



11/15/2007 04:54 PM

To: R4/USEPA/US@EPA
cc: /R4/USEPA/US@EPA,
@epa.gov
bcc:
Subject: Re: Fw: Dewatering and a new twist

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The NOV was for failure to obtain an NPDES permit. The permits Marco Island and their attorneys are talking about are the permits issued by SFWMD and maybe the storm water permit. However, those permits do not address the direct discharge from the dewatering activities.

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Regarding your questions about the NOV being vague, any direct discharges of pollutants to waters of the US without an NPDES permit due to the dewatering activities are a violation of the CWA. Therefore, the NOV covers all discharges, it does not have to be specific. The NOV is not an administrative order or court decree.

Gulf Enforcement Section
Water Programs Enforcement Branch
United States Environmental Protection Agency, Region 4
<http://www.epa.gov/region4/water/wpeb/>

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