

REGION 2 PUBLIC NOTICE: 2026-13

**NOTICE OF INTENT TO FILE EXPEDITED SETTLEMENT AGREEMENT AND FINAL ORDER
ASSESSING ADMINISTRATIVE CIVIL PENALTY
AND OPPORTUNITY FOR PUBLIC COMMENT**

**U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) REGION 2
Enforcement and Compliance Assurance Division
New York, NY 10007**

Date of Notice: 9/25/2026

Docket No.: CWA-02-2027-3301

Comments will be accepted until 10/26/2026

In accordance with Section 309(g) of the Clean Water Act (CWA), 33 U.S.C. §1319(g), and the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders and the Revocation Termination or Suspension of Permits ("CROP"), 40 C.F.R. Part 22, notice is hereby given that EPA Region 2 is proposing to file an Expedited Settlement Agreement (ESA) and Final Order assessing an administrative civil penalty in the amount of Seven Thousand One Hundred and Twenty dollars (\$7,120.00) against the Respondent named below for alleged violations of Section 301 of the CWA.

RESPONDENT:

FMP-CH Hampton/FMGNJ,
222 Haddon Avenue, Suite 301
Haddon Township New Jersey, 08108

SUMMARY OF VIOLATIONS: EPA Region 2 alleges that Respondent violated Section 301 and 402 of the CWA by failing to comply with certain terms and conditions of its Respondent's New Jersey Pollutant Discharge Elimination System ("NJPDDES") 5G3 Construction Activity Stormwater Permit ("Permit") (NJPDDES ID No. NJG0279692) at its Hampton Road Redevelopment Site, in Cherry Hill Township, New Jersey.

EPA has provided the Respondent with an Expedited Settlement Agreement (ESA) in an effort to promptly settle this matter. In order to provide opportunity for public comment, EPA will take no final action in this proceeding prior to 10-days after the close of the 30-day public comment period, or forty (40) days after issuance of this Notice.

OPPORTUNITY FOR COMMENT: Persons wishing to comment on the ESA and Final Order are invited to submit via email a statement to the EPA Region 2 Enforcement and Compliance Assurance Division Director. This statement should be emailed directly to the person listed below within 30 days of the date of this public notice. Comments received within this 30-day period will be considered. Please include: the case name, Docket ID No. CWA-02-2027-3301, the writer's name, address, and telephone number, along with a concise statement of the basis for any comment and any relevant facts on which it is based.

All comments should be emailed to:

Murray Lantner, Environmental Engineer, EPA Region 2, ECAD-WCB
Lantner.Murray@epa.gov

ADDITIONAL INFORMATION:

Persons wishing to obtain additional information on the proceeding, receive a copy of the EPA's Consolidated Rules, review the proposed Consent Agreement/Final Order, comment upon the proposed penalty assessment, or otherwise participate in the proceeding should contact Murray Lantner at the email listed above within the 30-day comment period.

SUPPLEMENTARY INFORMATION:

Written Comments

Please do not submit electronically any information you consider to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. If the submission of CBI or otherwise restricted information is critical, please clearly label it as such.

Questions

For technical questions contact Murray Lantner, Enforcement and Compliance Assurance Division, at Lantner.Murray@epa.gov (212) 637-3976.

Dated: 9/25/2026

Douglas McKenna, Director
Enforcement and Compliance Assurance Division