May 13, 2008

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Jeffrey Theerman
Metropolitan St. Louis Sewer District
2350 Market Street
St. Louis, Missouri 63103-2555

Re: Response to Proposed Revision of Unilateral Administrative Sign Order

Dear Mr. Theerman:

On May 22, 2007, the Environmental Protection Agency issued an Amended Findings of Violation and Order for Compliance instructing MSD to install warning signs at every SSO point and periodically downstream of said discharge point for two miles. The signs were to be posted along all streams, creeks, drainage ditches and swales that receive SSO discharges. To be in compliance with the requirements of the Order, the signs must be posted at all surface discharge points and downstream so the sign is visible to individuals approaching the waterbody from land and readable from both banks of the receiving waterbody. EPA has conducted several site visits to view the signs that MSD has installed, and has identified several where the sign was not visible to anyone approaching the waterbody because the sign was facing the stream and/or not readable from both banks. MSD must install signs that are visible to anyone approaching the waterbody and readable from both banks at the SSO discharge points by June 30, 2008. Areas of concern include but are not limited to Pardee Lane, Bopp Road, Viminal Court, Lemay Park, Trenton Avenue, and Wrenwood (near lake).

In accordance with the Sign Order, MSD was to inspect all sign locations at least monthly. Following your request dated April 22, 2008, EPA will amend the Sign Order to require inspections of all downstream sign locations during the recreation season. These downstream signs shall be inspected at least during the months of March, June and September. However, given that it is MSD’s stated practice to inspect the SSO points at least monthly (as discussed in the February 2006 meeting with MSD and EPA), MSD shall continue its monthly inspections of the signs located at the SSO discharge points, as this should not impose an additional burden on MSD resources. Please submit a copy of
the mailer sent annually to MSD’s customers as required by Paragraph 23 of the Sign Order.

If you have any questions please contact Ms. Jodi Bruno of my staff at (913) 551-7810 or bruno.jodi@epa.gov.

Sincerely,

William A. Spratlin
Director
Water, Wetlands and Pesticide Division

cc: Terry Satterlee, MSD
Randy E. Hayman, MSD
Kathryn C. Macdonald, DOJ
Martha R. Steincamp, EPA
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