



GRETCHEN WHITMER  
GOVERNOR

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



LIESL EICHLER CLARK  
DIRECTOR

January 13, 2020

**VIA E-MAIL**

Mr. Robert Bincsik, Director  
Department of Public Works & Utilities  
City of Flint  
1101 South Saginaw Street  
Flint, Michigan 48502

WSSN: 02310  
City of Flint

Dear Mr. Bincsik:

SUBJECT: Request for Extension: July through December 2019 Lead and Copper Sampling Sites and Lead and Copper Sampling Plan

Thank you for your December 27, 2019 letter requesting an extension for both confirming the service line material for the city of Flint's (City) Lead and Copper Rule (LCR) sampling sites for the monitoring period from July 1 to December 31, 2019, and for submittal of the Lead and Copper Sampling Plan required under the new LCR revisions in 2018.

We have reviewed the circumstances outlined in the request and hereby grant an extension for the above requirements until February 14, 2020, subject to the conditions outlined below.

The City has until February 14, 2020, to validate service line materials for any LCR samples taken between July 1 and December 31, 2019, and provide that information on the report. The updated sampling data will be reviewed by Michigan Department of Environment, Great Lakes, and Energy (EGLE) staff and used to calculate the City's 90<sup>th</sup> percentile value for the purposes of the LCR, regardless of the number of samples submitted. Only samples from validated Tier 1 sampling sites will be included in the calculation and the 90<sup>th</sup> percentile will be based solely on those samples. Should the City fail to collect the required 60 Tier 1 samples, a violation will be issued, along with conditions required for a return to compliance.

An LCR sampling plan is also due on February 14, 2020, detailing a complete pool of Tier 2 sites. We highly recommend the City establish a pool of at least 90 Tier 2 sampling sites to allow for any issues getting samples from these sites. These sites need not be validated as Tier 2 sites when the plan is provided to EGLE. Validation can occur during the sampling period as long as all validation is completed prior to the end of the monitoring period and an updated plan is submitted to EGLE. The City must also continue to attempt to obtain samples from existing Tier 1 sites. Samples from Tier 1 sites will displace Tier 2 sites during the monitoring period. We are aware of at least nine Tier 1 sampling locations in the City and encourage you to take samples at those sites before the lead service lines are replaced.

Mr. Robert Bincsik

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If you have additional questions or need more information regarding this matter, please contact me at 517-284-6544; [OswaldE1@Michigan.gov](mailto:OswaldE1@Michigan.gov); or at EGLE, Drinking Water and Environmental Health Division, P.O. Box 30817, Lansing, Michigan 48909-7760.

Sincerely,

A handwritten signature in blue ink, appearing to read "Eric J. Oswald", with a long horizontal flourish extending to the right.

Eric J. Oswald, Director

Drinking Water and Environmental Health Division

cc: The Honorable Sheldon A. Neeley, Mayor, City of Flint  
Mr. Brian Larkin, Chief of Staff, City of Flint  
Mr. Clyde Edwards, City Administrator, City of Flint  
Ms. Angela Wheeler, City Attorney, City of Flint  
Mr. Blair Selover, FV Operations  
Mr. Robert Jones, FV Operations  
Mr. Michael Harris, United States Environmental Protection Agency (USEPA)  
Ms. Beth Murphy, USEPA  
Mr. Richard Kuhl, Michigan Department of Attorney General  
Mr. George L. Krisztian, EGLE