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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

CERTIFIED MAIL 7017 1450 0000 7972 1322
RETURN RECEIPT REQUESTED

DEC 11 2018

The Honorable Michael Thurmond
Chief Executive Officer
DeKalb County Government
1300 Commerce Drive, 6th Floor
Decatur, Georgia 30030

Re: Information Request - Section 308 of the Clean Water Act
Consent Decree, Civil Action No. 1:10-CV-04039-WSD
National Pollutant Discharge Elimination System Permit Nos. GA0024147 and GA0026871:
Snapfinger Creek Wastewater Treatment Facility and Pole Bridge Creek Wastewater Treatment Facility

Dear Mr. Thurmond:

Pursuant to Section 308 of the Clean Water Act (CWA), 33 U.S.C. § 1318, the U.S. Environmental Protection Agency Region 4 hereby requests DeKalb County (County) provide the information set forth in Enclosure A regarding its Wastewater Treatment Facilities and Wastewater Collection and Transmission System. Within 15 days of the County's receipt of this letter, please provide the information requested in Enclosure A to:

Ms. Sara Janovitz, Enforcement Officer
U.S. Environmental Protection Agency, Region 4
NPDES Permitting and Enforcement Branch
61 Forsyth Street, S.W.
Atlanta, Georgia 30303-8960

All information submitted must be accompanied by the following certification signed by a responsible County official, in accordance with 40 C.F.R. § 122.22:

> "I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

Failure to comply with this information request may result in enforcement proceedings under Section 309 of the CWA, 33 U.S.C. § 1319, which could result in the judicial imposition of civil or criminal penalties or the administrative imposition of civil penalties. In addition, there is potential criminal liability for the falsification of any response to the requested information.

If you believe that any of the requested information constitutes confidential business information, you may assert a confidentiality claim with respect to such information except for effluent data. Further details, including how to make a business confidentiality claim, are included in Enclosure B.

Any technical questions regarding this request should be directed to Ms. Sara Janovitz at (404) 562-9870 or janovitz.sara@epa.gov. For legal matters, please contact Mr. Nathan Stopper at (404) 562-9581 or stopper.nathan@epa.gov.

Sincerely,

Mary Jo Bragan, Chief
NPDES Permitting and Enforcement Branch
Water Protection Division

Enclosures

cc: See Attached Mailing List

ENCLOSURE A

CLEAN WATER ACT SECTION 308 INFORMATION REQUEST

Instructions

1. For each document produced in response to a Question in this Information Request, indicate on the document, or in some other reasonable manner, the number of the Question to which it responds.

2. Documents should be produced as they are kept in the usual course of business and provided on portable media such as a CD or USB drive.

3. The County shall preserve, until further notice, all records (either written or electronic), which exist at the time of receipt of this letter that relate to any of the matters set forth in this letter. The term "records" shall be interpreted in the broadest sense to include information of every sort. The response to this information request shall include assurance that these record protection provisions were put in place as required. No such records shall be disposed of until written authorization is received from the Chief of the NPDES Permitting and Enforcement Branch at the U.S. EPA, Region 4.

Definitions

1. All terms not defined herein shall have their ordinary meanings, unless such terms are defined in the Clean Water Act, its implementing regulations, or the Consent Decree in this case, Civil Action No. 1:10-CV-04039-WSD, in which case the statutory, regulatory, or Consent Decree definitions shall control.

2. Words in the singular may be construed in the plural if appropriate, and vice versa, in the context of a particular question or questions.

3. The terms "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of this Information Request any information which might otherwise be construed outside it scope.

4. The term "CERP" shall mean DeKalb County's Sanitary Sewer Contingency and Emergency Response Plan, as defined in the Consent Decree.

5. The term the "County" shall mean DeKalb County, Georgia.

6. The term "documents" shall be interpreted as broadly as possible and includes any writings, drawings, graphs, charts, photographs, phone records, electronic mail, facsimile, and other data compilations from which information can be obtained, or translated if necessary, into reasonably usable form. The term shall include documents in any form, including electronic and hardcopy forms.

7. The term "EPD" shall mean the Georgia Environmental Protection Division.

8. The term "GIS" shall mean Geographic Information Systems.

9. The term "SSOs" shall mean Sanitary Sewer Overflows, as defined in the Consent Decree.

10. The term "WCTS" shall mean the County's Wastewater Collection and Transmission System, as defined in the Consent Decree.

Questions

1. Please provide a GIS Shapefile of the County's WCTS pipe and pump station network used to evaluate capacity for requests for new sewer service connections and/or increases in flow from existing connections.

2. Please provide a GIS Shapefile of the capacity limited sewer pipes and/or other capacity restrictions in the WCTS under the conditions used to evaluate capacity for requests for new sewer service connections and/or increases in flow from existing connections.

3. Please provide a Microsoft Excel spreadsheet detailing the following information for all approvals of new connections and/or increases in flow from existing connections from December 20, 2011 through the present date: (a) application and approval date; (b) applicant or project name; (c) address; (d) basin or sewershed; (e) change in peak flow; and (f) any relevant notes, including calculations, regarding the approval.

4. All documents and data, including, but not limited to, hard copy records, writings, drawings, graphs, charts, photographs, phone records, electronic mail, facsimiles, and Oracle WAM, CityWorks, and any other data compilations relating to citizen communications to the County regarding water, wastewater, and/or sanitary sewer overflows (SSOs) from January 1, 2016 to present. Please ensure that the following information regarding such communications is included: (a) all details regarding the communication; (b) any and all workorders created in response to the communication; (c) any and all additional information demonstrating the County's investigation and/or response; and (d) any resulting notifications(s) to the EPD. All electronic information must be provided in a format accessible using Microsoft Excel and on portable media such as a CD or USB drive.

5. All information and calculations the County used to estimate the volume of sewage discharged by each SSO occurring from November 1, 2018 to November 30, 2018, as required by the CERP.

Mailing List:

Mr. Thomas Mariani, Jr.
United States Department of Justice

Ms. Valerie K. Mann
United States Department of Justice

Ms. Suzanne Osborne
Georgia Department of Law

Mr. Richard E. Dunn, Director
Georgia Environmental Protection Division

Mr. James Capp
Georgia Environmental Protection Division

Ms. Laura Williams
Georgia Environmental Protection Division

Mr. Lewis Hays
Georgia Environmental Protection Division

Ms. Marzieh Shahbazaz
Georgia Environmental Protection Division

Mr. Dillon Rodenbaugh
Georgia Environmental Protection Division

Ms. Viviane Ernstes
DeKalb County Law Department

Mr. Matthew Welch
DeKalb County Law Department

Mr. E. Fitzgerald Veira
Troutman Sanders LLP

Mr. Reginald Wells
DeKalb County Department of Watershed Management