



CITY OF FORT WAYNE

SHARON TUCKER, MAYOR

March 30, 2026

VIA OVERNIGHT DELIVERY

Chief
Water Enforcement and Compliance Assurance Branch
Water Division
U.S. Environmental Protection Agency, Region 5
77 West Jackson Boulevard
Chicago, IL 60604
Re: DJ# 90-5-1-1-07653

Chief, Compliance Branch
Office of Water Quality
Indiana Department of Environmental Management
100 North Senate Avenue "
P.O. Box 6015
Indianapolis, IN 46206

Chief, Enforcement Branch
Enforcement Section
Office of Legal Counsel
Indiana Department of Environmental Management
100 North Senate Avenue
P.O. Box 6015
Indianapolis, IN 46206

**Re: Consent Decree, Case# 2:07 cv 00445
Status Report #36**

Dear Sir/Madam:

The City of Fort Wayne (the "City") is pleased to submit the enclosed Six-Month Status Report ("Status Report") pursuant to Section XII, Paragraph 33 of the Consent Decree (Case # 2:07 cv 00445) entered on April 1, 2008 and modified on January 26, 2015 and May 23, 2019. The Status Report concerns the period from August 31, 2025, through February 28, 2026 (the "Reporting Period"). By the end of 2025 the City timely accomplished the Achievement of Full Operation of all CSO Control Measures required by the Consent Decree., Accordingly, the City has transitioned to monitoring performance.

The City continues electronic DMR/MRO reporting via NetDMR. Because these submissions are already in EPA's possession, the City does not believe that Consent Decree Paragraph 35 requires duplicative hard-copy submittals with this or future Status Reports. If EPA nonetheless desires hard copies of electronically submitted DMRs/MROs, please advise.

The City believes the enclosed Status Report is consistent with, and fulfills, the reporting requirements of the Consent Decree. Should you have any questions or concerns regarding the Status Report, kindly contact Leasandra Parrish at (260) 427- 5249 or Kristen Buell at (260) 427-2583.

Very truly yours,

Kumar Menon,
Director of City Utilities

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CITIZENS SQUARE

Enclosures 200 E. Berry St. Fort Wayne, Indiana 46802 cityoffortwayne.org

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City of Fort Wayne Six-Month Status Report

Consent Decree Case # 2:07 cv 00445

Report #36 (August 31, 2025–February 28, 2026)



Six-Month Status Report #35 (08/31/2025-02/28/2026)

Report Submitted to the following:	
U.S. EPA	Chief Water Enforcement and Compliance Assurance Branch Water Division U.S. Environmental Protection Agency, Region 5 77 West Jackson Boulevard Chicago, IL 60604
IDEM	Chief, Compliance Branch Office of Water Quality Indiana Department of Environmental Management 100 North Senate Avenue P.O. Box 6015 Indianapolis, IN 46206 Chief, Enforcement Section Office of Legal Counsel Indiana Department of Environmental Management 100 North Senate Avenue P.O. Box 6015 Indianapolis, IN 46206
From:	
City of Fort Wayne	City of Fort Wayne Fort Wayne City Utilities, Suite 270 Citizens Square 200 East Berry Street Fort Wayne, IN 46802

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LIST OF APPENDIXES

APPENDIX 1

Summary to include the following:

1. Consent Decree Requirements for Reporting Period (08/31/2025-02/28/2026)
2. General Description of Work Completed during the Reporting Period (08/31/2025-02/28/2026)
3. Description of Projected Work to be Performed in the Next Six-Months (08/31/2025-02/28/2026)

APPENDIX 2 – Reports submitted to IDEM during the Reporting Period

APPENDIX 3 – Operations and Maintenance Report on Collection System Activity

1. CONSENT DECREE COMPLIANCE (Section XII, Paragraph 34 (a))

A statement setting forth (i) the deadlines and other terms that Fort Wayne has been required by this Consent Decree to meet since the date of the last statement; (ii) whether and to what extent Fort Wayne has met those requirements; and (iii) the reasons for any noncompliance.

The attached Appendix 1 includes a summary of the City of Fort Wayne's (the "City's") compliance with applicable Consent Decree deadlines and terms from August 31, 2025, to February 28, 2026. (the "Reporting Period"). The City believes that it has met all Consent Decree deadlines during the Reporting Period. The City believes that it also met other terms required by the Consent Decree but did experience the discharges described at item 6 below during the Reporting Period. Explanations for those discharges are provided at item 6.

2. GENERAL DESCRIPTION OF WORK (Section XII, Paragraph 34 (b))

(i) A general description of the work completed within the prior six-month period; (ii) to the extent known, a statement as to whether the work completed in that period meets applicable Design Criteria; and (iii) a projection of work to be performed pursuant to this Consent Decree during the next six-month period.

The attached Appendix 1 includes a general description of work completed during the Reporting Period and statements as to whether the completed work met applicable Design Criteria.

3. REQUEST FOR WATER QUALITY STANDARDS REVISION (Section XII, Paragraph 34 (c))

A statement as to Fort Wayne's understanding regarding the status of IDEM's response to the City's request for a revision to water quality standards in accordance with Section 5 of the City's Long-Term Control Plan.

On October 18, 2023, the City received notice of EPA's approval of IDEM's request for a revision to water quality standards as contemplated by the City's LTCP. That long-awaited approval concluded over 15 years of work by the City including work with IDEM and the Indiana Environmental Rules Board to enact a final rule codifying the water quality standard revision on March 25, 2022.

4. CSO CONTROL MEASURES NOTICE TO PROCEED (Section XII, Paragraph 34 (d))

A description of any notices to proceed for any CSO Control Measure or measures specified in Appendix 3 that Fort Wayne has revoked in the prior six-month period,

and a description of the status of Fort Wayne's compliance with Section XXI.F with regard to issuance of a new notice to proceed.

The City did not revoke a notice to proceed during this reporting period.

5. POST-CONSTRUCTION MONITORING PROGRAM (Section XII, Paragraph 34 (e))

Information generated in accordance with the Post-Construction Monitoring Program.

Ongoing monitoring programs have commenced and continued as outlined in Appendix 4 of the Consent Decree.

Post-Construction monitoring for CSO Control Measures 7 & 8 (St. Joseph Relief Sewers) has been completed, as has the post-construction compliance assessment as outlined in Appendix 4 of the Consent Decree. That assessment is summarized in the Milestone Report for the St. Joseph Watershed timely submitted to EPA by September 1, 2017.

6. REPORTS SUBMITTED TO IDEM IN PREVIOUS SIX MONTHS (Section XII, Paragraph 35)

Fort Wayne shall also submit, with each written status report, copies (to EPA only) of all Monthly Monitoring Reports and other reports pertaining to CSOs, SSDs, and bypasses that Fort Wayne submitted to IDEM in the previous six months.

The attached Appendix 2 contains numbered copies of monthly monitoring and other reports submitted to IDEM concerning the Reporting Period pertaining to CSOs, discharges from the City's separate sanitary sewer system, and bypasses. Additional information regarding the discharges described in the reports included within Appendix 2 follows.

Eleven reports exclusively concerned basement backup events (numbers 1, 4, 5, 7, 8, 11, 15, 16, 17, 19, 22, 24, and 25) which the City reported in an abundance of caution and at IDEM's request for information purposes even though they may not have arisen due to the City's sewer system. An additional six reports concerned discharges which did not reach a regulated waterbody but were nonetheless reported for information purposes (numbers 2, 12, 14, 18, 20 and 21). The final six reports entailed low-volume discharges associated with either blockages (9, 10, and 23), a collapsed line (3), a valve failure (6), or a minor combination truck spill (13). All incidents occurred notwithstanding the City's timely accomplishment of all CMOM requirements, compliance with applicable NPDES permit provisions, and customary best efforts

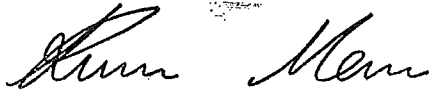
In addition to responsive activities identified in the submitted reports, the City continues to distribute numerous grease control kits to residents in areas proximate to identified blockages, college residence halls, apartment complexes, and neighborhood associations. The kits include educational materials (translated when appropriate) and lids to facilitate home grease collection.

**7. OPERATIONS AND MAINTENANCE REPORT ON COLLECTION SYSTEM
ACTIVITY**

Although not required by the Consent Decree, the City is pleased to include tables at Appendix 3 respectively depicting the City's general progress towards its operations and maintenance activities goals as well as a listing of completed regulator and lift station inspections from August 31, 2025, to February 28, 2026.

8. CERTIFICATION STATEMENT (Section XII, Paragraph 38)

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to ensure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.



Kumar Menon, Director of City Utilities

APPENDIX 1

APPENDIX 1
Six-Month Status Report #36 08/31/2025-02/28/2026

Below are general descriptions of the following (I) Consent Decree compliance requirements for Reporting Period; (II) work completed during the Reporting Period; and (III) work anticipated to be performed during the next Reporting Period.

I. CONSENT DECREE COMPLIANCE FOR THIS REPORTING PERIOD

A summary of work completed during this Reporting Period to achieve forthcoming critical milestone dates is provided in part II below.

The City achieved compliance with all remaining CSO Control Measures required by the Consent Decree during the Reporting Period. All such work is believed to have met applicable design criteria.

CSO Control Measure 12- Foster Park Relief Sewer – (Formally St. Mary’s Relief Sewer)

- The City is in compliance with the requirements for this control measure. Achievement of Full Operation was accomplished for multiple CSO Outfalls in 2025.

CSO Control Measure 13- Late Floatables Control –

- The City is in compliance with the requirements for this control measure. Achievement of Full Operation was accomplished for all remaining CSO Outfalls in 2025.

II. WORK CONTEMPLATED BY CONSENT DECREE APPENDIX 3 AND APPENDIX 5 COMPLETED DURING THIS REPORTING PERIOD

CSO Control Measures 12 –Foster Park Relief Sewer –formally known as St. Mary’s Parallel Interceptor – (Parallel interceptors to capture combined sewer overflows for conveyance to WPCP/Wet Weather Ponds)

- St. Mary’s (Foster Park Relief Sewer)
 - CSO 21- Old Mill Road
 - Pump Station- Construction completed

Warfield SSD System – Outfalls 070 & 071

- Although not required by the Consent Decree, the City is working to further improve the collection system in this area.

Rothman SSD System – Outfalls 072, 073, 074, 075, 076

- Although not required by the Consent Decree, the City is working to further improve the collection system in this area.
- Design and construction procurement for a relief force main and lift station to redirect wet weather flow. Construction to start.

North Maumee SSD System – Outfalls 077 & 078

- Although not required by the Consent Decree, the City is working to further improve the collection system in this area.

III. WORK CONTEMPLATED BY CONSENT DECREE APPENDIX 3 AND APPENDIX 5
ANTICIPATED FOR COMPLETION DURING THE NEXT REPORTING PERIOD

Rothman SSD System – Outfalls 072, 073, 074, 075, 076

- Although not required by the Consent Decree, the City is working to further improve the collection system in this area.
- Design and construction procurement for a relief forcemain and lift station to redirect wet weather flow. Construction to continue.