

BEFORE THE UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
1650 Arch Street  
Philadelphia, Pennsylvania 19103

RECEIVED  
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REGIONAL MEMBERS CLERK  
EPA, REGION III, PHILA, PA

In The Matter of:

Sea Bay Development Corporation  
P.O. Box 655  
Virginia Beach, VA 23451

Proceeding Under Section 309(a)  
of the Clean Water Act,  
33 U.S.C. § 1319(a)

Beech Tree Park, Inc.  
1075 General Booth Blvd.  
Virginia Beach, VA 23451

EPA Docket No. III-2000-022-DW

Elwood Perry  
2875 Forge Road  
Toano, VA 25168

Frank T. Williams Farm, Inc.  
5021 Morris Neck Road  
Virginia Beach, VA 23457

**AMENDMENT TO ADMINISTRATIVE  
ORDER FOR COMPLIANCE**

Allen Ferrel  
Ferrel's Backhoe Service, Inc.  
Rte. 2, Box 314  
Hertford, NC 27944-9802  
Respondents

Property located in Chesapeake, Virginia,  
south of Stonegate, east of Shillelagh Road,  
and west of Johnstown Road

1. On May 2, 2000, EPA Region III issued to Respondents an Administrative Order for Compliance ("AO") with respect to certain property known as the Boshier Site, located in Chesapeake, Virginia, as more fully described in the AO (the "Boshier Site").
2. The AO issued to Respondents was one of several AOs issued simultaneously to, *inter alia*, protect wetlands located at several sites in eastern Virginia. Upon information and belief, activity at one or more of those sites may have continued that will or may result in

further unauthorized discharges into wetlands. To the extent that illegal discharges are or may be occurring at the Boshier Site, Respondents are hereby ORDERED to immediately cease and desist from all activity at the Boshier Site other than in full compliance with applicable, duly-issued federal permits(s).

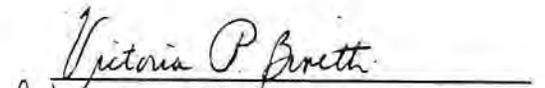
3. This Amendment is an addition to the provisions and requirements of the AO, and those requirements remain in full force and effect.

The effective date of this Amendment shall be the date it is received by Respondents.

Date: MAY 18 2008

  
Stanley L. Laskowski, Director  
Environmental Services Division

Date: MAY 18 2008

  
for Joseph T. Piotrowski, Acting Director  
Water Protection Division

CERTIFICATE OF SERVICE

I certify that on this date I caused to be sent the enclosed Administrative Order to the following:

Delivery by Certified Mail, Return Receipt Requested:

Sea Bay Development Corporation  
P.O. Box 655  
Virginia Beach, VA 23451

Beech Tree Park, Inc.  
1075 General Booth Blvd.  
Virginia Beach, VA 23451

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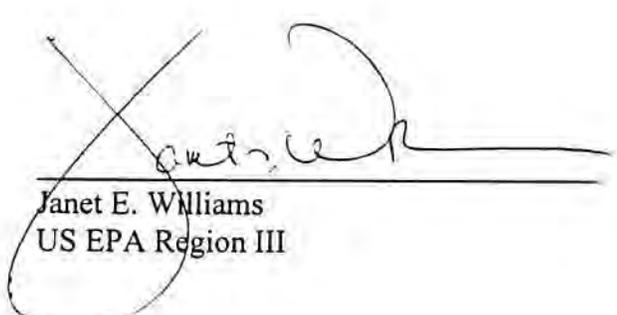
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Allen Ferrel  
Ferrel's Backhoe Service, Inc.  
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Hertford, NC 27944-9802

And Delivery by Hand to the:

Regional Hearing Clerk (3RC00)  
U.S. Environmental Protection Agency, Region III  
1650 Arch Street  
Philadelphia, PA 19103-2029

Date: MAY 18 2000

  
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Janet E. Williams  
US EPA Region III