



REGION 2

NEW YORK, N.Y. 10007

11/7/2024

Via E-Mail

Tony.Miceli@quikrete.com

Tony Miceli, Plant Manager
Tri-State Quikrete
150 Gold Mine Road
Flanders, NJ 07836

Re: **Tri-State Quikrete**
Clean Water Act Request for Information
EPA Compliance Evaluation Inspection, September 4, 2024
Docket No. CWA-IR-25-014
NJPDES Tracking No. NJG167789

Dear Mr. Miceli:

The purpose of this Request for Information ("RFI") letter is to require you to submit information to the U.S. Environmental Protection Agency ("EPA") regarding Tri State Quikrete located at 150 Gold Mine Road, Flanders, New Jersey ("Site" or "Facility"). Representatives of the United States Environmental Protection Agency ("EPA") Region 2 conducted a Compliance Evaluation Inspection ("CEI" or "Inspection") at Tri State Quikrete. The purpose of the CEI was to determine the Facility's compliance with Sections 301 and 402 of the Clean Water Act and compliance with their New Jersey Department of Environmental Protection ("NJDEP") State Pollutant Discharge Elimination System (NJPDES) 5G2 Basic Industrial Stormwater General Permit NJ0088315 ("5G2" or "Permit"), under NJPDES ID No. NJG167789.

Section 308(a) of the Clean Water Act ("CWA"), 33 U.S.C. §1318(a), provides that whenever it is necessary to carry out the objectives of the CWA, including determining whether or not a person/agency is in violation of Section 301 of the CWA, 33 U.S.C. §1311, the EPA shall require the submission of any information reasonably necessary to make such a determination. Under the authority of Section 308 of the Clean Water Act, EPA may require the submission of information necessary to assess the compliance status of any facility and its related appurtenances. Failure to respond properly to a Request for Information may subject the Owner/Operator to enforcement subject to Section 309 of the CWA 33 U.S.C. §1319.

REQUEST FOR INFORMATION

Tri-State Quikrete ("Respondent") is hereby required, pursuant to Section 308(a) of the Clean Water Act, 33 U.S.C. §1318(a), to submit the following information regarding the subject site.

1. Within **forty-five (45)** calendar days of receipt of this RFI:
 - a. Provide a written response to the CEI Report with the actions (including a schedule) that are being taken, or will be taken, to address each of the Potential Non-Compliance Items and Areas of Concern (items that should be improved or addressed for better operations of the facility).
 - b. Provide written documentation and professional site plans of stormwater conveyances at the Site, including, but not limited to, the point(s) that the Site's stormwater system discharges to, or across Gold Mine Road, and all locations where the Site's stormwater discharges to waters or offsite.
 - c. Provide all documentation that was submitted by the Facility to NJDEP from all previous NJDEP permit applications.
2. Within **sixty (60)** calendar days of receipt of the RFI, submit:
 - a. A list of names, addresses and SIC codes of all Quikrete operations located in New Jersey.
 - b. Include what NJPDES permit coverage these facilities have and the NJDEP Permit numbers for each Facility, if applicable. Also, include whether any facilities have applied for any other NJDEP Permit coverage.
3. Within **ninety (90)** calendar days of receipt of the RFI, submit:
 - a. Photographs and documentation of all corrective actions taken by the Facility to address the potential noncompliance items and areas of concern identified in the Compliance Evaluation Inspection report.

CERTIFICATION

Any documents to be submitted as part of this Request for Information shall be signed by an authorized representative of the respective entity (see 40 C.F.R. §122.22), and shall include the following certification:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

All information required to be submitted pursuant to this Request for Information shall be **sent by email** to the following:

Justine Modigliani, P.E., Supervisor
CWA Compliance Section - Water Compliance Branch
Enforcement and Compliance Assurance Division
EPA – Region 2
Modigliani.Justine@epa.gov

Christina Palmrose-Krieger
Water Compliance Branch Enforcement and Compliance Assurance Division
EPA - Region 2
Palmrosekrieger.Christina@epa.gov

Don Hirsch, Bureau Chief
Water Compliance and Enforcement - Northern Region
New Jersey Department of Environmental Protection
Don.Hirsch@dep.nj.gov

Should you have any questions regarding this request, feel free to contact Justine Modigliani, P.E., Supervisor, Clean Water Act Compliance Section at (212) 637-4268 or Christina Palmrose-Krieger, Life Scientist, of my staff at (212) 637-4049.

Sincerely,



Digitally signed by JUSTINE
MODIGLIANI
Date: 2024.11.07 20:04:39 -05'00'

For Douglas McKenna, Manager
Water Compliance Branch

Enclosure

EPA Inspection Report - CEI, from September 4, 2024

cc: Don Hirsch, Bureau Chief, NJDEP Northern Region, Don.Hirsch@dep.nj.gov
Jonah Balla, NJDEP Inspector, jonah.balla@dep.nj.gov
Anthony Casavecchia, Quikrete representative, Anthony.Casavecchia@quikrete.com