UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

AUG 25 2014

REPLY TO THE ATTENTION OF:
WC-15J

CERTIFIED MAIL 7004 2500 0001 9556 1905
RETURN RECEIPT REQUESTED

Mr. John Bach
Sanitary District Superintendent
3333 Ridge Road
Highland, Indiana 46319-2294

Dear Mr. Bach:

Thank you for the Town of Highland's (Highland) July 23, 2014 submittal outlining the details of your proposed Interim Plan as requested by U.S. Environmental Protection Agency in our June 24, 2014 letter and to supplement your response to the Administrative Order that EPA issued on August 8, 2011. EPA also appreciates Highland's timely response to the follow-up questions sent to Highland via email on August 5, 2014. EPA has reviewed the information submitted by Highland and agrees that Highland should implement its proposed Interim Plan.

As a condition to EPA's acceptance of the Interim Plan, EPA has attached two appendices to this letter clarifying the details of the Interim Plan. Appendix A is the list that Highland provided listing the information it agrees to provide to EPA for each semi-annual update. Highland is to submit its semi-annual updates by January 31th (for July to December) and July 31st (for January to June) with the next report to be submitted by January 31, 2015. Appendix B outlines the start and finish construction dates for the components of the Interim Plan, as proposed by Highland in its July 23, 2014 submittal. EPA views the implementation of the Interim Plan as a critical step of the Sewer System Evaluation Study (SSES). Per this acceptance of the Interim Plan, the dates in Appendix B are enforceable under the Administrative Order. Highland is to inform EPA as soon as possible upon learning of any delays which would cause it to miss any of these deadlines.

EPA looks forward to working with the Town of Highland to ensure that Highland is compliant with its Administrative Order and the Clean Water Act. As stated in our June 24th letter, EPA acceptance of the Interim Plan should not be considered an approval of Highland's SSES. EPA views this acceptance of the Interim Plan as a critical step of the SSES that establishes the dates in Appendix B as enforceable dates under the Order. EPA expects Highland to eliminate Sanitary Sewer Overflows (SSOs) in both the 5th Street Basin and 81st Street Basin through its final approved SSES plan.

Recycled/Recyclable • Printed with Vegetable Oil Based Inks on 100% Recycled Paper (100% Post-Consumer)

If you have any questions, please contact Keith Middleton of my staff, at (312) 886-6465 or middleton.keith@epa.gov, or your legal counsel may contact Andre Daugavietis, Associate Regional Counsel, at (312) 886-6663 or daugavietis.andre@epa.gov.

Sincerely,

Dean Maraldo
Chief, Water Enforcement and Compliance Assurance Branch

cc: Robert F. Tweedle, Law Offices of Robert F. Tweedle
Terry Hodnick, NIES Engineering, Inc.

APPENDIX A

Town of Highland, Indiana
Board of Sanitary Commissioners

Summary of 6 Month Interval Status Information to be Provided to USEPA

August 19, 2014

1. Summary of any negotiations with the Hammond Sanitary District (includes status of current legal dispute over rates)

2. Summary of progress on Interim Plan Improvement actions and status

3. Interim Plan Progress schedule update

4. Financing summary of actions and status

5. Summary of SSO events occurring during the previous 6 month period

6. Summary of progress made on the three I/I investigative programs

Appendix B: Schedule for Highland's Interim Plan

Task	Task Completion Date Relative to Acceptance of Interim Plan				
	288 days	1 year & 137 days	1 year & 335 days	2 year & 242 days	2 year & 273 days
Start Construction of 8.5 MG Storage Tank at 5th Street	X				
Finish Construction of 8.5 MG Storage Tank at 5th Street			X		
Start Construction of 36" 5th Street Relief Sewer		X			
Finish Construction of 36" 5th Street Relief Sewer				X	
Start Construction of 5th Street Storage Tank Pump Station		X			
Finish Construction of 5th Street Storage Tank Pump Station					X

*Note: The schedule is based on the attached implementation schedule produced by Highland

Town of Highland
Sewer System Evaluation Survey
Proposed Implementation Schedule - Revised July 2014
Interim Plan

Project Description	Project Stage	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40
		2014					2015												2016												2017										
		Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov
8.5 MG Storage Tank at 5th Street	**Design**																																								
	Select Engineer																																								
	Obtain PWN																																								
	Prepare Final Pans																																								
	Submit Const. Permit																																								
	Solicit & Rec. Bids																																								
	Bond																																								
	Construction																																								
	Contract Award / Proceed																																								
	Shop Drawing Review																																								
	Site Preparation																																								
	Construction of Facility																																								
	Startup / Testing																																								
	Substantial Completion																																								
	Site Restoration																																								
36" 5th St. Relief Sewer 5th Street	**Design**																																								
	Select Engineer																																								
	Prepare Final Pans																																								
	Submit Const. Permit																																								
	Solicit & Rec. Bids																																								
	Bond																																								
	Construction																																								
	Contract Award / Proceed																																								
	Shop Drawing Review																																								
	Site Preparation																																								
	Construction of Facility																																								
	Startup / Testing																																								
	Substantial Completion																																								
	Site Restoration																																								
New 5th St. Pump Station 5th Street	**Design**																																								
	Select Engineer																																								
	Prepare Final Pans																																								
	Submit Const. Permit																																								
	Solicit & Rec. Bids																																								
	Bond																																								
	Construction																																								
	Contract Award / Proceed																																								
	Shop Drawing Review																																								
	Site Preparation																																								
	Construction of Facility																																								
	Startup / Testing																																								
	Substantial Completion																																								
	Site Restoration																																								

Public Works Note $1,090,965 1st Bond Issuance $9,603,014 2nd Bond Issuance $7,488,768

X:\Projects\HIGHLAND\SANCDMM\11-549\Status, Mtgs, Communication\2014-07-25 Letter to EPA Interim Plan Schedl\[SSES_Schedule-2014_Rev 07-16-2014.xlsx]Alt 3 (10)