

DENTON SCRAP METAL RECYCLING, LLC
NOTICE OF INTENT TO FILE CONSENT AGREEMENT AND FINAL ORDER
ASSESSING ADMINISTRATIVE PENALTY
AND OPPORTUNITY FOR PUBLIC COMMENT

U.S. ENVIRONMENTAL PROTECTION AGENCY MID-ATLANTIC REGION
Enforcement and Compliance Assurance Division (3ED32)
1600 John F. Kennedy Boulevard
Philadelphia, Pennsylvania 19103

Date of Notice: May 18, 2026

Permit Number: MDR003194

Docket Number: CWA-03-2026-0072

Comments will be accepted until: June 26, 2026

In accordance with Section 309(g) of the Clean Water Act (CWA), 33 U.S.C. § 1319(g), and 40 C.F.R. § 22.45, notice is hereby given that the U.S. Environmental Protection Agency Region 3 (the EPA Mid-Atlantic Region) is proposing to file a Consent Agreement and Final Order (CAFO) assessing an administrative civil penalty in the amount of fifteen thousand and two hundred dollars (\$15,200.00) against the Respondent named below for alleged violations of the CWA.

RESPONDENT:

Denton Scrap Metal Recycling, LLC
24769-A Meeting House Road
Denton, Maryland 21629

FOR FACILITY:

Denton Scrap Metal Recycling, LLC
24769-A Meeting House Road
Denton, Maryland 21629

SUMMARY OF VIOLATIONS:

The EPA Mid-Atlantic Region alleges the following violations of Maryland Department of the Environment (MDE) National Pollutant Discharge Elimination System Permit No. 12-SW (the Permit), issued pursuant to Section 402 of the CWA, 33 U.S.C. § 1342, which were discovered at 24769-A Meeting House Road, Denton, Maryland 21629:

1. Failure to Make Necessary Modifications or Determinations in Response to Benchmark Exceedances
From at least March 2018 to at least December 2023, Respondent failed to implement corrective actions to address the cause of each benchmark exceedance, as required by Part V(B)(3)(b) of the Permit.

2. Failure to Properly Document Responses to Benchmark Exceedances
From at least March 2018 to at least December 2023, Respondent failed to properly document information associated with the nature of and responses to benchmark exceedances, as required by Parts IV(B)(2) and IV(D) of the Permit.
3. Failure to Incorporate a Complete Location Map into Stormwater Pollution Protection Plan (SWPPP)
Respondent failed to prepare and incorporate into its SWPPP a site map depicting certain pertinent information including the locations of all existing structural control measures or Best Management Practices (BMPs), locations of certain site activities, locations of significant structures and impervious surfaces, and locations of all stormwater conveyances including ditches, pipes, and swales, as required by Part III(C)(2)(c) of the Permit.
4. Failure to Ensure Good Housekeeping
Respondent failed to keep onsite locations clean and free of staining and debris, as required by Parts III(B)(1)(b)(ii), (b)(xi), and (VI)(M) of the Permit.

These failures constitute a violation of the CWA and the NPDES permit issued pursuant to Section 402 of the CWA, 33 U.S.C. § 1342.

OPPORTUNITY FOR COMMENT: Persons wishing to comment on the CAFO are invited to submit via email a statement to the EPA Mid-Atlantic Region Enforcement and Compliance Assurance Division Director. This statement should be emailed directly to the Regional Hearing Clerk (email below) within forty (40) days of the date of this public notice. Comments received within this forty-day period will be considered. All comments must include the name, address, and telephone number of the writer and a concise statement of the basis for any comment and any relevant facts on which it is based.

All comments should be either emailed to:

The EPA Region 3 Regional Hearing Clerk: r3_hearing_clerk@epa.gov

OR

Mailed/Submitted to:

U. S. Environmental Protection Agency, Region 3
Regional Hearing Clerk – Mail Code 3RC00
1600 John F. Kennedy Boulevard
Philadelphia, PA 19103

AVAILABILITY OF INFORMATION: Information relevant to the Consent Agreement may be requested through the Regional Hearing Clerk.

REGISTRY OF INTERESTED PERSONS: Any person interested in a particular case or group of cases may leave their name, address, and telephone number on a registry of interested persons which will be maintained in each file. The list of names will be maintained as a means for persons with an interest in the case to contact others with the same interest.

FOR FURTHER INFORMATION. Interested parties may contact the following EPA representatives to learn more about this action.

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