

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

IN THE MATTER OF:

New Prime, Inc.
3720 West 800 South
Salt Lake City, Utah

Respondent.

Proceedings under Section 3008(a) of the
Solid Waste Disposal Act, as amended by,
inter alia, the Resource Conservation and
Recovery Act, 42 U.S.C. § 6928(a)

Docket No. RCRA-08-2020-0007

AFFIDAVIT OF MR. GREG
ARCHULETA

COMES NOW, Mr. Greg Archuleta, to declare the following, under penalty of perjury, and to the best of my knowledge, information and belief:

1. I work for the Department of Public Utilities of the Salt Lake City Corporation, based in Salt Lake City, Utah.
2. My official job title is Stormwater Quality Program Manager.
3. As part of my regular job duties, I manage the stormwater quality coordinators in the Salt Lake City Municipal Separate Storm Sewer (MS4) program.
4. As part of my regular job duties, I work with local, state, and federal agencies on matters related to the Salt Lake City MS4.
5. I also maintain and have access to records that the Department of Public Utilities creates and maintains related to the Salt Lake City MS4, including copies of Utah Pollutant Discharge Elimination (UPDES) permits, City discharge permits (which includes permits such as industrial, construction, dewatering, etc.), site maps, inspection reports, storm water pollution prevention plans (SWWPs), general construction permits (GCPs), illicit discharge detection and elimination documents (IDDEs), inspection reports and enforcement actions (including state, county, and City), post-construction "as-built" plans related to post-construction storm water controls, and other records provided to state and federal agencies related to the Salt Lake City MS4 (MS4 Site File).
6. Documents and information in the MS4 Site File are submitted to, created, and maintained by the Department of Public Utilities in the ordinary course of business, to implement the Salt Lake City MS4 stormwater program.

7. Documents submitted to the Department of Public Utilities relating to the Salt Lake City MS4 generally are prepared by and submitted by an authorized representative of the facility owner, and/or facility operator.
8. Documents from the MS4 Site File generally are public records of the Salt Lake City Corporation and are available to permittees, regulatory agencies and the public.
9. According to the MS4 Site File documents, the facility located at 3720 West and 800 South, Salt Lake City, Utah 84104 (the Facility), is owned and operated by New Prime, Inc., 2740 North Mayfair, Springfield, Missouri 65803.
10. In August 2021 and July 2022, EPA requested documents maintained in the MS4 Site File related to the Facility. In response, I emailed to the EPA several documents contained in the portion of the SLC MS4 Site File reserved for the Facility.
11. For purposes of this affidavit, I have reviewed the following documents, which I have been informed are to be filed by the EPA contemporaneously with this affidavit in In the Matter of New Prime, Inc., Docket No. RCRA-08-2020-0007.
 - a. Letter to Prime, Inc., Attn: Mark A. Piley from Dustin White, Stormwater Quality Coordinator, SLC Department of Public Utilities, Re: Salt Lake City Industrial Inspection and Issuance of Industrial Storm Sewer Discharge Permit (SSID000105) (October 27, 2017). This correspondence includes the following: a cover letter from Salt Lake City MS4, Permit No. SSID000105; and the Salt Lake City Industrial Inspection Form for the Facility inspection on October 26, 2017, (Exhibit to be identified as CX69.)
 - b. Emails between Mark Piley, Prime Inc. to Dustin White, Storm Water Quality Coordinator, SCL Department of Public Utilities, Re: New Prime, Inc., SWPPP inspections (October 30, 2017). (Exhibit to be identified as CX70.)
 - c. Stormwater Pollution Prevention Plan for Prime, Inc., prepared for New Prime, Inc., 2740 North Mayfair, Springfield, Missouri 65803 (May 2018, revised on June 28, 2018). (Exhibit to be identified as CX71.)
 - d. Map of the Facility, which is part of the regularly maintained records related to the Facility in the MS4 Site File. For ease of use, I added additional call-out labels describing the flow of stormwater into and through the surrounding storm sewer system. The map reflects permits associated with the Facility, MS4 storm drains and open ditches surrounding the Facility. (Exhibit to be identified as CX72.)
 - e. Notice of Intent for Stormwater Discharges Associated with Construction Activity for the Prime Salt Lake City facility located at 3720 West and 800 South (August 27, 2015, received July 18, 2018). (Exhibit to be identified as CX73.)

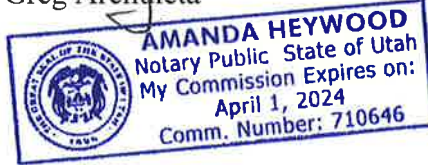
12. The EPA emailed the documents referenced in paragraph 11 above for my review and inspection. Each of these documents is a true and accurate copy of a public record maintained in the SLC MS4 Site File for the Facility.

Respectfully submitted,




Greg Archuleta

STATE OF UTAH)
) ss.
COUNTY OF SALT LAKE)



On this 2 day of August, in the year 2022, before me Amanda Heywood notary public, personally appeared Greg Archuleta, the Stormwater Quality Program Manager of the Department of Public Utilities, Salt Lake City Corporation, a Utah municipal corporation, proved on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged her executed the same.

[SEAL]



(Notary's official signature)

4-1-2024

(Commission expiration date)