

This Notice is being sent to you pursuant to W.S. 35-11-701(c)(i), which requires that in any case of the failure to correct or remedy an alleged violation, the director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible;

ORDER

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL – STATE OF WYOMING

WHEREFORE IT IS HEREBY ORDERED THAT:

1. Within 30 days of receipt of this NOV and Order Eckhardt shall submit the required application(s) to obtain authorization under the Industrial General Storm Water Permit and cease any and all truck washing operations with the potential to reach surface water or impact groundwater until the authorization is approved.
2. Within 60 days of receipt of this NOV and Order Eckhardt shall complete the corrective actions identified in the inspection report to include; implement a signed and certified Storm Water Pollution Prevention Plan (SWPPP), conduct and document the required self-monitoring inspections as specified in the SWPPP, maintain records of the inspections, and implement Best Management Practices (BMPs) to contain and manage any processed water with the potential to impact surface or groundwater. All records should be maintained on site and made available for review by DEQ upon request.

This ORDER is final unless, no later than ten (10) days after the date this notice is received; it is appealed by filing a written request for a hearing before the Environmental Quality Council. If a hearing is requested, the hearing petition shall be mailed to the Chairman, Wyoming Environmental Quality Council, Room 1714 Herschler Building, 1st Floor West, 122 West 25th St., Cheyenne, Wyoming 82002. The second petition shall be mailed to the Director, Wyoming Department of the Environmental Quality, Herschler Building, 4th Floor West, 122 West 25th St., Cheyenne, Wyoming 82002. Both petitions must be sent by certified mail, return receipt requested.

NOTHING IN THIS NOTICE OF VIOLATION (NOV) AND ORDER shall be interpreted to in any way limit or contravene any other remedy available under the Environmental Quality Act, nor shall this NOV AND ORDER be interpreted as being a condition precedent to any other enforcement action.

Signed this 28th day of June, 2013.



Todd Parfitt
Director
Department of Environmental Quality



Kevin Frederick
Administrator
Water Quality Division

PLEASE DIRECT ALL INQUIRIES TO: Kevin M. Wells, WYPDES Natural Resource Program Supervisor, Wyoming Department of Environmental Quality, Water Quality Division, Herschler Building, 4th Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. Telephone 307-777-8669.

TP/KF/KMW/rm/13-0573

cc: David Gwisdalla, 8ENF-W-NP, EPA Region 8 (PDF)
Bill DiRienzo ► Kevin Wells ► Barb Sahl (PDF)
NOV Docket **5173-13**
Environmental Quality Council
Director, DEQ
Keith Guille, DEQ Public Information Office (PDF)