

**From:** [Joe Benjamin](#)  
**To:** [Scalzo, Tessa](#)  
**Cc:** [Theresa Simmons](#); [Chad Salzbrenner](#); [WINDFALL](#); [SCHMIDT, ANDY](#); [Cindy Moran](#); [Michael Mckinstry](#)  
**Subject:** RE: Windfall case no 2018-25710-W  
**Date:** Wednesday, November 15, 2023 10:50:34 AM  
**Attachments:** [image006.png](#)  
[image008.png](#)  
[image010.png](#)  
[image009.png](#)

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Good Morning Tessa,

Thank you for your follow up. We look forward to continuing to work with you and IDEM to close out the Agreed Order with the Town of Windfall.

We will work with the Town to locate and submit the PMP.

Please reach out at any time if you need any additional items or have any questions. Have a great rest of your week!

Thank you,  
Joe

**Joseph Benjamin, PE**

Sr. Engineer Manager, Associate  
**FLEIS & VANDENBRINK**

**O:** 616.977.1000  
**C:** 517.648.6595  
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2960 Lucerne Drive SE, Grand Rapids, MI 49546

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**From:** Scalzo, Tessa <TScalzo@idem.IN.gov>  
**Sent:** Monday, November 13, 2023 3:05 PM  
**To:** Joe Benjamin <jbenjamin@fveng.com>  
**Cc:** Theresa Simmons <windfalltownboard@gmail.com>; Chad Salzbrenner <csalzbrenner@fveng.com>; WINDFALL <townofwindfall@comcast.net>; SCHMIDT, ANDY <ATSCHMID@idem.IN.gov>; Cindy Moran <windfallwwtp1@gmail.com>; Michael Mckinstry <mckinstry michael@yahoo.com>  
**Subject:** RE: Windfall case no 2018-25710-W

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Hi Joe,

Thank you for the detailed response. I'm glad to hear that the compliance plan has been successfully completed. The town of Windfall (case no 2018-25710-W) has been approved to start the 6 month Compliance Demonstration (CD) as required by Order paragraph 4 (attached). If a violation occurs within the next six months, the town of Windfall must submit an Additional Action Plan (AAP) that outlines how the violation will be addressed and restart the 6 month CD. If no future violations occur, all AO requirements will have been met and we can close out the case at the end of April 2024.

I notice that a preventative maintenance plan (PMP) is required by Order paragraph 11. Can you please send me a copy of the PMP when you are able? Unfortunately I have not been able to find one for Windfall in our files and will need that in order to close out the case when the time comes.

Please let me know if you have any questions or concerns.

Thanks!

Tessa

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**From:** Joe Benjamin <[jbenjamin@fveng.com](mailto:jbenjamin@fveng.com)>

**Sent:** Friday, October 27, 2023 3:41 PM

**To:** Scalzo, Tessa <[TScalzo@idem.IN.gov](mailto:TScalzo@idem.IN.gov)>

**Cc:** Theresa Simmons <[windfalltownboard@gmail.com](mailto:windfalltownboard@gmail.com)>; Chad Salzbrenner <[csalzbrenner@fveng.com](mailto:csalzbrenner@fveng.com)>; WINDFALL <[townofwindfall@comcast.net](mailto:townofwindfall@comcast.net)>; SCHMIDT, ANDY <[ATSCHMID@idem.IN.gov](mailto:ATSCHMID@idem.IN.gov)>; Cindy Moran <[windfallwwtp1@gmail.com](mailto:windfallwwtp1@gmail.com)>; Michael Mckinstry <[mckinstrymichael@yahoo.com](mailto:mckinstrymichael@yahoo.com)>

**Subject:** RE: Windfall case no 2018-25710-W

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Good Afternoon Tessa,

I hope this finds you well. Thank you for reaching out regarding the ongoing Town of Windfall project.

As a brief update, below is the current status of Items No. 1-8 of the Agreed Order:

1. Inadequate sludge wasting practices: Per our earlier correspondence dated December 9, 2022, we consider this item to be addressed.
2. The skimmer on the clarifier was clogged: A mechanical fine screen was installed and start up took place in June 2023. We consider this item to be addressed.
3. Poor settling due to a high solids inventory throughout the site Per our earlier correspondence dated December 9, 2022, we consider this item to be addressed.

4. Sludge loss as a result of a high solids inventory throughout the site Per our earlier correspondence dated December 9, 2022, we consider this item to be addressed.
5. Influent/Bar Screen Structure: The Town hired a contractor and the improvements to this structure have been completed. We consider this item to be addressed.
6. The UV Chamber had standing water in it: Per our earlier correspondence dated December 9, 2022, we consider this item to be addressed.
7. The air valve for the influent lift station was out of service Per our earlier correspondence dated December 9, 2022, we consider this item to be addressed.
8. Excessive I&I in the Collection System: Per our earlier correspondence dated December 9, 2022, we consider this item to be addressed.

As summarized above, we believe the remaining items from the Agreed Order have all been addressed in recent projects completed by the Town.

Please let us know if you have any questions or want more details on the above. We appreciate your review.

Have a great day/weekend!

Thank you,  
Joe

**Joseph Benjamin, PE**  
Sr. Engineer Manager, Associate  
**FLEIS & VANDENBRINK**

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**From:** Scalzo, Tessa <[TScalzo@idem.IN.gov](mailto:TScalzo@idem.IN.gov)>

**Sent:** Thursday, October 26, 2023 3:05 PM

**To:** [windfalltownboard@gmail.com](mailto:windfalltownboard@gmail.com); John P. Burgelin <[jburgelin@fveng.com](mailto:jburgelin@fveng.com)>

**Cc:** Chad Salzbrenner <[csalzbrenner@fveng.com](mailto:csalzbrenner@fveng.com)>; [townofwindfall@comcast.net](mailto:townofwindfall@comcast.net); SCHMIDT, ANDY <[ATSCHMID@idem.IN.gov](mailto:ATSCHMID@idem.IN.gov)>

**Subject:** RE: Windfall case no 2018-25710-W

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Good afternoon,

I wanted to check in on the progress of the Town of Windfall's compliance plan(CP)(attached). According to the most recent progress report on file(attached), the remaining items were scheduled to be complete in August 2023. Please let me know if these items (2 and 5 on the CP) have been completed. If they have not, please provide an updated CP that notes updated proposed completion dates for these items.

Please let me know if you have any questions or concerns.

Thanks!

Tessa

Tessa Scalzo (she/her)  
Enforcement Case Manager  
Office of Water Quality  
100 North Senate Avenue, Room 1255  
Indianapolis Indiana 46204  
Phone: (317)233-5975 | [tscalzo@idem.in.gov](mailto:tscalzo@idem.in.gov)

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Indiana Department of Environmental Management

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**From:** Scalzo, Tessa  
**Sent:** Monday, June 5, 2023 3:11 PM  
**To:** [windfalltownboard@gmail.com](mailto:windfalltownboard@gmail.com); [jburgelin@fveng.com](mailto:jburgelin@fveng.com)  
**Cc:** [csalzbrenner@fveng.com](mailto:csalzbrenner@fveng.com); [townofwindfall@outlook.com](mailto:townofwindfall@outlook.com)  
**Subject:** Windfall case no 2018-25710-W

Good afternoon,

I wanted to reach out and introduce myself as the new enforcement case manager for the Town of Windfall case no. 2018-25710-W. Delaney has left IDEM for a new position so I will be the enforcement contact for this case moving forward. I look forward to working with the town of Windfall!

The most recent compliance plan (attached) notes that the remaining steps are set to be complete this August. I will check in on the progress late next month to assess if everything is still on schedule.

In the meantime, please let me know if you have any questions or concerns.

Thanks,

Tessa

Tessa Scalzo  
Enforcement Case Manager  
Office of Water Quality  
100 North Senate Avenue, Room 1255  
Indianapolis Indiana 46204

Indiana Department of Environmental Management

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