



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 28, 2024

Via Email to: smcmichael@newhaven.in.gov

The Honorable Steve McMichael, Mayor
City of New Haven
815 Lincoln Hwy E.
P.O. Box 570
New Haven, Indiana 46774

Dear Mayor McMichael:

Re: Inspection Summary/ Noncompliance Letter
New Haven Combined Sewer System
NPDES Permit No. INM020346
New Haven, Allen 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 26, 2024
Type of Inspection: Reconnaissance Inspection
Inspection Results: Violations were observed.

The following concerns were noted:

The Records/Reports evaluation generated an unsatisfactory rating. Part I. B. 3 of the permit requires the permittee to submit monitoring reports postmarked no later than the 28th day of the month following each completed monitoring period. These reports shall include the Discharge Monitoring Report (DMR) and the Monthly Report of Operation (MRO). At the time of the inspection, it was determined you have not submitted records for March 2024 and April 2024. The facility needs submit these reports as soon as possible. It was also noted that the facility was late submitting reports for June 2023, September 2023, November 2023 and January 2024.

The facility had an incident April 2nd in which a contractor hit a line in the collection system. During this incident, some sewage leaked out of the collection system until the facility was able to shut it off and the line was repaired/replaced. The facility was advised to report the incident to IDEM as a Bypass/Overflow when it occurred. As to this date, the facility has not reported the incident. It is protocol during these situations that the occurrence should be reported within 24 hours. The facility should report it as soon as possible.

Part II. A. 1. of your permit requires you to comply with its terms and conditions. Any noncompliance with the terms of your permit may subject you to an enforcement action which can include the imposition of penalties. You are required to immediately take all necessary measures to comply with the terms and conditions of your NPDES Permit, specifically those violations identified above.

Effective immediately, IDEM is initiating a program strongly encouraging domestic wastewater utilities to perform cybersecurity vulnerability assessments, and to take actions to mitigate identified vulnerabilities and increase the cybersecurity resilience of Indiana's water sector. Utilities can choose any assessment tool appropriate for the water sector, but IDEM is highlighting the following websites for information and helpful vulnerability assessment tools made available from the U.S. EPA and the American Water Works Association: <https://www.epa.gov/waterresilience/epa-cybersecurity-water-sector> and <https://www.awwa.org/Resources-Tools/Resource-Topics/Risk-Resilience/Cybersecurity-Guidance>. IDEM will continue to share important updates on the cybersecurity of the water sector.

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. Any questions should be directed to Jeremy Waite at 317-691-1914 or by email to jwaite@idem.IN.gov. Thank you for your attention to this matter.

Sincerely,

Handwritten signature of Kim Rohr in black ink.

Kim Rohr, Chief
Wastewater Inspection Section
Office of Water Quality

Enclosure



NPDES Wastewater Facility Inspection Report

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

NPDES Permit Number: INM020346		Facility Type: Municipality		Facility Classification: Minor		TEMPO AI ID NA	
Date(s) of Inspection: June 26, 2024							
Type of Inspection: Reconnaissance Inspection							
Name and Location of Facility Inspected: New Haven Combined Sewer System 2201 Summit St. New Haven IN 46774				Receiving Waters: Martin Ditch		Permit Expiration Date: 5/31/2027	
County: Allen						Design Flow: NA	
On Site Representative(s): First Name Last Name Title Email Phone David Jones Utility Superintendent djones@newhaven.in.gov (260)748-7056							
Was a verbal summary of findings presented to the on-site representative? Yes							
Certified Operator: NA		Number:	Class:	Effective Date:	Expiration Date:	Email:	
Cyber Security Contact: Name: _____ Email: _____							
Responsible Official: The Honorable Steve McMichael, Mayor 815 Lincoln Hwy E. P.O. Box 570 New Haven, Indiana 46774				Permittee: City of New Haven		Email: smcmichael@newhaven.in.gov	
				Phone: (260)748-7070		Contacted?	
				Fax:		No	
INSPECTION FINDINGS							
<input type="radio"/> Conditions evaluated were found to be satisfactory at the time of the inspection. (5) <input type="radio"/> Violations were discovered but corrected during the inspection. (4) <input type="radio"/> Potential problems were discovered or observed. (3) <input checked="" type="radio"/> Violations were discovered and require a submittal from you and/or a follow-up inspection by IDEM. (2) <input type="radio"/> Violations were discovered and may subject you to an appropriate enforcement response. (1)							
AREAS EVALUATED DURING INSPECTION							
<i>(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated)</i>							
N	Receiving Waters	N	Facility/Site	N	Self-Monitoring	N	Enforcement
N	Effluent	N	Operation	N	Flow Measurement	N	Pretreatment
S	Permit	N	Maintenance	N	Laboratory	N	Effluent Limits Compliance
N	Collection System	N	Sludge Disposal	U	Records/Reports	N	Other:
DETAILED AREA EVALUATIONS							
Permit:							
Comments: The facility was found to have a valid permit and the facility description, including units of treatment and receiving stream, is accurate.							
Records/Reports:							
The following records/reports were reviewed: DMRs for the period of May 2023 to April 2024 were reviewed as part of the inspection. CSODMRs							
Comments: The Records/Reports evaluation generated an unsatisfactory rating. Part I. B. 3 of the permit requires the permittee to submit monitoring reports postmarked no later than the 28th day of the month following each completed monitoring period. These reports shall include the Discharge Monitoring Report (DMR) and the Monthly Report of Operation (MRO). At the time of the inspection, it was determined you have not submitted records for March 2024 and April 2024. The facility needs submit these reports as soon as possible. It was also							

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The facility had an incident April 2nd in which a contractor hit a line in the collection system. During this incident, some sewage leaked out of the collection system until the facility was able to shut it off and the line was repaired/replaced. The facility was advised to report the incident to IDEM as a Bypass/Overflow when it occurred. As to this date, the facility has not reported the incident. The facility must report overflows pursuant to 327 IAC 2-6.1-7, that states, any sewage discharged from the sanitary sewer system must be reported and properly mitigated. Overflows from the sanitary sewer collection system must be reported to IDEM by emailing a completed copy of a Bypass/Overflow Incident Report - State Form 48373 (download at <http://forms.in.gov/Download.aspx?id=5462>). The facility must fill out an overflow/bypass report for any future incidents to IDEM by emailing a completed copy of a Bypass/Overflow Incident Report.

Effluent Limits Compliance:

Yes 1. Were DMRs reviewed as part of the inspection?

DMRs for the period of May 2023 to April 2024 were reviewed as part of the inspection.

No 2. Were violations noted during the review of DMRs?

Comments:

IDEM REPRESENTATIVE

Inspector Name:	Email:	Phone Number:
Jeremy Waite	jwaite@idem.IN.gov	317-691-1914

IDEM MANAGER REVIEW

IDEM Manager:	Date:
Kim Rohr	6/27/2024