

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1**

Date of Notice: 3/6/2026

Public Notice Number: PN2026-00005

Comment Period: 3/9/2026 to 4/8/2026

Action: Notice of Proposed Assessment of Class II Civil Penalty and Notice of Opportunity for a Hearing under Sections 309(g)(2)(B)(ii) and 311(b)(6)(B)(ii) of the Clean Water Act

Under Section 309(g)(2)(B) of the Clean Water Act (“CWA”), 33 U.S.C. § 1319(g)(2)(B), and under Section 311(b)(6)(B) of the CWA, 33 U.S.C. § 1321(b)(6)(B), the United States Environmental Protection Agency (“EPA”) is authorized to assess a civil penalty for violations of Section 301(a) of the CWA, 33 U.S.C. § 1311(a), and Section 311 of the CWA, 33 U.S.C. §1321, respectively, after providing the person subject to the penalty notice of the proposed penalty and the opportunity for a hearing, and after providing interested persons public notice of the proposed penalty and a reasonable opportunity to comment on its issuance. In Class II proceedings under CWA Section 309(g)(2)(B)(ii), any person who violates certain provisions of the CWA may be assessed an administrative civil penalty of up to \$27,378 per day per violation for each day during which the violation continued, up to a maximum of \$342,218. In Class II proceedings under CWA Section 311(b)(6)(B)(ii), any person who violates Section 311 of the CWA may be assessed an administrative civil penalty of up to \$23,647 per day per violation for each day during which the violation occurred, up to a maximum of \$295,564.

Proceedings are conducted in accordance with the “Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits,” at 40 C.F.R. Part 22 (“Part 22”). The procedures by which the public may submit

written comments on a proposed penalty order or participate in a penalty proceeding are set forth in Part 22. The deadline for submitting public comment on a proposed penalty order is 30 days after issuance of the public notice.

Pursuant to CWA Sections 309(g)(2)(B) and 311(b)(6)(B), EPA is providing public notice of the following proposed administrative penalty assessment:

Name of Case: *In the Matter of: Shoreline Marine Terminal, LLC*

Name and Mailing Address of Respondent:

Shoreline Marine Terminal, LLC
137 Pope's Island
New Bedford, MA 02740

Name and Address of Facility or Site Addressed by Agreement:

Shoreline Marine Terminal, LLC
26 Front Street
New Bedford, MA 02740

Description of Business or Activity Conducted by Respondent:

Shoreline Marine Terminal, LLC is the developer of an expanded ship maintenance and repair business in New Bedford, Massachusetts.

Description of Violation(s) Alleged in Agreement:

EPA alleges that Respondent violated Section 301(a) of the Clean Water Act by discharging stormwater associated with industrial activity into waters of the United States in violation of the terms and conditions of the National Pollutant Discharge Elimination System Construction General Permit ("CGP") and by failing to comply with all the conditions in the CGP. In addition, EPA alleges that Respondent violated Section 311(j) of the Clean Water Act by failing to develop, maintain, and implement a Spill Prevention, Control and Countermeasure Plan.

Proposed Settlement Penalty: \$31,098

Docket Number: CWA-01-2026-0036

Date Filed with Regional Hearing Clerk: N/A

Name, Mailing Address, and Telephone Number of Regional Hearing Clerk:

Wanda I. Santiago
Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 1
5 Post Office Square – Suite 100
Mail Code: 4-MO
Boston, Massachusetts 02109-3912
(617) 918-1113
R1_Hearing_Clerk_Filings@epa.gov or santiago.wanda@epa.gov

We strongly encourage you to contact the Regional Hearing Clerk using either email address provided above or by calling her at (617) 918-1113. Please reference Docket No. CWA-01-2026-0036 in any comments submitted.

FOR FURTHER INFORMATION: Copies of Part 22 can be found at: <https://ecfr.io/Title-40/Part-22>. Persons wishing to receive a copy of Part 22, review the proposed agreement or other documents filed by the parties in this proceeding, comment upon the proposed penalty assessment, or participate in any hearing that may be held, should contact the Regional Hearing Clerk identified above. Documents in the public record for the proceeding will be provided electronically upon request.

Because this matter involves a Section 309(g)(2)(B)(ii) and Section 311(b)(6)(B)(ii) proceeding that is proposed to be simultaneously commenced and settled under 40 C.F.R. § 22.13(b), this matter will not be resolved or settled until ten (10) days after the close of the public comment period in accordance with 40 C.F.R. § 22.45(b) and (c).