



REGION 1

BOSTON, MA 02109

June 25, 2024

Joseph Gerraughty, President
Route 111 Auto Sales
415 Emerson Avenue
Hampstead, NH 03841
Route111auto@gmail.com

Dear Mr. Gerraughty:

On April 17th, 2024, the U.S. Environmental Protection Agency inspected the Route 111 Auto construction project ("Site") in Hampstead, New Hampshire regarding compliance with the National Pollutant Discharge Elimination System program's Construction General Permit under the Clean Water Act. A previous inspection had been performed at the Site on August 30th, 2024. A copy of the inspection report and photo album is enclosed with this letter. Provide responses to each numbered item below regarding the Site within 30 days of receipt of this letter to Damian Bednarz at bednarz.damian@epa.gov.

1. Part 1.5 of the Construction General Permit (the "Permit" or "CGP")) requires the Site to post a sign or other notice of your permit coverage at a safe, publicly accessible location in close proximity of the construction site. The EPA Inspectors did not observe a sign posted at the time of the inspection. Provide a photo of the sign posting, and the approximate date of its installation.
2. Part 2.2.14 of the 2022 Permit requires operators to implement and maintain stabilization measures (e.g. seeding, sodding, mulching, etc.) that minimize erosion in any areas of exposed soil where construction activities have permanently or temporarily ceased for at least 14 calendar days. Aside from recently planted saplings, no stabilization measures were observed at the location on the Site labelled area "A" on slides 1 and 2 in the photo album. Both course and fine sediment were observed to be accumulated downgradient of this area, having breached what was observed to be a downed silt fence (slide 3). Note also, Part 5 of the CGP requires the operator to repair operational stormwater control measures, often by the close of the next business day. Remove accumulated sediments in this area and repair all stormwater controls. Include in your response to this letter an update on the condition of this southern silt fence.
3. Also in regards to area "A", provided that construction work has permanently or temporarily ceased at this area, initiate permanent stabilization measures immediately and complete the installation of stabilization measures as soon as practicable. Include in your response to this letter an update with descriptions and photos of stabilization measures applied to this area.

If you have questions regarding this letter, please contact Damian Bednarz of my staff at 617-918-1482 or at bednarz.damian@epa.gov. Legal issues may be directed to Jeff Kopf, Senior Enforcement Counsel, at 617-918-1796 or at kopf.jeff@epa.gov.

Sincerely,

 Digitally signed by
ALEX ROSENBERG
Date: 2024.06.25
16:31:39 -04'00'

Alex Rosenberg
Acting Manager, Water Compliance Section 1

ENCLOSURES

1. Inspection Report for April 17th, 2024, EPA Inspection
2. Photo Album for April 17th, EPA Inspections

cc: Michael Schlosser, New Hampshire Department of Environmental Protection



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 1

5 POST OFFICE SQUARE, SUITE 100
BOSTON, MA 02109-3912

Date: *Dated as shown on electronic signature(s)*

Subj: Inspection Report
Clean Water Act - National Pollutant Discharge Elimination System
("NPDES")
Route 111 Auto

From: Damian Bednarz, EPA Inspector **DAMIAN BEDNARZ** Digitally signed by DAMIAN
BEDNARZ
Date: 2024.06.25 18:19:46 -04'00'

Thru: Alex Rosenberg, EPA Inspector

To: File

I. Facility Information

- A. *Facility Name:* Route 111 Auto
- B. *Facility Location:* 415 Emerson Avenue
Hampstead, NH 03841
- C. *Facility Contacts:* Joe Gerraughty, Owner/operator

(781) 367-7011, joegerraughty@yahoo.com
- D. *NPDES ID No(s):* NHR1001JF

II. Background Information

- A. *Date(s) of inspection:* April 17th, 2024
- B. *Weather Conditions:* Approx 50° F
- C. *US EPA Representative(s):*
Damian Bednarz, US EPA
Eleanor Horvath, US EPA
Karissa Oakes, US EPA
- D. *State/Local Representative(s):*
N/A

E. Federally Enforceable Requirements Covered During the Inspection:

National Pollutant Discharge Elimination System Construction General Permit
Effective February 17th, 2022

F. Previous Enforcement Actions:

No previous enforcement actions by the EPA, but the site was inspected for compliance with the CGP on August 30th, 2024.

III. Type and Purpose of Inspection

On April 17th, 2024, the EPA conducted a compliance evaluation inspection at Route 111 Auto Sales (the "Site" or "Development"). The inspection's purpose was to determine compliance regarding conditions and requirements set within the Construction General Permit ("CGP").

IV. Facility Description

The 409 Emerson Avenue, Hampstead, New Hampshire Site is the construction of a new car dealership, including a dealership showroom/office building and multiple parking lots. A newly constructed office building, and surrounding parking infrastructure, was complete at the time of the inspection. Multiple functioning catch basins and stormwater structures are present on the Site and serve to divert stormwater into a detention and percolation basin in the southwestern corner of the project footprint. According to the facility's design engineer, Millenium Engineering, Inc., the design infiltration rate of the basin is 0.3 inches per hour.

V. Inspection

I arrived at Route 111 Auto Sales at approximately 9 a.m.

A. Opening Conference

Upon arrival at the Site entrance, I placed a phone call to Mr. Gerraughty, who is listed as the owner on the Site's Notice of Intent to discharge under the CGP. Mr. Gerraughty explained that he was not present at the time of the inspection and could not attend due to travel plans. I asked Mr. Gerraughty if I could be granted access to the Site, despite his absence. Mr. Gerraughty agreed.

B. Facility Tour

Eleanor Horvath, Karissa Oakes, and I ("EPA Inspectors") entered the Site by passing under a rope barrier and proceeded to take photos of the conditions of the Site. I noted that one area, marked in the photo album as "A" on the southern perimeter of the Site, was un-stabilized and had saplings planted at the shoulder of the parking lot (slide 1-2).

During the previous inspection on August 30th, 2023, this area “A” held numerous stockpiles of soil with varying levels of stabilization and construction activity.

Within this area I observed a downed silt fence with accumulated fine and course sediment (slide 3) on both the upgradient and downgradient side of the fence. I observed another downed silt fence farther along the silt fence perimeter (slide 4). The slopes bordering a recently paved area west of the office building were mostly stabilized (slides 5-6). The EPA Inspectors continued to walk the perimeter of the Site, observing the condition of stormwater control measures and general site stabilization. Steep slopes on the northwestern portion of the Site had rip-rap installed and was seeded. The perimeter of this slope featured a silt sock in addition to a mulch berm where the pitch levels with a forested area (slide 7-8).

D. Closing Conference

The EPA Inspectors departed at approximately 9:45 AM.

Unless otherwise noted, this report describes conditions at the facility/property as observed by EPA inspector(s), and/or through records provided to and/or information reported to EPA inspector(s) by facility representatives and as understood by the inspector(s). This report may not capture all operations or activities ongoing at the time of the inspection. This report does not make final determinations on potential areas of concern. Nothing in this report affects EPA’s authorities under federal statutes and regulations to pursue further investigation or action.