Message

From: Shafer, Kevin [KShafer@mmsd.com]
Sent: 6/28/2017 3:43:37 AM
To: Sawyers, Andrew [Sawyers.Andrew@epa.gov]
Subject: Fwd: MMSD Draft Administrative Order

Andrew - here is the email we received from Region 5.

Sent from my iPad

From: Moore, John (Matthew) [mailto:moore.johnm@epa.gov]
Sent: Friday, June 23, 2017 10:48 AM
To: Anthony, Susan <SAnthony@mmsd.com>
Cc: Maraldo, Dean <Maraldo.Dean@epa.gov>; Bahr, Ryan <bahr.ryan@epa.gov>
Subject: MMSD Draft Administrative Order

Dear Susan,

Thank you for taking the time to meet with us on Monday. We had the opportunity to brief our management on our discussion, and we introduced MMSD's proposal regarding a permit modification to address the Areas of Concern in the Inspection Report. EPA has decided not to pursue the permit modification alternative to resolve the issues, and instead, we hope to work with MMSD to find an agreeable resolution through an Administrative Order on Consent ("AOC"). The decision was based, at least partly, on EPA's preference for an interim monitoring plan that is enforceable immediately.

As a next step, EPA requests that MMSD provide written comments on the draft AOC in attempt to reach agreement. As stated on Monday, we are open to discussing revisions to the provisions of the draft AOC. EPA is also having internal discussions regarding potential solutions to the temperature monitoring issues that MMSD has raised. Please feel free to contact me if you wish to discuss EPA's decision in more detail, and I look forward to working with you to find a resolution.

Regards,

J. Matthew Moore

Assistant Regional Counsel

Office of Regional Counsel

U.S. EPA Region 5 (C-14J)

77 W. Jackson Blvd.

Chicago, IL 60604

Phone: (312) 353-5624

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