

ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

IN THE MATTER OF:)	
)	
City of Lawrenceville)	
700 State Street)	
Lawrenceville, IL 62439)	
)	
)	ILLINOIS EPA VN W-2025-50145
Lawrence)	BUREAU OF WATER

COMPLIANCE COMMITMENT AGREEMENT

I. Jurisdiction

1. This Compliance Commitment Agreement (“CCA”) is entered into voluntarily by the Illinois Environmental Protection Agency (“Illinois EPA”) and **Lawrenceville WWTP – IL0029467** (“Respondent”) (collectively, the “Parties”) under the authority vested in the Illinois EPA pursuant to Section 31(a)(7)(i) of the Illinois Environmental Protection Act (“Act”), 415 ILCS 5/31(a)(7)(i).

II. Allegation of Violations

2. Respondent owns and/or operates **Lawrenceville WWTP – IL0029467**, a facility located in **Lawrence County**, Illinois.
3. Pursuant to Violation Notice (“VN”) **W-2025-50145**, issued on **August 13, 2025**, the Illinois EPA contends that Respondent has violated the following provisions of the Act and Illinois Pollution Control Board (“Board”) Regulations:
 - a) **Overflows from Sanitary Sewers are Expressly Prohibited** – Section 12(a) of the Act, 415 ILCS 5/12(a) (2024); 35 Ill. Adm. Code 306.304
 - b) **Discharge of Contaminants** – Section 12(a) of the Act, 415 ILCS 5/12(a) and (2024)
 - c) **Unauthorized Point Source Discharge** – Section 12(a) and (f) of the Act, 415 ILCS 5/12(a) and (f) (2024), 35 Ill. Adm. Code 309.102(a)
 - d) **Failure to Comply with NPDES Permit – Duty to Mitigate** – Section 12(f) of the Act, 415 ILCS 5/12(f) (2024); 35 Ill. Adm. Code 309.102(a); NPDES Permit IL0029467

- e) **Failure to Comply with NPDES Permit – Operation and Maintenance** – Section 12(f) of the Act, 415 ILCS 5/12(f) (2024); 35 Ill. Adm. Code 309.102(a); NPDES Permit IL0029467
- f) **Failure to Comply with NPDES Permit – Twenty-Four Hour Notification** – Section 12(f) of the Act, 415 ILCS 5/12(f) (2024); 35 Ill. Adm. Code 305.102(b), 309.102(a), and NPDES Permit IL0029467
- g) **Failure to Comply with NPDES Permit – 5-Day Report** – Section 12(f) of the Act, 415 ILCS 5/12(f) (2024); 35 Ill. Adm. Code 305.102(b), 309.102(a), and NPDES Permit IL0029467
- h) **Failure to Comply with NPDES Permit – Failure to Submit Report** – Section 12(f) of the Act, 415 ILCS 5/12(f) (2024); 35 Ill. Adm. Code 305.102(b), 309.102(a), and NPDES Permit IL0029467
- i) **Failure to Comply with NPDES Permit – Late Reporting** – Section 12(f) of the Act, 415 ILCS 5/12(f) (2024); 35 Ill. Adm. Code 305.102(b), 309.102(a), and NPDES Permit IL0029467
- j) **Untimely Submittal of DMRs** – Section 12(f) of the Act, 415 ILCS 5/12(f) (2024); 35 Ill. Adm. Code 305.102(b), 309.102(a), and NPDES Permit IL0029467
- k) **Failure to Submit DMR** – Section 12(f) of the Act, 415 ILCS 5/12(f) (2024); 35 Ill. Adm. Code 305.102(b), 309.102(a), and NPDES Permit IL0029467

III. Compliance Activities

4. On **September 18, 2025**, the Illinois EPA received Respondent's response to **VN W-2025-50145**, which included proposed terms for a CCA. The Illinois EPA has reviewed Respondent's proposed CCA terms, as well as considered whether any additional terms and conditions are necessary to attain compliance with the alleged violations cited in the VN.
5. Respondent agrees to undertake, and complete the following actions, which the Illinois EPA has determined are necessary to attain compliance with the allegations contained in **VN W-2025-50145**:

<u>Compliance Activities</u>	<u>Schedule Due Date</u>
a) Respondent has submitted the delinquent Semi-Annual DMRs electronically via the electronic reporting tool – NetDMR for the permitted feature 001-S.	Completed on August 12, 2025
b) Respondent has submitted the delinquent Semi-Annual Sludge Management Form to the Illinois EPA.	Completed on August 25, 2025

c) Until such time, as specified in item i) below, the Capacity, Management, Operations, and Maintenance (CMOM) Plan and program is updated to provide specific requirements, Respondent has implemented temporary procedures to properly report, investigate, and rectify future sanitary sewer overflows, including basement backups as to comply with NPDES Permit IL0029467 Special Condition 12 and applicable Standard Conditions.	Completed on or before September 15, 2025
d) Respondent has implemented a 24-hour notification program for process bypass, plant upsets, or sanitary sewer overflows, including basement backups, as required by the NPDES permit. Additionally, Respondent acknowledges the 5-day written requirement to be completed via CDX Portal's NetSewerOverflow and bypass Reporting program service.	Completed on or before September 15, 2025
e) During September 2025, standard definitive acute toxicity tests shall be conducted as specified in Special Condition 11(A) and submitted the following month.	October 31, 2025
f) Respondent shall develop, implement, and submit to the Illinois EPA Standard Operating Procedures for timely reporting DMRs and Special Condition reports, as required by NPDES Permit IL0029467.	November 15, 2025
g) Respondent shall complete the necessary repairs or replacement of the collection system where it was identified during televising a section of the line was collapsed.	November 15, 2025
h) Respondent shall submit a Smoke Test/Televising Plan to the Illinois EPA. This Smoke Test/Televising Plan should, at minimum, provide a city map which outlines and easily identifies sections of the city planned for smoke testing and/or televising. Each	December 31, 2025

section should also indicate the anticipated year for completion.	
i) During November 2025, standard definitive acute toxicity tests shall be conducted as specified in Special Condition 11(A) and submitted the following month.	December 31, 2025
j) Respondent shall submit an updated CMOM Plan to the Illinois EPA for review. The CMOM Plan shall include the following elements, as specified in Special Condition 12 of the NPDES permit, Measures and Activities, Design and Performance Provisions, Overflow Response Plan, Systems Evaluation Plan, Reporting and Monitoring Requirements, and a Third-Party Notice Plan.	February 28, 2026
k) During January 2026, standard definitive acute toxicity tests shall be conducted as specified in Special Condition 11(A) and submitted the following month.	February 28, 2026
l) During March 2026, standard definitive acute toxicity tests shall be conducted as specified in Special Condition 11(A) and submitted the following month.	April 30, 2026
<p>m) Respondent shall provide a Progress Report. This Progress Report shall, at minimum, provide general information of the progress made towards conducting an engineering study of the sanitary sewer collection system to determine if the system is adequate to meet the peak flows.</p> <p>Additionally, this Progress Report should include, at minimum, general information regarding the progress made towards the completion of reviewing the City's operation and maintenance capabilities to determine deficiencies in the existing arrangement.</p>	June 30, 2026
n) Respondent must submit a certification (or a statement) of compliance. Respondent shall submit	June 30, 2026

the attached "Illinois EPA Compliance Statement" or other similar writing to satisfy the statement of compliance.	
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Notification for the completion of each Compliance Activity, and documents unless otherwise specified shall be submitted electronically to the Illinois EPA by email to: Timothy.Bejster@Illinois.gov

IV. Terms and Conditions

6. Respondent shall comply with all provisions of this CCA, including, but not limited to, any appendices to this CCA and all documents incorporated by reference into this CCA. Pursuant to Section 31(a)(10) of the Act, 415 ILCS 5/31(a)(10), if Respondent complies with the terms of this CCA, the Illinois EPA shall not refer the alleged violations that are the subject of this CCA, as described in Section II above, to the Office of the Illinois Attorney General or the State's Attorney of the county in which the alleged violations occurred. Successful completion of this CCA or an amended CCA shall be a factor to be weighed, in favor of the Respondent, by the Office of the Illinois Attorney General in determining whether to file a complaint on its own motion for the violations cited in **VN W-2025-50145**.
7. This CCA is solely intended to address the violations alleged in Illinois EPA **VN W-2025-50145**. The Illinois EPA reserves, and this CCA is without prejudice to, all rights of the Illinois EPA against Respondent with respect to noncompliance with any term of this CCA, as well as to all other matters. Nothing in this CCA is intended as a waiver, discharge, release, or covenant not to sue for any claim or cause of action, administrative or judicial, civil or criminal, past or future, in law or in equity, which the Illinois EPA may have against Respondent, or any other person as defined by Section 3.315 of the Act, 415 ILCS 5/3.315. This CCA in no way affects the responsibilities of Respondent to comply with any other federal, state or local laws or regulations, including but not limited to the Act, and the Board Regulations.
8. Pursuant to Section 42(k) of the Act, 415 ILCS 5/42(k), in addition to any other remedy or penalty that may apply, whether civil or criminal, Respondent shall be liable for an additional civil penalty of \$2,000 for violation of any of the terms or conditions of this CCA.
9. This CCA shall apply to and be binding upon the Illinois EPA, and on Respondent and Respondent's officers, directors, employees, agents, successors, assigns, heirs, trustees, receivers, and upon all persons, including but not limited to contractors and consultants, acting on behalf of Respondent, as well as upon subsequent purchasers of Respondent's sanitary sewer.

10. In any action by the Illinois EPA to enforce the terms of this CCA, Respondent consents to and agrees not to contest the authority or jurisdiction of the Illinois EPA to enter into or enforce this CCA, and agrees not to contest the validity of this CCA or its terms and conditions.
11. This CCA shall only become effective:
- a) If, within 30 days of receipt, Respondent executes this CCA and submits it, via certified mail, to Illinois EPA Division of Water Pollution Control, Attn: **Tim Bejster**/CAS #19, 2520 W Iles Ave, P.O. Box 19276, Springfield, IL 62794-9276. If Respondent fails to execute and submit this CCA within 30 days of receipt, via certified mail, this CCA shall be deemed rejected by operation of law; and
 - b) Upon execution by all Parties.
12. Pursuant to Section 31(a)(7.5) of the Act, 415 ILCS 5/31(a)(7.5), this CCA shall not be amended or modified prior to execution by the Parties. Any amendment or modification to this CCA by Respondent prior to execution by all Parties shall be considered a rejection of the CCA by operation of law. This CCA may only be amended subsequent to its effective date, in writing, and by mutual agreement between the Illinois EPA and Respondent's signatory to this CCA, Respondent's legal representative, or Respondent's agent.

AGREED:

FOR THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY:

BY: _____

Caleb Ruyle, Manager

Compliance Assurance Section

Bureau of Water, Division of Water Pollution Control

DATE: _____

FOR RESPONDENT:

BY: _____

DATE: _____