

Indiana Environmental Conference

Environmental Issues Impacting Municipalities: How Good Strategies and Good Housekeeping Make a Difference

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NPDES Permit Case Studies

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City of Crawfordsville

Parties Involved: City of Crawfordsville, Indiana and USEPA Region V

Issue: Federal enforcement action/complaint related to alleged chronic violations of NPDES permit limits

Strategy Developed: “There’s a new sheriff in town”

Outcome: Consent Decree entered in federal court

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Town of Danville

- **Parties Involved:** Town of Danville, Indiana and IDEM
- **Issue:** NPDES permit issued with unattainable limits
- **Strategy Developed:** “Better to pay an engineer than a lawyer”
- **Outcome:** IDEM acceptance of revised permit limits based on site-specific data

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Good Housekeeping and Why It Matters

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Tim Stottlemyer

City of Noblesville, MS4 Program Manager

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City of Noblesville

- **Parties Involved:** City of Noblesville, IDEM, tenant operating on city park property
- **Issue:** IDEM named City as PRP for environmental issues
- **Strategy Developed:** Still working on that part
- **Outcome:** City now has possession of contaminated park property and is working to clean it up

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Preconceived Notions

I'm from the government and I'm here to help!

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MS4 Permit – Storm Water Runoff

1. Public Education and Outreach
2. Public Participation
3. Illicit Discharge Detection and Elimination
4. Construction Site Runoff
5. Post-construction
6. Good Housekeeping for Municipal Operations

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Good Housekeeping

Best Practices

- Inventory of all materials stored outside or operations taking place outside
- Map your drainage system... ***Know Where It Flows***
- Take appropriate actions to reduce or eliminate the risk of pollutants being washed down the storm drain during wet weather
- Write it down

You have just developed a Storm Water Pollution Prevention Plan (SWPPP) for your facility.

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Facility Storm Water Pollution Prevention Plan

Chapters

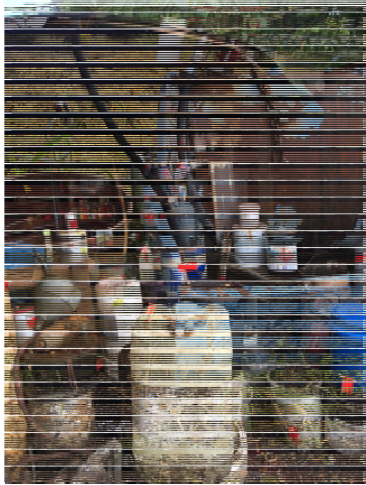
- Map and Layout Facility
- Spill Response Plan and Spill Kit Use
- Chemical Inventory
- Operations Dos and Don'ts
- Vehicles
- Outdoor Storage
- Waste Management
- Exhibits and Special Information

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What Not to Do



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Redeveloping Properties While Effectively Dealing with Environmental Issues

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Wreck's Case Study

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Town of Whitestown, Town Manager

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Case Study



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Good Housekeeping



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Good Strategies



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Conceptual Master Plan
BROWNING
DAY HULLINS
DIERDORF
LEADGROUP + DESIGN

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Strategic Options for Handling Brownfields

October 23, 2018

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What is a Brownfield?

“A parcel of real estate that is abandoned or inactive or may not be operated at its appropriate use and on which expansion or redevelopment is complicated because of the presence or potential presence of a hazardous substance, a contaminant, petroleum, or a petroleum product that poses a risk to human health or the environment.”

Source: in.gov

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Strategy: Indiana Brownfields Program

- Role of Indiana Finance Authority (IFA)
 - Indiana Brownfields Program – financial assistance
 - Private entities are NOT eligible to directly receive state brownfield funding but, by **partnering with a city, town, county, or redevelopment authority**, private entities that did not cause or contribute to any site contamination, or own and/or operate at the site at the time of disposal of hazardous substances or release of petroleum on the site, receive Brownfields money through IFA.
- Success Stories
 - Terre Haute
 - Wheeler Mission

Source: in.gov

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Strategy: Managing Risk

- Comfort Letter v. Site Status Letter
 - Timing is everything
- Strategic use of comfort letters in Terre Haute and outcomes

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Strategy: Insurance-funded Cleanup

- *Kiger to Flexdar* – Indiana’s well-established precedent providing insurance coverage for environmental cleanups
 - Find policies – Insurance “archeology”
 - Notice to insurers of a claim – IDEM demand letter, lawsuit

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