

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 7
11201 RENNER BOULEVARD
LENEXA, KANSAS 66219

BEFORE THE ADMINISTRATOR

IN THE MATTER OF)
)
) Docket No. CWA-07-2016-0092
)
THE CITY OF KEARNEY, NEBRASKA)
)
)
) FINDINGS OF VIOLATION AND
) ADMINISTRATIVE ORDER FOR
) COMPLIANCE ON CONSENT
)
Respondent,)
)
)
)
Proceedings under Section)
309(a)(3) of the Clean Water Act,)
33 U.S.C. § 1319(a)(3))
_____)

I. Preliminary Statement

1. The FINDINGS OF VIOLATION are made and ORDER ON CONSENT (“Order”) is issued by the U.S. Environmental Protection Agency (“EPA”) to the City of Kearney, Nebraska (“City” or “Respondent”) pursuant to the authority vested in the Administrator of EPA by Section 309(a) of the Clean Water Act (“CWA”), 33 U.S.C. § 1319(a), as amended. This authority has been delegated by the Administrator of EPA to the Regional Administrator of EPA, Region 7, and further delegated to the Director, Water, Wetlands and Pesticides Division of EPA, Region 7.

2. The Director, Water, Wetlands and Pesticides Division, EPA, Region 7, on behalf of the Administrator of the EPA, together with the City, enter into this Section 309(a)(3) Order for Compliance on Consent in order to achieve compliance with the CWA, 33 U.S.C. § 1251 *et seq.*

3. EPA and the City (“collectively referred to herein as the “Parties”) have negotiated in good faith and have reached a settlement of the issues in this Order.

4. The Parties agree that settlement of the claims alleged in the Allegations of Violation and Order as described in Section III, is fair, reasonable, and in the public interest and entry of this Order is the most appropriate way of resolving the claims alleged herein.

5. By entering into this Order, Respondent (1) consents to and agrees not to contest EPA's authority or jurisdiction to issue or enforce this Order, (2) agrees to undertake all actions required by the terms and conditions of this Order, and (3) consents to be bound by the requirements set forth herein. For the purposes of this Order, Respondent waives any and all remedies, claims for relief and otherwise available rights to judicial or administrative review that Respondent may have with respect to any issue of fact or law set forth in this Order, including any right of judicial review under Chapter 7 of the Administrative Procedure Act, 5 U.S.C. §§ 701-706.

6. Respondent neither admits nor denies the factual allegations contained in the Allegations of Violation and Order.

II. Statutory and Regulatory Framework

7. Section 301(a) of the CWA, 33 U.S.C. § 1311(a), prohibits the discharge of "pollutants" from a "point source" into a "navigable water" of the United States, except in compliance with, *inter alia*, Section 402 of the CWA, 33 U.S.C. § 1342, defined by Section 502 of the CWA, 33 U.S.C. § 1362.

8. Section 402 of the CWA provides that pollutants may be discharged only in accordance with the terms of a National Pollution Discharge Elimination System ("NPDES") permit issued pursuant to that Section. To implement Section 402 of the CWA, EPA promulgated regulations codified at 40 C.F.R. Part 122. Under 40 C.F.R. Part 122.1, an NPDES permit is required for the discharge of pollutants from any point source into waters of the United States.

9. Section 402(p) of the CWA, 33 U.S.C. § 1342(p), sets forth requirements for the issuance of NPDES permits for various categories of municipal stormwater discharges, including those by the City which are the subject of this Order.

10. Pursuant to Section 402(p)(6) of the CWA, 33 U.S.C. § 1342(p)(6), EPA promulgated regulations ("Phase II stormwater regulations") at 40 C.F.R. Part 122 setting forth the additional categories of stormwater discharges to be permitted and the requirements of the Phase II program.

11. 40 C.F.R. § 122.26(a)(9)(i)(A) states that on or after October 1, 1994, for discharges composed entirely of stormwater . . . operators shall be required to obtain an NPDES permit . . . if the discharge is from a small municipal separate storm sewer system required to be regulated pursuant to 40 C.F.R. § 122.32.

12. 40 C.F.R. § 122.26(b)(8) defines “municipal separate storm sewer” (“MS4”) as a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains):

- a. owned or operated by a state, city, town, borough, county, parish, district, association, or other public body (created by or pursuant to state law) having jurisdiction over disposal of sewage, industrial wastes, stormwater, or other wastes, including special districts under state law such as a sewer district, flood control district or drainage district, or similar entity, or an Indian tribe or an authorized Indian tribal organization, or a designated and approved management agency under section 208 of the CWA that discharges to waters of the United States;
- b. designed or used for collecting or conveying stormwater;
- c. which is not a combined sewer; and
- d. which is not part of a POTW as defined at 40 C.F.R. § 122.2.

13. 40 C.F.R. § 122.26(b)(16) defines “small municipal separate storm sewer system,” in part, as all separate storm sewers that are:

- a. owned or operated by the United States, a state, city, town, borough, county, parish, district, association, or other public body . . . having jurisdiction over disposal of sewage, industrial wastes, stormwater, or other wastes [. . .];
- b. not defined as “large” or “medium” municipal separate storm sewer systems pursuant to Paragraphs (b)(4) and (b)(7), or designated under Paragraph (a)(1)(v) of this section.

14. 40 C.F.R. § 122.32(a) provides that a small MS4 is regulated if:

- a. the small MS4 is located in an urbanized area as determined by the latest Decennial Census by the Bureau of the Census; or
- b. the MS4 is designated by the NPDES permitting authority, including where the designation is pursuant to §§ 123.35(b)(3) and (b)(4), or is based upon a petition under § 122.26(f).

15. The Nebraska Department of Environmental Quality (“NDEQ”) is the state agency with the authority to administer the federal NPDES program in Nebraska pursuant to Section 402 of the CWA, 33 U.S.C. § 1342, the implementing regulations, and a Memorandum of Understanding dated October 30, 1974. EPA maintains concurrent enforcement authority with authorized state programs for violations of the CWA.

16. Section 309(a)(3) of the CWA, 33 U.S.C. § 1319(a)(3), authorizes the EPA to issue administrative orders to require persons to take those actions necessary to comply with the requirements of the CWA.

III. EPA Allegations

Allegations of Fact and Law

17. Kearney is a political subdivision of the state organized under the laws of Nebraska, and as such is a “person” for purposes of Section 502(5) of the CWA, 33 U.S.C. § 1362(5).
18. Respondent operates a stormwater drainage system consisting of, among other things, drain inlets, storm sewers, and outfalls, and as such is a “municipal separate storm sewer” as that term is defined in 40 C.F.R. § 122.26(b)(8).
19. At all times relevant to this Order, Respondent owned and/or operated a “small municipal separate storm sewer system,” as defined by 40 C.F.R. § 122.26(b)(4)(i).
20. Respondent’s small MS4 is located in the Kearney, Nebraska “urbanized area” as defined by the 2010 Census or use population as determined by 2010 census: 30,787, and therefore, at all times relevant to this Order, Respondent’s small MS4 is subject to regulation.
21. Respondent’s small MS4 is a “point source” as defined by Section 502(14) of the CWA, 33 U.S.C. § 1362(14).
22. Respondent’s small MS4 discharges pollutants into “navigable waters” as defined by Section 502(7) of the CWA, 33 U.S.C § 1362(7).
23. Discharges from Respondent’s small MS4 resulted in the addition of pollutants from a point source to navigable waters, and thus are the “discharges of a pollutant” as defined by Section 502(12) of the CWA, 33 U.S.C. § 1362(12).
24. Respondent’s discharges from a small MS4 required a permit issued pursuant to Section 402 of the CWA, 33 U.S.C. § 1342, and 40 C.F.R. § 122.32.
25. NDEQ issued a final MS4 Permit for discharges from Respondent’s small MS4 under the NPDES, General Permit No. NE-R300000. This MS4 Permit was issued on July 1, 2005, and expired on June 30, 2010. However, the permit is administratively extended pursuant to 10 C.S.R. 20-6(10)(E).
26. Respondent submits semi-annual and annual reports pursuant to its permit.
27. On March 5-7, 2014, EPA conducted an MS4 program Inspection (hereafter “the MS4 inspection”) under the authority of Section 308(a) of the CWA, 33 U.S.C. § 1318(a), to evaluate the City’s compliance with its MS4 permit and the CWA.

28. On May 6, 2015, EPA issued a Request for Information regarding the City's MS4 program, pursuant to Section 308 of the CWA, 33 U.S.C. § 1318, to further evaluate the City's compliance with its MS4 permit and the CWA. The City submitted a response to the Request for Information on May 26, 2015.

29. As part of the MS4 Inspection and Request for Information, the City provided to EPA its Storm Water Management Program ("SWMP") dated January 1, 2006, revised March 5, 2009.

Allegations of Violation

30. The facts stated in Paragraphs 17 through 29, above, are herein incorporated.

Failure to Develop an Adequate Storm Water Management Program

31. Part IV.A. of the MS4 permit requires that the permittee describe how it will develop, implement, and enforce a stormwater management program. The SWMP description is to include how the permittee will develop, implement, and enforce a SWMP; how the SWMP is designed to reduce the pollutant discharge from the MS4 to the maximum extent practicable; and, how the SWMP will protect water quality and satisfy the water quality requirements of the Clean Water Act.

32. Part IV.B.1.b.3-5 of the MS4 permit sets forth requirements to provide for public education, including that the City identify target audiences and explain why those target audiences were selected, a description of the outreach strategy to reach the target audience and target pollutant sources designed to be addressed by the public education program.

33. The SWMP developed by the City does not identify target audiences and/or explain why public education materials and efforts were delivered to the selected audiences, does not identify target pollutant sources and/or explain how pollutants that were addressed were selected.

34. Part IV.B.2.b.1. and 3 of the MS4 permit provides for public involvement and requires that a rationale statement include how the public was involved in the development of the Notice of Intent ("NOI") and SWMP and that the City identify target audiences including a description of the types of ethnic and economic groups engaged.

35. The SWMP developed by the City does not describe how the public was involved in the development of the NOI and SWMP and does not identify the target audiences selected by the City.

36. Part IV.B.3.b.1 of the MS4 permit provides for Illicit Discharge Detection and Elimination ("IDDE") and requires that the SWMP rationale statement include a description of

the sources of information used to create an outfall map, and how the permittee plans to verify the outfall locations with field surveys. The statement is also to describe how the map will be regularly updated.

37. The SWMP developed by the City does not include in its rationale statement a description of the sources of information used to create the outfall map and how the permittee verified the outfall locations with field surveys, nor is it completed as it was required to be by 2010. The SWMP also does not contain information on how the map will be regularly updated, and only reflects that the City will research efficient ways to update the city storm sewer locations and that it will review processes suggested by other cooperative members and will approve a specific process.

38. Part IV.B.3.b.3 of the MS4 permit provides for IDDE and requires that the SWMP rationale statement describes the permittee's SWMP to ensure through appropriate enforcement procedures and actions that the illicit discharge ordinance is implemented.

39. The SWMP developed by the City does not include a discussion of the IDDE enforcement program.

40. Part IV.B.3.b.5 of the MS4 permit provides for IDDE and requires that the permittee describe how it plans to inform public employees, businesses, and the general public of hazards associated with illegal discharges and improper disposal of waste. The permittee is to describe how these plans will coordinate with its public education minimum measure and its Good Housekeeping/Pollution Prevention ("GHPP") minimum measure programs

41. The SWMP developed by the City does not describe an education program related to illicit discharge detection and elimination.

42. Part VI.B.1 of the MS4 permit provides for GHPP and requires that the SWMP rationale statement include the operation and maintenance program to prevent or reduce pollutant runoff from municipal operations. The SWMP must specifically list the municipal operations that are impacted by operations and maintenance program. The permittee is to include a list of industrial facilities owned and operated by the permittee that are subject to NDEQ's industrial stormwater general permit or individual permit.

43. Part VI.B.3.a.-d. of the MS4 permit provides for GHPP and requires that the program specifically address maintenance activities, maintenance schedules, and long-term inspection procedures for controls to reduce floatables and other pollutants to the MS4, controls for reducing or eliminating the discharge of pollutants from streets, roads, highways, municipal parking lots, maintenance and storage yards, waste transfer stations, fleet or maintenance shops with outdoor storage areas, and salt/sand storage locations and snow disposal areas, address procedures for the proper disposal of waste removed from the Small MS4 and municipal operations, including dredge spoil, accumulated sediments, floatables, and other debris, and

address procedures to ensure that new flood management projects are assessed for impacts on water quality and existing projects are assessed for incorporation of additional water quality protection devices or practices.

44. The SWMP developed by the City is incomplete and does not describe operation and maintenance Best Management Practices (“BMPs”) for many municipal activities as required by Part VI.B.1 and Part VI.B.3.a-d. of the MS4 permit as outlined above.

45. Part IV.A.2. of the MS4 permit requires that the SWMP shall describe BMPs that will be implemented for each minimum control measure and include measurable goals for each of the BMPs including, as appropriate, the months and years in which the required actions will be undertaken, interim milestones and the frequency of the action, and identify the person or persons responsible for implementing or coordinating the BMPs for the SWMP. The SWMP is required to include a rationale for the selection of each SWMP BMP and its measurable goals and fully implemented by 2010.

46. The City’s SWMP does not comply with Part IV.A.2 of the MS4 permit as outlined above in the following ways:

- a. There are no actual measurable goals for the BMPs. Frequency is denoted only in that a year(s) is identified in the SWMP but there is no other indicator of how frequently an activity will occur. Also, the SWMP has not been updated so no years beyond 2010 are identified in the SWMP as years in which activities will occur;
- b. Interim milestones are missing for all BMPs;
- c. A rationale is not given for the BMP selections nor is the information required for the rationale present in the SWMP;
- d. The last sentence of the introduction to each minimum control measure states, “The City of Kearney may conduct other activities not specifically identified in this section which contribute to the MCM.” The SWMP should have been updated to reflect any additional activities that were conducted.

47. The City’s failure to incorporate the required elements of a SWMP, as set forth above, are violations of its permit and, as such, are violations of Section 301 of the CWA, 33 U.S.C. § 1311(a).

Failure to Adequately Implement the SWMP and Permit

48. Part IV.B.3.a.4. of the MS4 permit requires that the permittee develop and implement a program to detect and address non-stormwater discharges, including illegal dumping, to its MS4.

49. The MS4 Inspection, the Request for Information, and the annual reports submitted by the City reveal that the City does not implement a program to detect and address non-stormwater discharges, including illegal dumping, to the MS4.

50. Part IV. B.3.b.4 of the MS4 permit requires that the permittee's IDDE program include dry weather field screening for non-stormwater flows and field tests of selected chemical parameters as indicators of discharge sources.

51. The MS4 Inspection, the Request for Information, and the annual reports submitted by the City reveal that the City does not conduct dry weather screening as required by the SWMP and MS4 permit.

52. Part IV.B.4.a-b of the City's MS4 permit, which addresses elements of the Construction Site Stormwater Runoff program to reduce pollutants from construction activities, requires the City to develop and implement procedures to inspect sites and enforce control measures, including prioritization of site inspection. The City's MS4 permit, requires the City develop and implement procedures for consideration and review of all pre-construction site plans for potential water quality impacts. The City's MS4 permit requires the City to develop procedures to evaluate the success of this minimum control measure.

53. The City's evaluation and review of pre-construction site plans does not include a standard operating procedure, adequate review of construction activities and their potential impacts to water quality. The City did not evaluate success of the construction site stormwater control minimum control measure.

54. Part IV.B.5. of the MS4 permit requires the City to develop, implement and enforce a program to address stormwater runoff from new development and redevelopment projects that disturb greater than or equal to one acre. The program must ensure that controls are in place that would prevent or minimize water quality impacts. Part IV.A.5. of the permit requires that the SWMP be fully implemented by 2010. This is an overall failure to implement the entire SWMP within the first permit cycle as required by the permit.

55. Part IV.B.5.a.2 of the City's MS4 permit requires the City to develop and implement strategies which include a combination of structural and/or non-structural BMPs appropriate for your community.

56. Part IV.B.5.a.3 of the City's MS4 permit requires the City use an ordinance or other regulatory mechanism to address post-construction runoff from new development and redevelopment projects to the extent allowable under state or local law.

57. Part IV.B.5.a.4 of the City's MS4 permit requires the City to ensure long-term operation and maintenance of post-construction BMPs.

58. The City's response to the Clean Water Act Section 308 Information Request letter states that whereas the City of Kearney's current post-construction ordinance was written to provide enforceable authority to require permanent BMPs, it does not establish when the program will begin to be enforced. The response further states that the Nebraska H2O communities, of which Kearney is a member, hired a consultant in September 2014 to provide research, guidance, development standards, and project oversight while developing the post-construction stormwater program standards.

59. The City's response to the Clean Water Act Section 308 Information Request letter states that Kearney anticipates adoption of local permanent stormwater treatment standards and ordinance update by the City Council.

60. The City's failure to implement the required elements of a post-construction program by 2010 as required by its MS4 permit is a violation of its permit and, as such, is a violation of Section 301 of the CWA, 33 U.S.C. § 1311(a).

61. Part IV.B.6.a.1 of the City's MS4 permit requires the City develop and implement an operation and maintenance program that includes a training component and has the ultimate goal of preventing or reducing pollutant runoff from municipal operations.

62. The City did not fully implement an operation and maintenance program in compliance with the permit. SWMP did not include adequate procedures for controls to reduce floatables and other pollutants to the regulated small MS4, as required by Part 4.2.6.1.2 of the City's MS4 permit.

63. Part IV.B.3.b.7. of the permit requires that the permittee evaluate the success of this minimum control measure, including how the measurable goals for each of the BMPs were selected.

64. The City did not evaluate success of the GHPP for municipal operations minimum control measure.

65. The City's failure to adequately implement the required elements of a SWMP, as set forth in the Paragraphs above, are violations of its permit and, as such, is a violation of Section 301 of the CWA, 33 U.S.C. § 1311(a).

IV. Section 309(a) Order for Compliance on Consent

66. Based on the EPA FINDINGS set forth above, and pursuant to Section 309(a)(3) of the CWA, 33 U.S.C. §§ 1318(a) and 1319(a)(3), IT IS HEREBY ORDERED AND AGREED TO:

Except as provided in Paragraph 67 below, Respondent agrees to take all measures necessary to comply with its MS4 permit including revision of the SWMP to address

all permit requirements and implementation of all activities required to comply with the MS4 permit by no later than ninety (90) days of the effective date of this Order. Within thirty (30) days of completion of the final scheduled corrective measure, Recipient shall submit a written Certification to EPA with a copy to NDEQ, that all corrective measures required pursuant to this Order have been completed.

67. Respondent agrees to take all measures necessary to comply with Part IV.B.5.a.4 of the City's MS4 permit by September 1, 2017. Part IV.B.5.a.4 of the City's MS4 Permit requires the City to ensure long-term operation and maintenance of post-construction BMPs. Respondent anticipates adoption of local permanent stormwater treatment standards and ordinance update by the City Council. Within thirty (30) days of completion of the final scheduled corrective measure, Recipient shall submit a written Certification to EPA with a copy to NDEQ, that all corrective measures required pursuant to this Order have been completed.

68. After review of the certification and any supporting information submitted by Respondent pursuant to paragraphs 66 and 67, EPA may determine that additional information is needed and/or additional corrective measures or deadlines are appropriate, and may modify this Order or initiate a separate enforcement action, as appropriate. Alternatively, EPA may accept the certifications and terminate this Order.

69. The City shall at all times comply with requirements established by the state of Nebraska regarding the operation of facilities associated with the City's MS4, including, but not limited to, any requirements for work to be performed by certified or licensed professional engineers, submission and approval of plans and specifications, and construction and operation permitting. In developing plans and schedules required by this Order, the City shall allocate adequate time and resources to comply with applicable state requirements.

V. Reporting

70. *Reporting to EPA and NDEQ:* In addition to the submittals required above, the City shall submit to EPA, with a copy to NDEQ, semi-annual reports describing the actions the City has taken to comply with its permit. These reports are due every April 1 and October 1 until termination of this Order; the first report is due April 1, 2017. Each report shall include, at a minimum:

MS4 Compliance Progress: A description of all actions taken to comply with the permit and the development and implementation of the SWMP.

71. All documents required to be submitted to EPA by this Order, shall be submitted electronically or by mail to Cynthia Sans:

sans.cynthia@epa.gov
or

Cynthia Sans, or her successor
Water, Wetlands and Pesticides Division
U.S. Environmental Protection Agency - Region 7
11201 Renner Boulevard
Lenexa, Kansas 66219.

72. A copy of all documents required to be submitted to NDEQ by this Order, shall be submitted by mail to:

Mr. Steve Goans, Supervisor
Wastewater Section
Nebraska Department of Environmental Quality
1200 N Street, Suite 400
P.O. Box 98922
Lincoln, Nebraska 68509-8922.

VI. General Provisions

73. Failure to comply with the terms of the Section 309(a)(3) Compliance Order may result in liability for statutory civil penalties under Section 309(d) of the Act, 33 U.S.C. § 1319(d), as modified by 40 C.F.R. Part 19. Should EPA commence an action seeking penalties for violations of this Compliance Order, a United States District Court may impose civil penalties if the court determines that you have violated the Act and failed to comply with the terms of the Order.

Reservation of Rights

74. This Order does not constitute a waiver or a modification of any requirements of the CWA, 33 U.S.C. § 1251 *et seq.*, all of which remain in full force and effect. EPA retains the right to seek any and all remedies available under Sections 309(b), (c), (d) or (g) of the CWA, 33 U.S.C. § 1319(b), (c), (d) or (g), for any violation cited in this Order. EPA reserves the right to enforce the terms of this Order by initiating a judicial or administrative action pursuant to Section 309 of the CWA, 33 U.S.C. § 1319.

75. With respect to matters not addressed in this Order, EPA reserves the right to take any enforcement action pursuant to the CWA, or any other available legal authority, including without limitation, the right to seek injunctive relief, monetary penalties and/or other legal remedies allowed by law.

76. Compliance with the terms of this Order shall not relieve Respondent of liability for, or preclude EPA from, initiating an administrative or judicial enforcement action to recover penalties for any violations of the CWA, or to seek additional injunctive relief, pursuant to Section 309 of the CWA, 33 U.S.C. § 1319.

77. Subject to the limitations of the above paragraph, Respondent reserves the right to contest liability and any penalty sought in any subsequent action filed by EPA to seek penalties for violation of this Order on Consent, and reserves the right to contest liability and/or penalty in any subsequent action filed by EPA for any violations alleged in the Findings, above.

Access and Requests for Information

78. Nothing in this Order shall limit EPA's right to obtain access to, and/or to inspect Respondent's facility, and/or to request additional information from Respondent, pursuant to the authority of Section 308 of the CWA, 33 U.S.C. § 1318, and/or any other authority.

Severability

79. If any provision or authority of this Order, or the application of this Order to Respondent, is held by federal judicial authority to be invalid, the application to Respondent of the remainder of this Order shall remain in full force and effect and shall not be affected by such a holding.

Modification

80. At EPA's sole discretion, extensions of the compliance schedule/deadlines required by this Order may be made by EPA by written notice to Respondent, without further formal amendment to the Order. All other modifications to this Order may only be made by mutual agreement of the Parties, pursuant to a written amendment signed by each Party.

Effective Date

81. This Order shall be effective upon signature by the authorized Regional official. All time periods herein shall be calculated therefrom in calendar days unless otherwise provided in this Order.

Termination

82. This Order shall remain in effect until a written notice of termination is issued by an authorized representative of EPA. Such notice shall not be given until the City has complied with the requirements of Section IV of this Order and demonstrated general compliance as determined by EPA with the terms of its permit.

Signatories

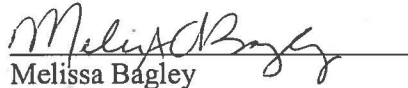
83. The undersigned for each party has the authority to bind each respective Party to the terms and conditions of this Order. The Order may be signed in part and counterpart by each Party.

For the Complainant, U.S. Environmental Protection Agency, Region 7:

Issued this 29th day of September, 2016.



Karen A. Flournoy
Director
Water, Wetlands and Pesticides Division
U.S. Environmental Protection Agency – Region 7



Melissa Bagley
Assistant Regional Counsel
Office of Regional Counsel
U.S. Environmental Protection Agency – Region 7

CERTIFICATE OF SERVICE

I certify that on the date noted below I hand delivered the original and one true copy of this Findings of Violation and Administrative Order for Compliance to the Regional Docket Clerk, U.S. Environmental Protection Agency, 11201 Renner Boulevard, Lenexa, Kansas 66219.

I further certify that on the date noted below I sent a copy of the foregoing Order for Compliance by first class certified mail, return receipt requested, to:

The Honorable Stan Clouse
Mayor
City of Kearney
18 East 22nd Street
Kearney, Nebraska 68847

and by first class mail to:

Mr. Steve Goans, Supervisor
Wastewater Section
Nebraska Department of Environmental Quality
1200 N Street, Suite 400
P.O. Box 98922
Lincoln, Nebraska 68509-8922.

9-29-2016
Date

