



YPSILANTI COMMUNITY UTILITIES AUTHORITY

2777 STATE ROAD  
YPSILANTI, MICHIGAN 48198-9112  
TELEPHONE: (734) 484-4600  
FAX: (734) 484-3369  
WEBSITE: [www.ycua.org](http://www.ycua.org)

June 25, 2012

Ms. Beth Landale  
Project Manager  
Conestoga-Rovers & Associates  
14496 Sheldon Road, Suite 200  
Plymouth, MI 48170

**CERTIFIED MAIL**

**RE: Parameter Exceedance**

Dear Ms. Landale:

The following letter is in response to the 30-Day Parameter Exceedance Report submitted by Conestoga-Rovers & Associates on behalf of R.A.C.E.R. Trust located at 2901 Tyler Road in Ypsilanti, MI. The Ypsilanti Community Utilities Authority (YCUA) received the report on June 4, 2012 (postmarked 5/31/12). Conestoga-Rovers & Associates provided initial notification to the YCUA on May 15, 2012 that an exceedance of the vinyl chloride parameter had occurred during the May 3, 2012 self-monitoring event. **In response to this non-compliance, please find enclosed a Notice of Violation.**

Thank you for your attention to these matters. Please contact me with any questions you may have by phone at 734-484-4600 Ext. 123 or by email at [lblackburn@ycua.org](mailto:lblackburn@ycua.org).

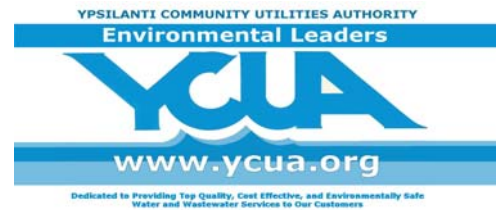
Sincerely,

A handwritten signature in black ink, appearing to read "L. Blackburn", is written over a light blue horizontal line.

Luther Blackburn  
YCUA Industrial Surveillance Supervisor

Enclosure: Notice of Violation

Cc: YCUA Compliance Departmental File



# Industrial Pretreatment Program

COMPLIANCE DEPARTMENT  
2777 State Road  
Ypsilanti, MI 48198-9112  
Telephone No.: 734.484.4600  
Fax No.: 734.544.7149

## NOTICE OF VIOLATION

### IN THE MATTER OF:

Revitalizing Auto Communities Environmental Response Trust  
2901 Tyler Road  
Ypsilanti, MI 48198  
PERMIT NO: #RA 6-12

CERTIFIED MAIL

### I. LEGAL AUTHORITY

This Notice is issued pursuant to the authority vested in the Ypsilanti Community Utilities Authority (YCUA) under Chapter 106, Articles I-IV, Ypsilanti city Code, or Chapter 62, Article I, Ypsilanti Charter Township Code, or equivalent local ordinance, commonly referred to as the "Sewer Use Ordinance," (ORDINANCE), applicable federal and state laws and regulations, a Delegation Agreement (if applicable), and the Users wastewater discharge permit.

### II. FINDINGS

1. The YCUA is charged with construction, maintenance, and control of a sewer system and treatment works, including control of certain discharges to that sewer system occurring within municipalities that, by contract, discharge wastewater to the YCUA sewer system and treatment works.
2. To protect the sewer system and treatment works; YCUA administers an Industrial Pretreatment Program (IPP), in compliance with federal and state laws and regulations.
3. Under the IPP, **Revitalizing Auto Communities Environmental Response Trust** was issued a discharge Permit **(RA 6-12)** on **June 15, 2011**.
4. The PERMIT contained limitations on pollutants, self-monitoring/reporting requirements, and other specific conditions of discharge.
5. It has been determined that:  
(X) Pollutant analysis revealed that during the following the **May 3, 2012 Self-Monitoring Event** the DISCHARGER exceeded the following numerical limit(s) of the PERMIT:

**Prohibited Discharge:** The pollutant analysis as monitored by the DISCHARGER has constituted a violation of the Ypsilanti Township Sewer Use Ordinance (#2001-280) and the PERMIT. The analytical result for the vinyl chloride parameter from the Self-Monitoring Event was of 1.1 mg/l. If otherwise disposed of, a liquid waste with a vinyl chloride concentration greater than 0.2 mg/l would meet the definition of EP Toxicity, that is, carrying a hazardous waste code under the Resource Conservation and Recovery Act (RCRA, 40 CFR Part 261). The Sewer Use Ordinance prohibits the discharge of a "material considered a hazardous waste".

() As of the DISCHARGER failed to meet the following monitoring/reporting requirement(s) of the PERMIT:

() As of the DISCHARGER was in violation of the following other specific condition(s) of the PERMIT:

### **III. NOTICE OF VIOLATION**

THEREFORE, THE DISCHARGER IS HEREBY NOTIFIED THAT:

1. It is in violation of the Permit.
2. The cited violation(s) require the following:

**The YCUA is of the understanding that no wastewater was discharged to the sewer system since the above described violation until June 22, 2012. The YCUA received written notification on June 20, 2012 that the DISCHARGER has changed the treatment process in response to the violation. The DISCHARGER shall repeat the sampling and pollutant analysis for the vinyl chloride parameter and submit in writing to the YCUA, the results of this analysis on or before July 25, 2012.**

3. Failure to correct this violation within the stated time shall constitute a further violation of the ORDINANCE and/or the PERMIT, and may subject the DISCHARGER to escalated enforcement response including, but not limited to, civil assessments, criminal prosecution and/or service termination.
4. This Notice is entered on **June 25, 2012** and shall be effective upon receipt by the DISCHARGER.

Signed:



Luther Blackburn  
YCUA Industrial Surveillance Supervisor

Cc: YCUA Compliance Department File