

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY (EPA) REGION 8
1595 Wynkoop Street, Denver, CO 80202-1129**

**PUBLIC NOTICE OF PROPOSED COMBINED COMPLAINT AND CONSENT
AGREEMENT AND OPPORTUNITY TO COMMENT**

Summary: The EPA is providing notice of the opportunity to comment on a proposed Expedited Settlement Agreement (Agreement). The Agreement settles allegations by the EPA that Big-D Construction Corporation has violated a permit issued pursuant to the Clean Water Act (CWA) (permit number UTR372939) at the Pearson Tire construction site located at 3422 S 700 W in South Salt Lake, Utah.

Background: The EPA alleges that Big-D Construction Corporation has failed to have a complete and updated stormwater pollution prevention plan (SWPPP) and site map, failed to conduct all required self-inspections, failed to keep all inspection records on-site with the SWPPP, failed to ensure staff are trained, and failed to implement required stormwater controls to minimize discharges of sediment and other pollutants into waters of the United States. Big-D Construction Corporation has agreed to pay a civil administrative penalty of \$9,250 to resolve its civil penalty liability for these alleged violations.

The addresses of the EPA and Big-D Construction Corporation are listed below.

Big-D Construction Corporation: Big-D Construction Corporation, 404 W 400 S, Salt Lake City, Utah, is identified in the Agreement as the Respondent.

EPA: EPA Region 8, 1595 Wynkoop Street, Denver, Colorado, 80202-1129. The EPA is identified in the Agreement as the Complainant.

The EPA is authorized by section 309(g) of the CWA, 33 U.S.C. § 1319(g), to issue an order assessing a civil administrative penalty for violations of certain CWA requirements, after providing (1) an opportunity for the person to be assessed the penalty to request a hearing to contest the penalty, and (2) notification to the public of its rights to submit written comments and to participate in any hearing.

PUBLIC COMMENTS

The EPA encourages the public to comment on the Agreement. The EPA will accept comments at the address listed below for a period of thirty days (30) days after the publication of this notice. Any person submitting written comments has a right to participate in a hearing, if one is held. The CCCA will be available for review at <http://yosemite.epa.gov/oa/rhc/epaadmin.nsf> and between 9:00 a.m. and 4:00 p.m. on business days at the address listed below.

Please submit written comments to:

Melissa Haniewicz (8RC)
Regional Hearing Clerk
U.S. EPA, Region 8
1595 Wynkoop Street
Denver, CO 80202-1129
Telephone: (303) 312-7059

Please also reference the EPA Docket Number for this matter: CWA-08-2016-0020

FOR FURTHER INFORMATION: Any person wishing (1) to comment upon the proposed penalty assessment or upon any other aspect of this matter or (2) to obtain any other information on this proceeding should contact the Regional Hearing Clerk identified above.