



Minnesota Pollution Control Agency

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April 20, 2017

The Honorable Bill Mars
Mayor, City of Shakopee
129 Holmes St. S.
Shakopee, MN 55379

RE: Alleged Violations Letter
City of Shakopee, Scott County

Dear Mayor Mars:

On March 9, 2017, the Minnesota Pollution Control Agency (MPCA) staff conducted an audit of the City of Shakopee's Stormwater Pollution Prevention Program (SWPPP) under the National Pollutant Discharge Elimination System/State Disposal System (NPDES/SDS) Small Municipal Separate Storm Sewer System (MS4) General Permit (MS4 Permit) and identified the following alleged violations.

This letter describes actions you should take to correct the violations.

Please respond within ten days with facts or circumstances we should consider in determining whether and what level of enforcement action is appropriate. Page numbers of the MS4 Permit are included so you can easily find information related to the alleged violations.

Alleged Violations

National Pollutant Discharge Elimination System/State Disposal System (NPDES/SDS) Small Municipal Separate Storm Sewer System (MS4) General Permit (MS4 Permit) [MNR040000]

1. Failure to inspect and document each site inspection using an inspection checklist or other written means as required under Part III.D.4.f.(2) (page 14).
2. Failure to revise the existing Post-Construction Stormwater Management program to include a regulatory mechanism(s) that incorporates the requirements under Part III.D.5.a.(1)-(4) (pages 15-17). See the items marked 'Noncompliant' in **Appendix B** of the audit report for further details.

Corrective Actions

1. Effective immediately, begin documenting each site inspection using an inspection checklist or other written means as required under Part III.D.4.f.(2) (page 14).
2. Effective immediately, initiate revisions to the Post-Construction Stormwater Management program to include a regulatory mechanism(s) that incorporates the requirements under Part III.D.5.a.(1)-(4) (pages 15-17).

Responding to this letter and completing the corrective actions does not prevent us from issuing an enforcement action. We reserve the right to pursue any and all remedies available under law as an appropriate response to these violations.

Please contact me at 651-757-2880 or by email at cole.landgraf@state.mn.us if you have any questions or need assistance.

Sincerely,

Cole Landgraf

This document has been electronically signed.

Cole Landgraf
Environmental Specialist 3
Stormwater Section
Municipal Division

CL:lam

Enclosure

cc: Bruce Loney, City of Shakopee (w/enclosure)
Jean Coleman, Attorney, MPCA (w/enclosure)
Duane Duncanson, MPCA (w/enclosure)
Brian Green, MPCA (w/enclosure)
Deb Klooz, MPCA (w/enclosure)
Activity ID PEN20170002 @ AI ID 90344