



GRETCHEN WHITMER
GOVERNOR


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



DANIEL EICHINGER
ACTING DIRECTOR

VIA EMAIL

TO: Governor Gretchen Whitmer
Members of the Michigan Legislature

FROM: Daniel Eichinger, Acting Director 

DATE: March 15, 2023

SUBJECT: Report on the Groundwater Discharge Permit Fund

In accordance with Section 324.3124(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 2022.

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 517-512-5992.

Attachment

cc/att: Kathryn Summers, Director, Senate Fiscal Agency
Mary Ann Cleary, Director, House Fiscal Agency
Christopher M. Harkins, Director, State Budget Office
JoAnne Huls, Chief of Staff, Governor's Office
Curtis Hertel Jr., Director of Legislative Affairs, Governor's Office
Marc Rehmann, Policy Director, Governor's Office
Chris Semrinec, Senate Fiscal Agency
Austin Scott, House Fiscal Agency
Jacques McNeely, State Budget Office
Zach Hendrix, State Budget Office
Aaron B. Keatley, Chief Deputy Director, EGLE
Travis Boeskool, Legislative Liaison, 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 2022

Authority:
MCL 324.3124(5)

The activities discussed in this report represent the fiscal year (FY) 2022 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	6,746.3	3.2
Enforcement	586.6	0.3
Permit Issuance	<u>10,911.1</u>	<u>5.2</u>
Total	18,244.0	8.7

There were an additional 13.3 FTEs in FY 2022 in the Groundwater Discharge Permit Program that were not funded by the groundwater fees.

Activity (b):

Total applications received:	203
New use applications received:	69
Applications returned as administratively incomplete:	0

Activity (c):

Permits issued:	131
New use permits issued:	52
Applications denied:	0
Applications withdrawn:	11

Activity (d):

Percentage and number issued within 180 days:	63%; 47 of 75
Percentage and number of new use permits issued within 180 days:	75%; 42 of 56

Activity (e):

Number of inspections conducted at groundwater facilities:

Compliance evaluation (detailed) inspections ¹ :	122
Other inspections ² :	140

¹Includes compliance evaluation inspections, compliance sampling inspections (including 3 toxics only inspections for per- and polyfluoroalkyl substances [PFAS]), engineering inspections, and file reviews for Rule 2211 permits only.

²Includes reconnaissance inspections, file reviews for all non-Rule 2211 permits (including 6 PFAS file reviews), close-out inspections, and terminations.

Activity (f):

Number of groundwater violation letters sent:	83
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Activity (g):

Civil actions initiated:	12
Civil actions completed:	0
Number of contested case hearings initiated and resolved:	0
Voluntary agreements:	13
Total fines and penalties collected:	\$49,677

Activity (h):

Blake's Farm, Inc., Administrative Consent Agreement executed May 10, 2022. Civil fine of \$5,000 and enforcement costs of \$937.

Candace Kannlainen/Hardwood Steakhouse, Administrative Consent Agreement executed October 12, 2021. Civil fine of \$4,800 and enforcement costs of \$1,440.

The following are administrative settlements entered with the listed entities for expired groundwater permits that included fines and overdue fees:

- Balcom's Cove Condominium Association
- Beaverdam Christian Reformed Church/Libertas Christian School Foundation
- CHT Curry House Michigan Owner, LLC
- Claire County Transit Corporation
- Denise F. Lowell/Sharp Park Campground
- Farm Country Cheese House
- Golden Pond Estates, LLC
- John LaFave/47 Tavern
- Outdoor Adventures of Grand Haven, LLC
- Portage Public Schools
- Vestaburg Community Schools

Activity (i):

Number of groundwater complaints:

Received:	18
Investigated:	18
Resolved:	0
Unresolved:	0

Activity (j):

Amount of revenue in the Groundwater Discharge Permit Fund at the end of FY 2022 was \$376,046.