

Rennaker, Joanne (DEQ)

From: Craig, John (DEQ)
Sent: Thursday, February 06, 2014 4:06 PM
To: Busch, Stephen (DEQ); Arduin, Jim (DEQ); Brim, Richard (DEQ)
Subject: RE: update regarding Bray Road consent order
Attachments: city-of-flint-bray-road-co-2014-02-06b-draft.docx

Steve, I have integrated the City's proposed language into the last paragraph of the Statement of Purpose. Attached is a revise draft. However, I am uncertain as to the meaning of the City's last sentence which states: "Public improvement projects under Act 399 are required to be completed for [Respondent] to receive water from the KWA." What do they mean by "public improvement projects" and what "requires" such to be completed.

I would prefer language that says: The KWA requires the Respondent's waterworks system to be in full compliance with Act 399 before KWA delivers source water to the Respondent." This seems to be more straightforward to me. Hopefully, this is what the City is getting at. You'll have to discuss this issue with the City.

John Craig, Chief,
 Enforcement Section* | Office of Waste Management and Radiological Protection | Department of Environmental Quality | Constitution Hall –
 Lansing
 ☎ Phone: 517-284-6546 | 📠 Facsimile 517-373-4797

** 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: Thursday, February 06, 2014 3:35 PM
To: Craig, John (DEQ); Arduin, Jim (DEQ); Brim, Richard (DEQ)
Subject: RE: update regarding Bray Road consent order

Thanks John.

I believe the City will want to add the attached language or something similar as a new paragraph/subsection under the findings (Section 2). If we could add it now to the draft that would be helpful, but we can try to negotiate it on Monday if necessary.

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

From: Craig, John (DEQ)
Sent: Thursday, February 06, 2014 2:42 PM
To: Busch, Stephen (DEQ); Arduin, Jim (DEQ); Brim, Richard (DEQ)
Subject: FW: update regarding Bray Road consent order
Importance: High

Steve and Jim, I have attached a draft consent order related to the city of Flint Bray Road site pursuant to Part 115, Solid Waste Management, of the Natural Resources and Environmental Protection Act, 1994 PA 451. This is a rough draft based on the information available to the Office of Waste Management and Radiological Protection, but is a good starting point for development of the consent order. This draft has not been internally distributed for review and comment by

DEQ staff, OWMRP and ODWMA management, or the Department of Attorney General, so it is subject to additional changes. However, in the interest in moving the project along, you may share it with the City and their representatives, with the above caveat, in order to continue what I hope will be fruitful discussions next Monday.

Unfortunately, I will be out of the office tomorrow, Friday, February 7th, so I will not be available to discuss my revisions or respond to questions you may have. I'll be back in the office on Monday at 10:00 AM. Thanks. John

John Craig, Chief,
Enforcement Section* | Office of Waste Management and Radiological Protection | Department of Environmental Quality | Constitution Hall --
Lansing
☎ Phone: 517-284-6546 | 📠 Facsimile 517-373-4797

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From: Robinson, Michael [mailto:MRobinson@wnj.com]
Sent: Thursday, February 06, 2014 10:42 AM
To: Busch, Stephen (DEQ)
Cc: Arduin, Jim (DEQ); Brim, Richard (DEQ); Craig, John (DEQ)
Subject: Re: update regarding Bray Road consent order

Great. I think we can make progress even without a "final" draft. Thanks

Sent from my iPhone

On Feb 6, 2014, at 7:25 AM, "Busch, Stephen (DEQ)" <BUSCHS@michigan.gov> wrote:

I agree on Monday. It will be the only day next week I will be available to meet on this.

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: Thursday, February 06, 2014 9:26 AM
To: Arduin, Jim (DEQ)
Cc: Busch, Stephen (DEQ); Brim, Richard (DEQ); Craig, John (DEQ)
Subject: Re: update regarding Bray Road consent order

We need to keep our meeting on Monday. Please send me what you have with the understanding that it still needs review within the DEQ. Can you also briefly identify any issues in an email to me today? We really must move things along. I appreciate your efforts. Thanks, mike

Sent from my iPhone

On Feb 6, 2014, at 4:11 AM, "Arduin, Jim (DEQ)" <ARDUINJ@michigan.gov> wrote:

Mike,

Due to the fact that this order significantly involves two divisions within the DEQ, it is taking longer to coordinate and incorporate internal comments and concerns. In addition, as I understand it, you have asked Steve Busch to add in additional stipulations/findings which are apparently going through appropriate staff review within