



GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
LANSING



LIESL EICHLER CLARK
DIRECTOR

VIA E-MAIL

TO: Governor Gretchen Whitmer
Members of the Michigan Legislature

FROM: Liesl Eichler Clark, Director *YEL*

DATE: February 26, 2020

SUBJECT: Report on Groundwater Discharge Permit Fund

In accordance with Section 3124(5) of Part 31, Water Resources Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, attached is the Department of Environment, Great Lakes, and Energy's (EGLE) report on the Groundwater Discharge Permit Fund for fiscal year 2019.

If you need further information, please contact Christine Alexander, Manager, Permits Section, Water Resources Division, at 517-243-4670; or you may contact me at 517-284-6708.

Attachment

cc/att: Chris Harkins, Director, Senate Fiscal Agency
Mary Ann Cleary, Director, House Fiscal Agency
Chris Kolb, Director, State Budget Office
JoAnne Huls, Chief of Staff, Governor's Office
Jennifer Flood, Legislative and Public Affairs Director, Governor's Office
Emily Laidlaw, Policy Director, Governor's Office
Abbey Frazier, Senate Fiscal Agency
Austin Scott, House Fiscal Agency
Jacques McNeely, State Budget Office
Jennifer Harrison, State Budget Office
Carly Kirk, State Budget Office
Aaron B. Keatley, Chief Deputy Director, EGLE
Amy Epkey, Senior Deputy Director, EGLE
Sarah M. Howes, Legislative Liaison, EGLE
David Fiedler, Regulatory Affairs Officer, EGLE
Paul McDonald, EGLE
Dale Shaw, EGLE
Teresa Seidel, EGLE
Phil Argiroff, EGLE
Lois Marinangeli, EGLE
Christine Alexander, EGLE



MICHIGAN DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY

Legislative Report

Groundwater Discharge Permit Fund

Report Period:
Fiscal Year 2019

Authority:
MCL 324.3124(5)

The activities discussed in this report represent the fiscal year (FY) 2019 activities performed in administering the Department of Environment, Great Lakes, and Energy's (EGLE) Groundwater Discharge Permit Program that were funded by the Groundwater Discharge Permit Fund.

Activity (a):

<u>Subactivity</u>	<u>Hours</u>	<u>Full-Time Equivalent (FTE) Positions</u>
Compliance	6,958	3.4
Enforcement	696	0.3
Permit Issuance	<u>1,044</u>	<u>0.5</u>
Total	8,698	4.2

These figures are based on charges against the groundwater fees only. There were an additional 13.9 FTEs in FY 2019 in the Groundwater Discharge Permit Program that were not funded by the groundwater fees.

Activity (b):

Total applications received:	143
New use applications received:	36
Applications returned as administratively incomplete:	0

Activity (c):

Permits issued:	99
New use permits issued:	29
Applications denied:	0
Applications withdrawn:	8

Activity (d):

Percentage and number issued within 180 days:	57%; 40 of 70
Percentage and number of new use permits issued within 180 days:	100%; 29 of 29

Activity (e):

Number of inspections conducted at groundwater facilities:

Compliance evaluation (detailed) inspections:	84
Reconnaissance (general) inspections:	195
Termination and close-out inspections:	24

Activity (f):

Number of groundwater violation letters sent:	66
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Activity (g):

Civil actions initiated:	0
Civil actions completed:	0
Number of contested case hearings initiated and resolved:	1
Voluntary Agreements:	4
Total fines and penalties collected: \$151,120	

Activity (h):

1. Crystal Downs Mobile Village Administrative Consent Order (ACO)-000324, entered on November 9, 2018. This ACO required the repayment of avoided annual groundwater permit fees for FY 2017 and FY 2018 for a total of \$400. It also required compliance with the groundwater permit moving forward; the payment of \$2,780 in partial reimbursement of escalated enforcement costs; and the payment of \$12,087 in civil fines.
2. Maple Grove Estates ACO-005261, entered on December 17, 2018. This ACO required the payment of \$200 in avoided annual permit fees for 2018 and the payment of \$400 in civil fines.
3. Camden-Frontier Schools ACO-005330, entered on March 25, 2019. This ACO required that a certified operator be employed and compliance with the groundwater discharge permit. It also required the payment of \$3,000 in avoided annual groundwater permit fees and the payment of \$1,500 in civil fines.
4. A&L Farms ACO-005396, entered on September 5, 2019. This ACO required the party to apply for a groundwater discharge permit. It also required the payment of the avoided annual permit fees for FY 2017 and FY 2018 totaling \$400 and the payment of \$1,125 in civil fines.

Activity (i):

Number of groundwater complaints:

Received:	29
Investigated:	29
Resolved:	0
Unresolved:	0

Activity (j):

Amount of revenue in the Groundwater Discharge Permit Fund at the end of FY 2019 was \$1,099,370.