



# INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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Mike Braun  
Governor

Clint Woods  
Commissioner

February 11, 2026

Via E-Mail: [kyle.campbell@townofwingate.in.gov](mailto:kyle.campbell@townofwingate.in.gov)

Kyle Campbell, Town Council President  
Town of Wingate

Dear Mr. Campbell:

Re: Approval of Compliance Plan  
Commissioner, Indiana Department of  
Environmental Management  
v.  
Town of Wingate  
NPDES Permit No. IN0040771  
Case No. 2025-31058-W  
Wingate, Montgomery County

The Indiana Department of Environmental Management (IDEM) has completed the review of the Town of Wingate (Respondent)'s Compliance Plan. It is hereby approved and incorporated into the Agreed Order and shall be deemed an enforceable part thereof. Respondent should continue to implement the approved Compliance Plan and adhere to all milestone dates contained therein.

Beginning with the first calendar quarter following the date of this letter, Respondent shall submit to IDEM a written progress report within 10 days of the end of each calendar quarter, which identifies the compliance actions implemented during each quarter ending on March 31<sup>st</sup>, June 30<sup>th</sup>, September 30<sup>th</sup>, and December 31<sup>st</sup> until completion of the Compliance Plan.

Please be advised that the local health department has been notified and these documents will become public record.

If you have any questions, please contact Dianna Rulon, Case Manager, Water Enforcement Section, at (317) 234 - 8344 or [DRulon@idem.in.gov](mailto:DRulon@idem.in.gov).

Sincerely,

Jessica Irvine, Chief  
Water Enforcement Section  
Office of Water Quality

Visit [on.IN.gov/survey](https://on.IN.gov/survey) or scan the QR code to provide feedback.

*We appreciate your input!*



Compliance Plan Approval:  
Case No. 2025-31058-W  
Town of Wingate  
NPDES Permit No. IN0040771  
Wingate, Montgomery County  
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cc: Montgomery County Health Department  
Janet Alexander, Local Government Services, LLC

Wingate, Montgomery County  
Wastewater Agreed Order  
Proposed Compliance Plan  
January 2026

I. GENERAL

This Compliance Plan has been prepared pursuant to an Agreed Order (Case No. 2025-31058-W) between the Indiana Department of Environmental Management and the Town of Wingate (Town). This Compliance Plan specifically addresses the deficiencies and violations described in the Agreed Order as follows:

- A. Evaluate and implement a means to eliminate unpermitted discharges from the Site and minimize their environmental impact.
- B. Evaluate and implement a means to ensure proper removal, storage, and disposal of sludge solids.
- C. Apply for and obtain any necessary permits, which may include a construction permit and/or NPDES permit from IDEM, or approval from the Indiana State Department of Health.
- D. A schedule for securing financing for the project.
- E. A construction plan, which includes an implementation and completion schedule, including specific milestone dates.

II. TASK DESCRIPTION AND COMPLETION

- A. Evaluate and implement a means to eliminate unpermitted discharges from the Site and minimize their environmental impact.

A Master Utility Study was completed for the Town's utilities (including the wastewater utility) with funding from the Indiana Office of Community and Rural Affairs (IOCRA) in 2025. The purpose of the study, which was initiated prior to issuance of the Agreed Order, was to evaluate the Town's existing water, wastewater, and stormwater utilities and develop alternatives to address both current and future needs for all three utilities. The Town prioritized the wastewater utility over the other utilities based on need and intends to apply for an IOCRA construction grant to assist with funding of the recommended wastewater system improvements project. Furthermore, a preliminary engineering report (PER) and asset management plan will be submitted to the Indiana Finance Authority (IFA) to apply for additional funding through the State Revolving Fund (SRF) program. The study recommended the following wastewater system improvements:

- Replace Existing Ductile Iron Sewer Mains
- Replace Existing West Lift Station Pumps
- Replace Existing Combination Air Release Valves and Force Main Cleanouts
- Replace Existing Lagoons with Conventional Activated Sludge Extended Aeration Package Treatment Plant (AeroMod System);

Plan to address each violation noted within the Agreed Order respectively as follows:

8.A – Improved aeration control and monitoring equipment with the new conventional activated sludge (CAS) treatment plant will ensure the minimum concentration of dissolved oxygen (DO) is maintained.

8.B – The daily maximum concentration limitation for pH was likely exceeded due to excessive algae growth in the lagoons and will be addressed with the new WWTP via improved aeration and balanced biological activity through the activated sludge process.

8.C & 8.D – Total suspended solids (TSS) removal will be improved via proper aeration, screening, and settling with the new CAS treatment plant (AeroMod)

8.E through 8.K – Improved aeration with the new CAS wastewater treatment plant will ensure effluent limits for ammonia and CBOD are achieved during all seasons. Additionally, replacement of the deteriorated ductile iron sewer mains in the collection system will help reduce I/I and improve treatment efficiency.

9.A – New aeration equipment will be provided with the new CAS wastewater treatment plant.

9.B & 9.C – The new CAS wastewater treatment plant will include new sludge dewatering and disposal equipment. Additionally, a clean closure of the existing lagoons will be performed as part of the proposed WWTP project.

9.D – Replacement of the deteriorated ductile iron sewer mains will help reduce I/I in the collection system.

9.E – Routine maintenance and asset management will keep the system functioning as designed.

The final report of the planning study will be presented in a public hearing in January 2026.

- B. Apply for and obtain any necessary permits, which may include a construction permit and/or NPDES permit from IDEM, or approval from the Indiana State Department of Health.

Following completion of the PER/submission the IFA's SRF program and coordination of a preliminary funding schedule from IFA, it is anticipated design plans and specifications for the project recommended in the PER will be initiated July 2026 following publication of IFA's Project Priority List (PPL) for FY 2027. Upon completion of the plans and specifications, a Wastewater Treatment Plant Construction Permit application will be submitted to IDEM. The construction permit will allow the Town to proceed with construction of the proposed wastewater improvements. The Town's current NPDES permit is set to expire in March 2028.

- C. A schedule for securing financing for the project.

The Compliance Plan Schedule provided herein includes a schedule for design, permitting, financing, construction of the required system improvements and compliance demonstration.

- D. A construction plan, which includes an implementation and completion schedule, including specific milestone dates.

Once the design plans and specifications are approved by IDEM and the construction permit has been issued, a bid opening for the construction of wastewater improvements will be held. Upon approval of the bids by the Town and the funding agencies, acquisition of financing can be completed, and construction of the proposed improvements will begin. A detailed schedule with milestone dates for the implementation and completion of the project is included in the attached Compliance Plan schedule.

### III. COMPLIANCE SCHEDULE

The compliance schedule on the following page is anticipated. It should be noted that some components of the schedule are contingent upon funding availability and agency review times. The Town shall submit to IDEM a written progress report within 10 days of the end of each calendar quarter, which identifies the compliance actions implemented during each quarter ending on March 31<sup>st</sup>, June 30<sup>th</sup>, September 30<sup>th</sup>, and December 31<sup>st</sup> until completion of the Compliance Plan.

Wingate, Montgomery County  
Wastewater Agreed Order  
Proposed Compliance Plan Schedule  
January 2026

Item	Description/Milestone	Estimated Duration/Target Completion	Estimated Date
0	Submit CP to IDEM for Approval	Within 30 Days of the Effective Date (December 9, 2025)	January 13, 2026
1	Complete IOCRA Master Utility Planning Study	Complete	Complete
2	Hold Final Public Hearing for IOCRA Master Utility Planning Study	Within 30 Days of the Effective Date	January 13, 2026
3	Submit PER and Funding Applications to Funding Agencies	Within 120 Days of the Effective Date	April 1, 2026
4	Acceptance of PER by Funding Agencies	Within 90 Days of PER Submittal	June 30, 2026
5	Initiate Construction Plans & Bid Documents	Within 30 Days of PER Approval	July 31, 2026
6	Submit IOCRA Construction Grant Application	OCRA 2026 Round 2 (Required by SRF)	December 15, 2026
7	Submit Construction Permit Applications	Within 190 Days of Starting Design	January 31, 2027
8	IOCRA Construction Grant Award <sup>1</sup>	Within 75 Days of IOCRA Construction Grant Submission	March 1, 2027
9	Finalize Construction Plans & Bid Documents & Secure Construction Permits	Within 90 Days of Permit Application Submittals	May 1, 2027
10	Advertise for Bids	Within 10 Days of Authorization to Bid from Funding Agencies.	May 15, 2027
11	Receive Bids	Within 45 Days of Advertising for Bids	July 1, 2027
12	Loan Closing for Project Funding	Within 60 Days of Receiving Bids	August 31, 2027
13	Award Construction Contract and Begin Construction <sup>2</sup>	Within 30 Days of Loan Closing	October 1, 2027
14	Complete Construction <sup>3</sup>	420 Days Following Award of Construction	November 30, 2028
15	Compliance with all Local, State, and Federal Permit Regulations	Within 90 Days of Completion of Construction	February 28, 2029
16	Compliance Demonstration Period/Agreed Order Closeout	12 Months After Completion of Project	November 30, 2029

<sup>1</sup>Estimated milestone date assumes the Town is awarded IOCRA construction grant in 2026 Round 2.

<sup>2</sup>Estimated milestone date assumes IOCRA construction contract award deadline (within 6 months of grant award) is extended.

<sup>3</sup>Estimated milestone date assumes IOCRA construction completion deadline (within 18 months of grant award) is extended.