

### 4.7.3.3 Application and Review Process/Review of the Permit Application/ Enforcement Review/Abatement Orders

#### **Applicability:**

An Abatement Order is a formal administrative action that is issued by the department director or his designee on behalf of the Missouri Clean Water Commission to bring a non-compliant facility or site into compliance with the Missouri Clean Water Law.

#### **Content:**

Abatement Orders are issued in circumstances where a facility or site is not meeting its permit requirements, or other requirements of law or regulation, or is causing imminent and substantial endangerment to human health or welfare. Abatement Orders identify the subject facility or site, the responsible parties, the legal provisions being violated and a schedule of compliance. A Permit Denial can be issued in conjunction with an Abatement Order requiring upgrades and other needed measures to bring the facility into compliance and the submittal of a new operating permit application after the improvements are complete.

If a permit is reissued to a facility that is under an Abatement Order, the order should be referenced in the permit and attached to show that a compliance schedule is in place.

#### **Legal References:**

*Missouri Clean Water Law, Chapter 644*

[Section  
644.056.3](#)

Investigations, when--misrepresentation or failure to disclose a violation, when--abatement orders and abatement complaints, when --permits terminated, when--hearings--final determination.

#### **Other Links:**

#### **Key Words:**

Abatement Order, Permit Denial, schedule of compliance, administrative order

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