



## Indiana Department of Environmental Management

*We Protect Hoosiers and Our Environment.*

100 N. Senate Avenue • Indianapolis, IN 46204  
(800) 451-6027 • (317) 232-8603 • www.idem.IN.gov

**Eric J. Holcomb**  
*Governor*

**Brian Rockensuess**  
*Commissioner*

June 21, 2024

Via Email to: townofmarshall@gmail.com  
Ms. Kathy Wirth, Town Clerk-Treasurer  
Town of Marshall  
PO Box 204  
Marshall, Indiana 47859

Dear Ms. Wirth:

**Re: Inspection Summary/ Noncompliance Letter**  
Town of Marshall  
Marshall, Parke County

An inspection of the above-referenced facility or location was conducted by a representative of the Indiana Department of Environmental Management, Office of Water Quality, pursuant to IC 13-18-3-9. A summary of the inspection is provided below:

Date(s) of Inspection: June 20, 2024  
Type of Inspection: Complaint Investigation  
Inspection Results: Violations were observed.

The following concerns were noted:

1. The Receiving Waters Appearance was rated as unsatisfactory due to the presence of raw sewage as indicated by odor, appearance as well as ammonia test results. This is in violation of Indiana's general water quality standards found in 327 IAC 2-1-6.
2. IDEM received an anonymous complaint along with a copy of an inspection completed in 2004 indicating that there were several failing septic systems in the town that have been connected to the storm sewer. Following up on the complaint, Inspector located the area of town that was told the storm sewers discharge to, a creek running north/south under a small bridge on Second Street. Inspector checked several areas in town and was unable to find a street access or drainage grate to the storm sewer, but the stream was in the exact area that the complainant indicated was the storm sewer stream. The stream itself was brackish and there was a mild septic odor. Inspector grabbed a sample from the stream and checked it with an ammonia test strip and it immediately changed indicating it was above a 6.0 reading. Inspector then ran an additional test with a 50% dilution and the reading still indicated it was above 6.0 (meaning the actual number was >12.0). The IDEM complaint coordinator indicated contact was made

with the County Health Department who stated the town was aware of the problem and was in the beginning stages of developing a regional waste district. The town must prepare a plan to address these issues and inform IDEM of how they plan to remedy the ongoing violations. A timeline with dates should be included in this plan.

Within 30 days of receipt of this letter, a written detailed response documenting correction of the concerns listed above and/or a plan for assuring future compliance must be submitted to this office. Failure to respond adequately to this letter may result in formal enforcement action. Please direct your response to this letter to our letterhead address or via email to [wwViolationResponse@idem.IN.gov](mailto:wwViolationResponse@idem.IN.gov). Any questions should be directed to Jason Palin at 317-504-0007 or by email to [japalin@idem.IN.gov](mailto:japalin@idem.IN.gov). Thank you for your attention to this matter.

Sincerely,

Handwritten signature of Kim Rohr in black ink, consisting of stylized initials 'KR' followed by a surname 'Rohr'.

Kim Rohr, Chief  
Wastewater Inspection Section  
Office of Water Quality

Enclosure



**NPDES Wastewater Facility Inspection Report**  
**INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

NPDES Permit Number: <b>No Permit</b>	Facility Type: NA Minor	Facility Classification: NA	TEMPO AI ID
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Date(s) of Inspection: June 20, 2024

Type of Inspection: Complaint Investigation

Name and Location of Facility Inspected: <b>Town of Marshall</b> Various locations in Marshall Marshall IN 47859	County: Parke	Receiving Waters: Unnamed Receiving Stream	Permit Expiration Date: Design Flow:
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On Site Representative(s):  
No facility rep was met at the site.

Was a verbal summary of findings presented to the on-site representative?

Certified Operator: NA	Number:	Class:	Effective Date:	Expiration Date:	Email:
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Cyber Security Contact:  
Name: Email:

Responsible Official: Ms. Kathy Wirth, Town Clerk-Treasurer PO Box 204 Marshall, Indiana 47859	Permittee: Town of Marshall
	Email: townofmarshall@gmail.com
	Phone:
	Fax:
	Contacted? No

**INSPECTION FINDINGS**

- Conditions evaluated were found to be satisfactory at the time of the inspection. (5)
- Violations were discovered but corrected during the inspection. (4)
- Potential problems were discovered or observed. (3)
- Violations were discovered and require a submittal from you and/or a follow-up inspection by IDEM. (2)
- Violations were discovered and may subject you to an appropriate enforcement response. (1)

**AREAS EVALUATED DURING INSPECTION**

(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated)

U	Receiving Waters	N	Facility/Site	N	Self-Monitoring	N	Enforcement
N	Effluent	N	Operation	N	Flow Measurement	N	Pretreatment
N	Permit	N	Maintenance	N	Laboratory	N	Effluent Limits Compliance
N	Collection System	N	Sludge Disposal	N	Records/Reports	U	Other: Unsewered Community/Sanitary connected to storm sewer

**DETAILED AREA EVALUATIONS**

**Receiving Waters:**  
 Comments:  
 The Receiving Waters Appearance was rated as unsatisfactory due to the presence of raw sewage as indicated by odor, appearance as well as ammonia test results. This is in violation of Indiana's general water quality standards found in 327 IAC 2-1-6.

**Effluent Limits Compliance:**  
No 1. Were DMRs reviewed as part of the inspection?  
 Comments:  
 IDEM received an anonymous complaint along with a copy of an inspection completed in 2004 indicating that there were several failing septic systems in the town that have been connected to the storm sewer. Following up on the complaint, Inspector located the area of town that was told the storm sewers discharge to, a creek running north/south under a small bridge on Second Street. Inspector checked several areas in town and was unable to find a street access or drainage grate to the storm sewer, but the stream was in the exact area that the complainant indicated was the storm sewer stream. The stream itself was brackish and there was a mild septic

odor. Inspector grabbed a sample from the stream and checked it with an ammonia test strip and it immediately changed indicating it was above a 6.0 reading. Inspector then ran an additional test with a 50% dilution and the reading still indicated it was above 6.0 (meaning the actual number was >12.0). The IDEM complaint coordinator indicated contact was made with the County Health Department who stated the town was aware of the problem and was in the beginning stages of developing a regional waste district. The town must prepare a plan to address these issues and inform IDEM of how they plan to remedy the ongoing violations. A timeline with dates should be included in this plan.

**Other:**

**Unsewered Community/Sanitary connected to storm sewer**

Comments:

**IDEM REPRESENTATIVE**

Inspector Name:	Email:	Phone Number:
Jason Palin	japalin@idem.IN.gov	317-504-0007

**IDEM MANAGER REVIEW**

IDEM Manager:	Date:
Kim Rohr	6/21/2024

# Inspection Photographs



Facility: <b>Town of Marshall</b>
Photographer: <b>Jason Palin</b>
Date: 6/20/2024      Time: 10:30:00 AM
Others Present:
Location/Description: Location to North of bridge where ammonia sample was obtained



Facility: <b>Town of Marshall</b>
Photographer: <b>Jason Palin</b>
Date:                                  Time: 10:30:00 AM
Others Present:
Location/Description: Location south of bridge where sample was taken. Water appears slightly gray and turbid with a detectable odor of sewage.



Facility: <b>Town of Marshall</b>
Photographer: <b>Jason Palin</b>
Date:                                  Time: 10:45:00 AM
Others Present:
Location/Description: Second ammonia test strip. This test was at 50% dilution and still appeared to be much over 6.0 which would indicate that it was at least 12.0 or higher.