

PUBLIC NOTICE
U.S. Environmental Protection Agency, Region 4
Water Protection Division – Safe Drinking Water Branch
61 Forsyth Street, SW
Atlanta, GA 30303-8960
(404) 562-9737

Public Notice No.: SDWA-04-2010-1251

Date: October 2, 2009

Notice of Proposed Issuance of
Administrative Order On Consent

The U.S. Environmental Protection Agency (EPA) Region 4, intends to issue an Administrative Order On Consent (AOC) under the authority of § 1423(c)(2) of the Safe Drinking Water Act (SDWA), 42 U.S.C. § 300h-2 (c)(2), to N&K Farms, 5000 Furnace Junction, Ravenna, Kentucky 40472, for return-to-compliance activities regarding the following injection wells under the SDWA and the Underground Injection Control (UIC) regulations:

Docket No. SDWA-04-2010-1251

Well Name & No.

Garrett 59
Garrett 43
Garrett 45
Chaney 65
Hamilton XXX
Hamilton 69
Hamilton 64
Chaney 58
Chaney 52
Garrett 56
Garrett 50
Garrett 46
Garrett 51
Garrett 41
Garrett 39

The proposed AOC is open to comment from the public. Persons wishing to comment upon any aspect of the proposed AOC are invited to submit comments in writing or send an email on the EPA Region 4 Website http://www.epa.gov/region4/water/wpeb/npdes_states.html#email within thirty (30) days of this notice to the U. S. Environmental Protection Agency, Ground Water and Safe Drinking Water Branch, 61 Forsyth Street SW, Atlanta, Georgia 30303-8960, ATTENTION: Randy Vaughn. The Public Notice Number and Docket Number should be included in the first page of comments. The commenter must provide his name and

complete mailing address. All comments received during the public notice period will be made a part of the administrative record of the AOC and will be available for public review. After consideration of all timely written comments, the requirements and policies in the SDWA and appropriate regulations, EPA will make a final determination regarding the issuance of an AOC.

Any person who commented will receive a copy of the proposed AOC. Within thirty (30) days of receipt of the consent agreement and proposed final order, a commenter may petition the Regional Administrator to set aside the proposed AOC on the basis that material evidence was not considered. Copies of the petition shall be served on the parties. Unless a petition is filed, an AOC becomes effective ten (10) days after the close of the comment period.

The administrative record, including the draft AOC and comments received, is available for review and copying at 61 Forsyth Street, SW, Atlanta, Georgia 30303-8960, between the hours of 8:15 a.m. and 4:30 p.m., Monday through Friday. Copies will be provided at a cost of 20 cents per page.