

From: [Craig, John \(DEQ\)](#)
To: [Busch, Stephen \(DEQ\)](#); [Benzie, Richard \(DEQ\)](#); [Monosmith, Carrie \(DEQ\)](#); [Shekter Smith, Liane \(DEQ\)](#)
Cc: [Prysby, Mike \(DEQ\)](#); [Brim, Richard \(DEQ\)](#)
Subject: RE: Flint ACO language
Date: Wednesday, February 12, 2014 10:09:47 AM

Please include Rich Brim in responding to Steve as Rich is the Enforcement Section staff assigned to drafting the consent order. Thanks. John

John Craig, Chief,

Enforcement Section* | Office of Waste Management and Radiological Protection | Department of Environmental Quality |
 Constitution Hall – Lansing

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** Supporting the Office of Drinking Water and Municipal Assistance | Office of Oil, Gas, and Minerals | Office of Waste Management and Radiological Protection*

From: Busch, Stephen (DEQ)
Sent: Wednesday, February 12, 2014 9:45 AM
To: Benzie, Richard (DEQ); Monosmith, Carrie (DEQ); Craig, John (DEQ); Shekter Smith, Liane (DEQ)
Cc: Prysby, Mike (DEQ)
Subject: FW: Flint ACO language

We are still trying to negotiate language in ACO the “Statement of Purpose” section that will appease both parties. They would like us to use the language in quotations below. The revised language does not force connection to KWA, and instead allows other options. As we have stated in the past construction permits will be necessary for the connection to KWA and construction permits are also necessary to allow the Flint WTP to operate on a continuous (non-emergency basis) regardless of source.

If this language will not be acceptable I need to know and will need to discuss how what we would want to adjust. The last ACO draft is attached for reference.

Stephen Busch, P.E.
 Lansing and Jackson District Supervisor
 Office of Drinking Water and Municipal Assistance
 MDEQ
 517-643-2314

From: Robinson, Michael [<mailto:MRobinson@wnj.com>]
Sent: Monday, February 10, 2014 5:44 PM
To: Busch, Stephen (DEQ)
Cc: Daugherty Johnson
Subject: ACO

Steve, I checked with the City’s bond counsel, and here is language that we MUST include in the consent order so that the City can move forward on this. Please let me know immediately if this language is or is not acceptable. If you would like to discuss it, please let me know.

Thanks,
 Mike

“The respondent plans to use the Flint River as its temporary source of untreated water supply until KWA water is available. The respondent must undertake the KWA public improvement project or undertake other public improvement projects to continue to use the Flint River, such as additional water treatment plant public improvements, source water protection public improvements and public improvements to obtain back-up water supply, in order to comply with Act 399.”