

EPA FY 2019 Federal Facilities Enforcement Highlights

EPA is sharing FY 2019 Federal Facility Enforcement Highlights to raise awareness within the federal community of the types of issues that have contributed to non-compliance and EPA enforcement at federal facilities.

For information on environmental regulations associated with common activities at federal facilities, see FedCenter federal facility tour: <https://www.fedcenter.gov/assistance/facilitytour/>.

In addition there are compliance assistance resources available on the EPA Compliance Assistance Corner at FedCenter: <https://www.fedcenter.gov/epacorner/>.

Resource Conservation and Recovery Act (RCRA)

Five Facilities in New York and New Jersey, Consent Agreement Final Order, US Veterans Affairs

On February 8, 2019, EPA Region 2 settled with the US Veterans Affairs (VA) Environmental Attorney pertaining to five VA facilities in New York and New Jersey: VA Northport, VA Bronx, VA Syracuse, VA Castle Point and VA East Orange. The Consent Agreement Final Order was issued for RCRA Subtitle C Hazardous Waste violations at all five facilities, RCRA Subtitle I Underground Storage Tank violations at the VA Northport, and universal waste violations at VA Northport, VA Bronx, and VA Castle Point. The settlement amount pertaining to all violations presented in the CAFO is for \$118,000, and the correspondent agreed to settle.

USPS Albany and USPS Bellmawr, Expedited Settlement Agreement, US Postal Service

On April 18, 2019, EPA Region 2 settled with the US Postal Service (USPS) for RCRA Subtitle I Underground Storage Tank violations at USPS Albany in New York and USPS Bellmawr in New Jersey. The Expedited Settlement Agreement includes a settlement of \$1,870 for the violations found during the inspection.

Fort Hood Facility, Consent Agreement Final Order, US Army

On June 5, 2019, EPA Region 6 settled with the US Army for RCRA violations by the Army at Fort Hood in Texas. The violations included storage of hazardous waste without a permit; failure to make a hazardous waste determination; treatment of hazardous waste without a permit; failure to comply with standards for spent lead-acid batteries; failure to comply with standards for large quantity handlers of universal waste; and failure to comply with standards for used oil generators. The Army agreed to a penalty of \$250,000.

Puget Sound Health Care System Seattle Division, Expedited Settlement Agreement Opportunity, US Veterans Affairs

On April 3, 2019, EPA Region 10 settled with Veterans Affairs (VA) on February 15, 2019 for minor RCRA Subtitle C violations identified at the Puget Sound Health Care System Seattle Division in Washington. The VA corrected the violations and paid the assessed penalty of \$15,000.

Clean Water Act (CWA)

Little Rock Air Force Base, Federal Facility Compliance Agreement, US Air Force

On June 11, 2019, EPA Region 6 settled with the US Air Force to resolve violations of CWA Section 404, which included filling and rerouting a stream outside of the authorized permit limitations. The Federal

Facility Compliance Agreement (FFCA) required a site visit to document current conditions, that the US Air Force obtain any necessary Section 404 permits prior to initiating any future projects that involve discharge of fill material into Waters of the U.S., and the submittal of a written status report to EPA. At the time of the FFCA signing, US Air Force had returned to compliance.

Safe Drinking Water Act (SDWA)

Joint Base Anacostia- Bolling Public Water System, Administrative Consent Order, US Navy

On February 21, 2019, EPA Region 3 settled with the US Navy to revolve several significant SDWA deficiencies associated with meter vaults and cross-contamination control. The Administrative Consent Order required the US Navy to issue a public notice about the violations and implement a Corrective Plan to address the deficiencies which have the potential to cause contamination of water delivered to consumers.

Crow Agency Water System, Emergency Administrative Order, US Department of Interior, Bureau of Indian Affairs

On March 15, 2019, EPA Region 8 issued a SDWA 1431 Order to the US Department of Interior- Bureau of Indian Affairs (BIA) for a system loss of pressure regarding the BIA Crow Agency Public Water System. The Order required BIA to issue a boil water advisory and provide an alternate source of water until notified by EPA to discontinue, provide EPA with a plan to address pressure loss, disinfect and flush the system, and take additional total coliform samples.

Blackfeet Community Hospital Public Water System, Administrative Order, US Indian Health Service

On May 20, 2019, EPA Region 8 issued a SDWA 1414 Order to the U.S. Department of Health and Human Services-Indian Health Service (IHS) for failure to comply with nitrate, lead and copper, and total coliform bacteria monitoring requirements. The Order required the system to monitor the public water system for lead and copper, nitrate, and total coliform bacteria, and report results, to notify the public of the prior violations, to report any violations of drinking water regulations, and to provide notice of the Order to any contractor the party contracts with.

Ryan Park Campground, Emergency Administrative Order, US Forest Service

On July 3, 2019, EPA Region 8 issued a SDWA 1431 Emergency Administrative Order to US Department of Agriculture -Forest Service regarding E.coli contamination in drinking water systems at Ryan Park Campground in Wyoming. The order required the system to provide an alternate source of water until notified by EPA to discontinue, disinfect and flush system and take additional total coliform samples.

Administrative Order on Consent, US Forest Service

On June 24, 2019, Region 9 settled with the US Forest Service for failure to close large capacity cesspools (LCCs) by an April 2005 deadline. The Order required the US Forest Service to close most LCCs by December 31, 2022, to close the final two LCCs by December 31, 2024, and to submit a closure schedule, and verify existing closures.

Chemawa Indian School, Administrative Compliance Order, US Bureau of Indian Affairs

On July 1, 2019, EPA Region 10 issued a SDWA 1414 Administrative Compliance Order to the Bureau of Indian Affairs (BIA) to take action to address high copper levels in the drinking water at their BIA Chemawa Indian School public water system (PWS). The PWS serves approximately 400 resident boarding students belonging to different tribes, plus 150 staff and nearly 30,000 patients at the

associated health clinic. The Order required BIA to submit an optimal corrosion control treatment recommendation for EPA approval.

Bureau of Indian Affairs North Idaho PWS, Emergency Administrative Order, US Bureau of Indian Affairs

On October 9, 2018, EPA Region 10 issued a SDWA Section 1431 emergency order to the Bureau of Indian Affairs (BIA) to address an imminent and substantial endangerment regarding the BIA North Idaho public water system (PWS) it owns and operates on the Nez Perce Reservation. The System suffered a loss of pressure in August 2018. EPA issued the Emergency Order to BIA to mitigate the risk of a total system failure. In the summer of 2019, the Region received the Order's required engineering assessment, and it found widespread deficiencies throughout the PWS which are much more extensive than what the Region cited in the emergency order.

Fort Simcoe Job Corps Center Drinking Water System, Unilateral Administrative Compliance Order, US Forest Service

On February 6, 2019, EPA Region 10 issued a Safe Drinking Water Act (SDWA) Section 1414 Unilateral Administrative Compliance Order to the Forest Service for violations of the SDWA and the National Primary Drinking Water Regulations at a drinking water system it operates on the Yakima National Reservation in Washington. The Order was issued to Forest Service to correct significant deficiencies pertaining to the system, to conduct required monitoring for nitrate, and to sample at the correct locations for nitrate and coliform.

Multi-media

U.S. Government Publishing Office, Consent Agreement and Final Order

On July 25, 2019, EPA Region 3 settled with the US Government Printing Office (GPO) in Washington, DC to resolve violations of the Clean Air Act and Resource Conservation and Recovery Act hazardous waste requirements, coordinating with the District of Columbia Department of Energy and the Environment (DOEE) throughout the enforcement process. As a result of this case, the enforcement team was able to resolve spill prevention, control, and countermeasure (SPCC) and stormwater violations. As part of the Consent Agreement Final Order, GPO agreed to incorporate the following: reduction of volatile organic compounds (VOCs) and particulate matter emissions; improved management of hazardous waste storage through training; improved oil management system; a new SPCC plan, and payment of a \$140,000 penalty.