GRETCHEN WHITMER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF
ENVIRONMENT, GREAT LAKES, AND ENERGY
GAYLORD DISTRICT OFFICE

PHILLIP D. ROOS
DIRECTOR

February 27, 2024

VN-015692

VIA EMAIL

Dan Bennett, President
Village of Bellaire
202 North Bridge Street
Bellaire, Michigan 49615

Dear Dan Bennett:

SUBJECT: Violation Notice
National Pollutant Discharge Elimination System (NPDES) Permit No. MI0044873
Designated Name: Bellaire WWTP

The Department of Environment, Great Lakes, and Energy (EGLE), Water Resources Division (WRD), has been notified that the Bellaire WWTP is in violation of Part 31, Water Resources Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA), MCL 324.3101 *et seq*., and the administrative rules promulgated thereunder being 2006 AACS R 323.2101 *et seq*., as amended; and NPDES Permit No. MI0044873 (Permit), which was issued on July 28, 2020, effective August 1, 2020.

Bellaire WWTP has reported the following phosphorus monitoring violations occurring between May 2023 through December 2023. These monitoring results are violations of the NPDES Permit.

Date	Parameter	Effluent Limitation	Reported Values
		12- Month Rolling Total	12- Month Rolling Total
May 2023	Total Phosphorus (as P)	130 lbs/year	186 lbs/year
August 2023	Total Phosphorus (as P)	130 lbs/year	186 lbs/year
September 2023	Total Phosphorus (as P)	130 lbs/year	186 lbs/year
November 2023	Total Phosphorus (as P)	130 lbs/year	187 lbs/year
December 2023	Total Phosphorus (as P)	130 lbs/year	194 lbs/year

The violations identified in this Violation Notice may be continuing.

The violations identified in this Violation Notice are violations of Part 31 of the NREPA and the NPDES Permit.

Bellaire WWTP should take immediate action to achieve and maintain compliance with the terms and conditions of Part 31 and the NPDES Permit.

Please submit a Corrective Action Plan (CAP) to this office by March 27, 2024. At a minimum, the response shall include:

1. An evaluation of the causes of the phosphorus effluent loading exceedances.
2. Planned corrective action to reduce the effluent phosphorus loading to meet the NPDES Permit limit of 130 lbs per year as a rolling total.
3. A proposed timeline for implementation of the proposed CAP.

If you have any factual information you would like us to consider regarding the violations identified in this Violation Notice, please provide them with your written response.

We anticipate and appreciate your cooperation in resolving this matter. Should you require further information regarding this Violation Notice or if you would like to arrange a meeting to discuss it, please contact me at 989-330-4639; LoweC9@michigan.gov; or EGLE, WRD, Gaylord District Office, 2100 West M-32, Gaylord, Michigan 49735-9282.

Sincerely,

Claire Lowe

Digitally signed by: Claire Lowe
DN: CN = Claire Lowe email = LoweC9@michigan.gov C = US O = EGLE OU = WRD
Date: 2024.02.27 15:12:06 -05'00'

Claire Lowe
Gaylord District Office
Water Resources Division

cc: Bradley Keiser, Village of Bellaire
Joshua Hall, Operations Services
Chris Johnson, Operations Services