall be submitted in hard-copy as provided in this Paragraph.

All documents required to be submitted to KDHE pursuant to this Order shall be submitted by mail to:

Tom Stiles, Acting Director
Kansas Department of Health and Environment
Bureau of Water
1000 SW Jackson Street, Suite 420
Topeka, Kansas 66612-1367

GENERAL PROVISIONS

Opportunity to Confer

72. Within five days of receipt of this Order, Respondents may request a conference regarding the Order or to submit information to EPA. If Respondents request a conference or wish to submit information, the conference or submission of information shall take place within 10 days of receipt of this Order. EPA shall deem a failure to request a conference or to submit information as a waiver of the opportunity to confer.

73. Requests for a conference shall be made in writing to the EPA contact identified in Paragraph 69.

Effect of Compliance with the Terms of This Order

74. This Order shall not constitute a permit under the CWA. Compliance with the terms of this Order shall not relieve Respondents of their responsibility to obtain any required local, state, and/or federal permits.

75. This Order does not constitute a waiver or a modification of any requirements of the CWA, 33 U.S.C. § 1251 *et seq.*, all of which remain in full force and effect. EPA retains the right to seek any and all remedies available under Section 309 of the CWA, 33 U.S.C. § 1319, for any violation cited in this Order. Issuance of this Order shall not be deemed an election by EPA to forgo any civil or criminal action to seek penalties, fines, or other appropriate relief under the CWA for any violation whatsoever.

Amendments

76. EPA may subsequently amend this Order in accordance with the authority of the CWA. For example, EPA may amend this Order to address any non-compliance with the CWA, including, but not limited to, any non-compliance with the requirements of Section 402 of the CWA. In the event of any such subsequent amendment to this Order, all requirements for performance of this Order not affected by the amendment shall remain as specified by this original Order.

Access and Requests for Information

77. Nothing in this Order shall limit EPA's right to obtain access to, and/or to inspect property operated by Respondents and/or to request additional information from Respondents, pursuant to the authority of Section 308 of the CWA, 33 U.S.C. § 1318 and/or any other authority.

Severability

78. If any provision or authority of this Order, or the application of this Order to Respondents, is held by federal judicial authority to be invalid, the application to Respondents of the remainder of this Order shall remain in full force and effect and shall not be affected by such a holding.

Parties Bound

79. This Order shall apply to and be binding upon Respondents, their agents, successors and assigns. Respondents shall ensure that any directors, officers, employees, contractors, consultants, firms or other persons or entities acting under or for them with respect to matters included herein comply with the terms of this Order.

Confidential Business Information

80. Pursuant to 40 C.F.R. §§ 2.201-2.311, Respondents may assert a business confidentiality claim covering any portion of the submitted information which is entitled to confidential treatment and which is not effluent data. For any such claim, describe the basis for the claim under the applicable regulation. Any material for which business confidentiality is claimed should be placed in a separate envelope labeled, "Confidential Business Information." Failure to assert a claim in the manner described in 40 C.F.R. § 2.203(b) allows EPA to release the submitted information to the public without further notice. EPA may disclose information subject to the business confidentiality claim only to the extent set forth in the above-cited regulations. Special rules governing information obtained under the CWA appear in 40 C.F.R. § 2.302.

Failure to Comply

81. Notice is hereby given that violation of, or failure to comply with, any of the provisions of the foregoing Order may subject Respondents to (1) civil penalties of up to \$54,833 per day for each violation, pursuant to Section 309(d) of the CWA, 33 U.S.C. § 1319(d); or (2) civil action in federal court for injunctive relief, pursuant to Section 309(b) of the CWA, 33 U.S.C. § 1319(b).

Judicial Review

82. Respondents have the right to seek immediate federal judicial review of the Order pursuant to Chapter 7 of the Administrative Procedure Act, 5 U.S.C. §§ 701-706. Section 706, which is set forth at <http://uscode.house.gov/download/pls/05C7.txt>, provides the grounds for such review.

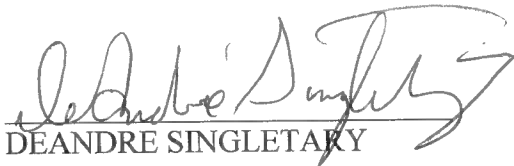
Effective Date

83. The terms of this Order shall be effective and enforceable against Respondents upon their receipt. All time periods herein shall be calculated therefrom unless otherwise provided in this Order.

Termination

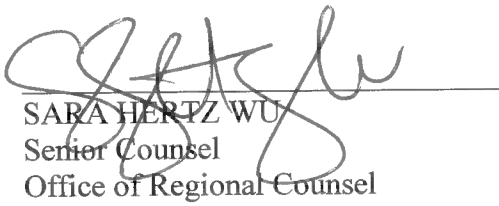
84. This Order shall remain in effect until a written notice of termination is issued by an authorized representative of EPA.

For the Complainant, United States Environmental Protection Agency Region 7:



DEANDRE SINGLETARY
Acting Director
Enforcement and Compliance Assurance Division

8-1-2019
DATE



SARA HERTZ WU
Senior Counsel
Office of Regional Counsel

8-1-19
DATE

CERTIFICATE OF SERVICE

I certify that on the date noted below I hand delivered the original and one true copy of this Administrative Order for Compliance on Consent to the Regional Docket Clerk, U.S. Environmental Protection Agency, 11201 Renner Boulevard, Lenexa, Kansas 66219.

I further certify that on the date noted below I mailed the foregoing Findings of Violation and Order for Compliance by certified mail, return receipt requested, to:

ABP Funding, LLC
Registered Agent:
9101 West 110th Street, Suite 200
Overland Park, Kansas 66210

KAT Excavation, Inc.
Registered Agent: Registered Agents, Inc.
4601 E. Douglas Street, Suite 150
Wichita, Kansas 67218

Tom Stiles, Acting Director
Kansas Department of Health and Environment
Bureau of Water
1000 SW Jackson Street, Suite 420
Topeka, Kansas 66612-1367

Date

8-1-19

