



**Indiana Department of Environmental Management**  
**Indiana Water Environment Association – Government Affairs Committee**  
**Meeting Minutes**

**Indiana Government Center North 12<sup>th</sup> Floor – Conference Room E**

**March 22, 2018**

**11:00 AM – 12:00 PM**

**Agenda:**

1. Introductions
  - a. Martha Clark-Mettler (IDEM), Paul Higginbotham (IDEM), Camille Meiners (SRF), Jason House (IDEM), Brady Dryer (CEI/IWEA), Tim Healy (Greeley & Hansen/IWEA), Andrea Alexander (South Bend/IWEA), Kim Thompson (South Bend/IWEA) Sarah Mitchell (Elkhart/IWEA), Brandon Koltz (Koltz Consulting/WEF)
2. IFA-SRF Update
  - a. Funding Update
    - i. Clean Water SRF - \$253 M as of March 22, 2018
    - ii. Drinking Water SRF - \$31M as of March 22, 2018
    - iii. 35-year financing for pipe/sewers available
  - b. Lead Line Replacement Program
    - i. Interest Rates as low as 0%
    - ii. Final interest rates dependent on total financial package
  - c. WIFIA
    - i. IFA submitted letter of intent to EPA on April 7, 2017 to access/utilize WIFIA funds.
    - ii. IFA submitted an application to EPA to access WIFIA funds on October 27, 2017
    - iii. Availability of an Environmental Assessment (EA) Finding of No Significant Impact (FONSI) for IFA SRF February 23, 2018
    - iv. IFA ongoing discussions with EPA on WIFIA program implementation
  - d. Senate Enrolled Act 362 – Asset Management Plans
    - i. Based on Senate Bill 362
    - ii. Required for IFA SRF borrowers



- iii. Also required for New & Expanded WTPs & WWTPs
- iv. Plans eligible for SRF financing
- v. IFA currently reviewing other states and working with ACEC on drafting guidance
- vi. Requirement will not hold up loans in cue for closing in Summer 2018.
- vii. Cybersecurity component to be implemented as well.
- e. Retirements Summer 2018
  - i. Jack Fisher – SRF Project Engineer
  - ii. Doris Roberson – SRF Bidding/DBE Coordinator
  - iii. Positions to be advertised
- 3. Section 425 of the Consolidated Appropriations Act/Great Lakes CSO Public Notification Update
  - a. Total of 17 Indiana communities impacted:
    - i. Auburn
    - ii. Berne
    - iii. Butler
    - iv. Chesterton
    - v. Crown Point
    - vi. East Chicago
    - vii. Elkhart
    - viii. Fort Wayne
    - ix. Gary
    - x. Hammond
    - xi. Michigan City
    - xii. Mishawaka
    - xiii. Nappanee
    - xiv. South Bend
    - xv. Valparaiso
    - xvi. Wakarusa
    - xvii. Waterloo
  - b. Impacted population changed due to IDEM interpretation on Prohibited/Unauthorized permitted CSOs vs. Authorized permitted CSOs
  - c. Federal Rule Effective - February 7, 2018/PN Plans due to IDEM - August 7, 2018
  - d. IDEM guidance available: <https://in.gov/idem/cleanwater/2455.htm>
- 4. State Water Quality Standards Review & Public Hearing



- a. Proposed to remove Exceptional and Limited Use Waters classification
- b. No impact for Wet Weather Limited Use Subcategory
- c. IDEM does not intend to apply Great Lakes Basin standards state-wide
5. Ohio River Sanitation Commission (ORSANCO) Water Quality Standards Review
  - a. Currently allows for consistency of WQSs
  - b. One option to remove ORSANCO WQSs and let state's implement respective state WQSs
  - c. Antibacksliding a consideration with potential changes like the removal of year-around disinfection.
  - d. Total Nitrogen monitoring is specific to ORSANCO dischargers and a discussion ensued regarding requiring state-wide Total Nitrogen monitoring.
6. NPDES Application and Programs Update
  - a. Moving forward.
  - b. Final Federal Rule anticipated soon.
7. POTW Secondary Treatment Questionnaire Status
  - a. Forthcoming
  - b. Changed from required (Federal 308 Order) to voluntary
8. 2012 RWQC Update
  - a. Potential 10% *E. coli* in-stream exceedance allowance change to 327 IAC Article 2 vs. 2012 RWQ Adoption discussed.
  - b. Time interval for compliance discussed – i.e. monthly, quarterly, etc.
  - c. End-of-Pipe vs. In-stream compliance questions remain
  - d. 2012 RWQC adoption not appealing due to EPA 2017 review/revisions yet to be issued.
9. Compliance/Enforcement Updates
  - a. Drinking Water Enforcement Cases have increased primarily due to the lack of implementation of the Revised Total Coliform Rule.
  - b. Latest Sewer Ban List – October 2018
  - c. EPA to be held accountable on inspection summaries/responses
  - d. EPA continues Priority Permits reviews – typically provide recommendations and rarely a permit objection.
10. MS4 Program Update – Audits, Draft Permit, etc.
  - a. Work Group for Municipal Stormwater General Permit still anticipated to begin in 2018.
  - b. Advisory Review group selected and awaiting approval and notice to proceed.



11. Construction Site Runoff General Permit Status

- a. EPA comments received and reviewed by Work Group
- b. General Permit Public Notice anticipated for 2018.

12. 2018 Legislative Session & IDEM Initiatives

- a. House Enrolled Act 1233
  - i. Consistency among Wastewater and Drinking Water Certifications
  - ii. Delegate on-site municipal wastewater systems to the Indiana Department of Health
  - iii. Clarified negligent acts with respect to environmental crimes
- b. House Enrolled Act 1267 – Water Infrastructure Task Force
  - i. Senate/House/Governor appointments as well as utility, engineering, and rate payer advocates.
  - ii. Evaluate water, wastewater and stormwater maintenance and life cycle management
  - iii. Assess regionalization
  - iv. Assess adequacy of funding, etc.