



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region 1
5 Post Office Square, Suite 100
Boston, MA 02109-3912

Sent via email & certified Mail (dated as indicated on electronic signature)

ORDER FOR COMPLIANCE

Marissa McLaughlin
McLaughlin Transportation Systems, Inc.
NPDES Permit Number: NHR05J02M
20 Progress Avenue
Nashua, NH 03062

RE: In the Matter of the McLaughlin Transportation Systems, Inc. NHR05J02M
Order for Compliance under Section 309 of the Clean Water Act (33 U.S.C. § 1319),
Docket No. CWA-AO-R01-FY25-30

Dear Permittee Contact:

This Order results from the failure of the McLaughlin Transportation Systems, Inc. NPDES ID NHR05J02M to meet its reporting obligations under its NPDES permit. Your permit was authorized under the Multi-Sector General Permit. Facilities subject to the monitoring requirements are required to submit their sampling results to EPA electronically using EPA's NetDMR system no later than 30 days after receiving their complete laboratory results. Facilities which do not have a discharge or who are unable to obtain a sample during the monitoring period must similarly use NetDMR to submit their Discharge Monitoring Reports ("DMRs") with the appropriate "no data indicator" or "NODI" code to EPA no later than 30 days after the end of the monitoring reporting period.

Your facility known as McLaughlin Transportation Systems, Inc., located at 20 Progress Avenue, Nashua, NH 03062, has not submitted all DMRs that were due under the permit. The failure to submit DMRs as required by your NPDES permit prevents EPA and the public from knowing if permit-authorized discharges are meeting permit requirements established to ensure water quality in receiving waters is not unduly impacted by pollutants. Specifically, McLaughlin Transportation Systems, Inc. has failed to submit the following DMRs:

Permit Name	NPDES ID	Monitoring Period End Date	Monitoring Period Start Date	Perm Feature ID	Limit Set Designator
McLaughlin Transportation Systems, Inc.	NHR05J02M	03/31/2024	1/1/24	001	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	03/31/2024	1/1/24	002	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	03/31/2024	1/1/24	003	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	03/31/2024	1/1/24	004	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	06/30/2024	4/1/24	001	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	06/30/2024	4/1/24	002	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	06/30/2024	4/1/24	003	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	06/30/2024	4/1/24	004	P1

McLaughlin Transportation Systems, Inc.	NHR05J02M	09/30/2024	7/1/24	001	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	09/30/2024	7/1/24	002	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	09/30/2024	7/1/24	003	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	09/30/2024	7/1/24	004	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	12/31/2024	10/1/24	001	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	12/31/2024	10/1/24	002	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	12/31/2024	10/1/24	003	P1
McLaughlin Transportation Systems, Inc.	NHR05J02M	12/31/2024	10/1/24	004	P1

Our records indicate that no representative for McLaughlin Transportation Systems, Inc. has signed up for NetDMR in association with your permit NHR05J02M and as such, no DMRs have been submitted associated with your permit. Under Section 309(a)(3) of the Clean Water Act ("Act") the Administrator of the U.S. Environmental Protection Agency ("EPA"), has the authority to issue orders requiring persons to comply with Sections 301 and 308 of the Act and any permit condition or limitation implementing any NPDES permit. This authority has been delegated to the Director of the Enforcement and Compliance Assurance Division, EPA Region 1. Pursuant to Section 309(a)(5)(A) of the Act, 33 U.S.C. § 1319(a)(5)(A), the Order below provides a schedule as determined to be reasonable.

ORDER

The McLaughlin Transportation Systems, Inc. is hereby ordered, pursuant to Section 309(a)(3) of the Act, 33 U.S.C. § 1319(a), to submit all missing DMRs, as required by the MSGP, as follows:

1. Within fourteen (14) days of receipt of this Order, provide the name and email address of the person who is/will be responsible for submitting DMR reports to EPA at NetDMR_R1@epa.gov. At a minimum, one authorized individual must sign-up for NetDMR. Please have the signatory authority (the individual(s) who will be signing the DMRs for the facility) add the NetDMR program service to their existing CDX account if they do not already have access to NetDMR. If they do have access to NetDMR, they can proceed to request access to your permit and request the signatory role. See attached Fact Sheets for instructions.
2. Within fourteen (14) days of receipt of this Order, McLaughlin Transportation Systems, Inc. must complete and submit all overdue DMRs since the date the facility was authorized/obtained coverage. DMRs must be submitted to EPA using NetDMR for all relevant monitoring periods for which the facility was covered. NetDMR must also be used to report any failure to monitor during the regular reporting period using one of the available "no data indicator" codes (see Attachment).
3. McLaughlin Transportation Systems, Inc. shall send an email to NetDMR_R1@epa.gov and to dever.mary@epa.gov, to notify EPA when all the missing monitoring results have been submitted.
4. McLaughlin Transportation Systems, Inc. shall continue to complete and submit all DMRs by their required due dates under their permit.

This Order does not constitute a waiver or a modification of the terms and conditions of the permit. The permit remains in full force and effect. EPA reserves the right to seek any remedies available under Section 309 of the Act, 33 U.S.C. § 1319 for any violation cited in this Order. The Facility may seek federal judicial review of the Order pursuant to Chapter 7 of the Administrative Procedure Act, 5 U.S.C. §§ 701-706. This Order shall become effective upon receipt by the Facility.

You may contact NetDMR_R1@epa.gov if you need help establishing an account in NetDMR or with submitting monitoring results through NetDMR.

If you have any questions regarding this Order, please contact Mary Dever-Putnam of my staff at 617-918-1717, or your attorney may contact Joshua Secunda, Senior Enforcement Counsel, at 617-918-1736.

Sincerely,

JAMES CHOW Digitally signed by JAMES CHOW
Date: 2025.02.10 16:37:15 -05'00'

James Chow, Director
Enforcement and Compliance Assurance Division

Electronic copy/copies
Mary Dever-Putnam, EPA
Joshua Secunda, EPA
Jeff Kopf, EPA
Alex Rosenberg, EPA
Teresa Ptak, NH DES

Attachment
EPA No Data Indicator Codes

Enclosures

NO DISCHARGE INDICATOR (NODI) CODES	
Code	Description
2	Operation Shutdown
3	Special Report Attached
7	No Influent
9	Conditional Monitoring - Not Required This Period
A	General Permit Exemption
B	Below Detection Limit/No Detection
C	No Discharge
E	Analysis Not Conducted/No Sample
F	Insufficient Flow for Sampling
I	Land Applied
N	Not Constructed
P	Lab Error or Invalid Test
Q	Not Quantifiable
R	Administratively Resolved
T	Environmental Conditions – Monitoring Not Possible
W	Dry Lysimeter/Well
X	Parameter/Value Not Reported