INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF AIR QUALITY
FIELD INSPECTION REPORT

SOURCE INFORMATION	
SOURCE NAME	CoCoJo's RV Campground
SOURCE LOCATION	7309 S New Holland Road, Largo, Indiana 46941 Wabash County
MAILING ADDRESS	7309 S New Holland Road, Largo, Indiana 46941
PLANT ID	N/A
PERMIT INFORMATION	Permit Type: Unpermitted Permit Number: N/A Permit Expiration Date: N/A VFC Document No.(hyperlink): N/A
ATTAINMENT STATUS	☒ Attainment for all criteria pollutants ☐ Nonattainment for ☐SO_2 ☐CO ☐O_3 ☐NO_2 ☐Pb ☐PM_{10} ☐$PM_{2.5}$
SOURCE STATUS	☐ PSD Major (326 IAC 2-2) ☐ Emission Offset (326 IAC 2-3) ☐ Acid Rain (326 IAC 21) ☐ Major Source of HAPs ☐ Area Source of HAPs
SOURCE DESCRIPTION	Source operates a Recreational Vehicle (RV) Campground.

INSPECTION INFORMATION					
INSPECTED BY	Larry Smith				
INSPECTION DATE AND TIME	12/10/2020	TIME IN: 1:00pm		TIME OUT: 2:00pm	
REPORTED BY	Larry Smith	REPORT DATE: 12/17/2020			
COMPLIANCE PERIOD REVIEWED	12/10/2020 to 12/10/2020				
INSPECTION NOTIFICATION	☒ Unannounced	☐ Announced:			
INSPECTION OBJECTIVE(S)	☒ Complaint	☐ Surveillance	☐ Other:		
ACES TRACKING NUMBER(S)	Inspection: 253205	Complaint: 252881		Violation/Warning: 253289	
RM TRACKING NUMBER(S)	Complaint: 94180				
INSPECTION BACKGROUND	Unpermitted source operating an RV Campground. IDEM received a complaint for open burning of old mobile homes and structures (RM #94180 & 94498).				

SOURCE PERSONNEL INTERVIEWED			
Name	*Title*	*Phone Number*	*Email Address*
Mike Weaver	Owner	260-414-1978	
Kyle Rowe	Contractor, K & R General Services	260-578-2306 or 260-306-1447	krgeneralservices@gmail.com

INSPECTION AND COMPLAINT HISTORY (PREVIOUS 5 YEARS)			
Date	*Inspection/Complaint Type*	*Result*	*Comments*
N/A		N/A	No history found for this source.

COMPLIANCE HISTORY (PREVIOUS 5 YEARS)			
Informal Enforcement Actions			
Date Issued	*Action Taken*	*Describe Violation(s)*	
N/A	N/A		
Formal Enforcement Actions			
Case Number	*Enforcement Type*	Civil Penalty	Describe Violation(s)
N/A	N/A	$	
Other Relevant Actions			
Action Taken	*Comments*		
N/A			

INSPECTION OBSERVATIONS AND COMMENTS

- Surveillance from the county road north of the property was performed before inspection. Smoke was observed from pile of debris that were piled on the east side of the property / campgrounds. See attached pictures.
- Stopped at the campground Office / Store. The Owner Mike Weaver was present. I spoke with him regarding the reason for the inspection being a complaint for open burning. The owner stated it was the contractor doing the clean-up work burning the wood frames of old mobile homes and that someone from the state had previously visited (2-3 weeks ago) and stated as long as they removed shingle, carpet, and other non-wood items it was ok. The owner could not remember what agency or the name of the official. He said to talk with the contractor.
- The owner was informed that open burning by a business for the disposal of mobile homes was not permitted by the State rules for open burning and that the owner is responsible for what occurs on the property.
- Permission was granted for me to observe the burn area on the east side of the property.
- Multiple (10-15) mobile home frames were observed that appeared to be burnt (see pictures).
- The burn pile was smoking (no flame observed) and was unattended (see pictures).
- While on site the contractor was called and informed of violations observed. He asked if he had to stop, he was informed that I could not tell him what he should do, but it would be best to properly dispose of the remaining materials and mobile homes / structures properly. We discussed the Open Burning Rule 326 IAC 4-1 requirements and that businesses could not open burn and the limited exemptions to the rule for farms, etc..
- Violations of the Open Burning Rule 326-IAC 4-1 were observed.
- Piles of demolished structures / buildings were observed on the drive back to the office / camp store (see pictures).
- The office / camp store was visited after the inspection, but the owner had left, so the attendant working the store stated that the campground address would be good to use for the owner to receive any correspondence. The attendant was informed that violations were observed and that an inspection summary would be mailed to the owner's attention. The attendant was asked to pass this information on the owner.
- On 12/16/2020 called the contractor (Kyle Rowe) for the clean-up and asked if Asbestos Inspections and Notice for demolition had been done. Kyle was not aware of this occurring. On 12/17/2020 attempted to contact the Owner (Mike Weaver) with no success and was unable to leave a message with the number attempted.
- On 12/17/2020 the contractor (Kyle Rowe) called and stated they are extinguishing the fire / burn pile and cleaning up properly with roll-off containers to be hauled away and disposed of at the landfill. He stated he would send an email with pictures documenting the proper cleanup and disposal of waste.

INSPECTION FINDINGS

☐ No violations were observed or determined at the time of the inspection.
☒ The following violations were determined at the time of the inspection:

Condition/Citation	*Description of Violation(s)*
326 IAC 4-1	Open burning of demolition waste from mobile homes and structures was observed, in violation of 326 IAC 4-1.
326 IAC 14-10-1(a)(1)	No Inspection for asbestos-containing material, in violation of 326 IAC 14-10-1(a)(1)
326 IAC 14-10-3	A written notice of the intention to demolish or renovate was not provided, in violation of 326 IAC 14-10-3

<u>RECOMMENDED ACTION</u>	Issue inspection summary/enforcement action letter and refer source for enforcement.
<u>EXIT INTERVIEW</u>	I explained my findings, recommendations, and conclusions with Kyle Rowe, (Contractor), Mike Weaver (Owner) and the camp store attendant while at and prior to exiting the facility.

ATTACHMENTS

- None

SUPPORTING DOCUMENTATION

Photo No. PXL_20201210_180702380

Source Name:	CoCoJo's RV Campground
Photographer:	Larry Smith, IDEM, Office of Air Quality
Date and Time:	12/10/2020, 1:07pm
Others Present:	
Description:	From CR North of property; Open lot where trailer was cleared, smoke in background where active burning was occurring.

SUPPORTING DOCUMENTATION

Photo No. PXL_20201210_180710595

Source Name:	CoCoJo's RV Campground
Photographer:	Larry Smith, IDEM, Office of Air Quality
Date and Time:	12/10/2020, 1:07pm
Others Present:	
Description:	From CR North of property, smoke in background where active burning was occurring.

SUPPORTING DOCUMENTATION

Photo No. PXL_20201210_180729411

Source Name:	CoCoJo's RV Campground
Photographer:	Larry Smith, IDEM, Office of Air Quality
Date and Time:	12/10/2020, 1:07pm
Others Present:	
Description:	From CR North of property, smoke in background where active burning was occurring.

SUPPORTING DOCUMENTATION

Photo No. PXL_20201210_181956501

Source Name:	CoCoJo's RV Campground
Photographer:	Larry Smith, IDEM, Office of Air Quality
Date and Time:	12/10/2020, 1:19pm
Others Present:	
Description:	On CoCoJo's property, Mobile Home frames from demolition.

SUPPORTING DOCUMENTATION

Photo No. PXL_20201210_182204675

Source Name:	CoCoJo's RV Campground
Photographer:	Larry Smith, IDEM, Office of Air Quality
Date and Time:	12/10/2020, 1:22pm
Others Present:	
Description:	On CoCoJo's property, Equipment used / North end of burn pile.

SUPPORTING DOCUMENTATION

Photo No. PXL_20201210_182209603

Source Name:	CoCoJo's RV Campground
Photographer:	Larry Smith, IDEM, Office of Air Quality
Date and Time:	12/10/2020, 1:22pm
Others Present:	
Description:	On CoCoJo's property, North end of burn pile.

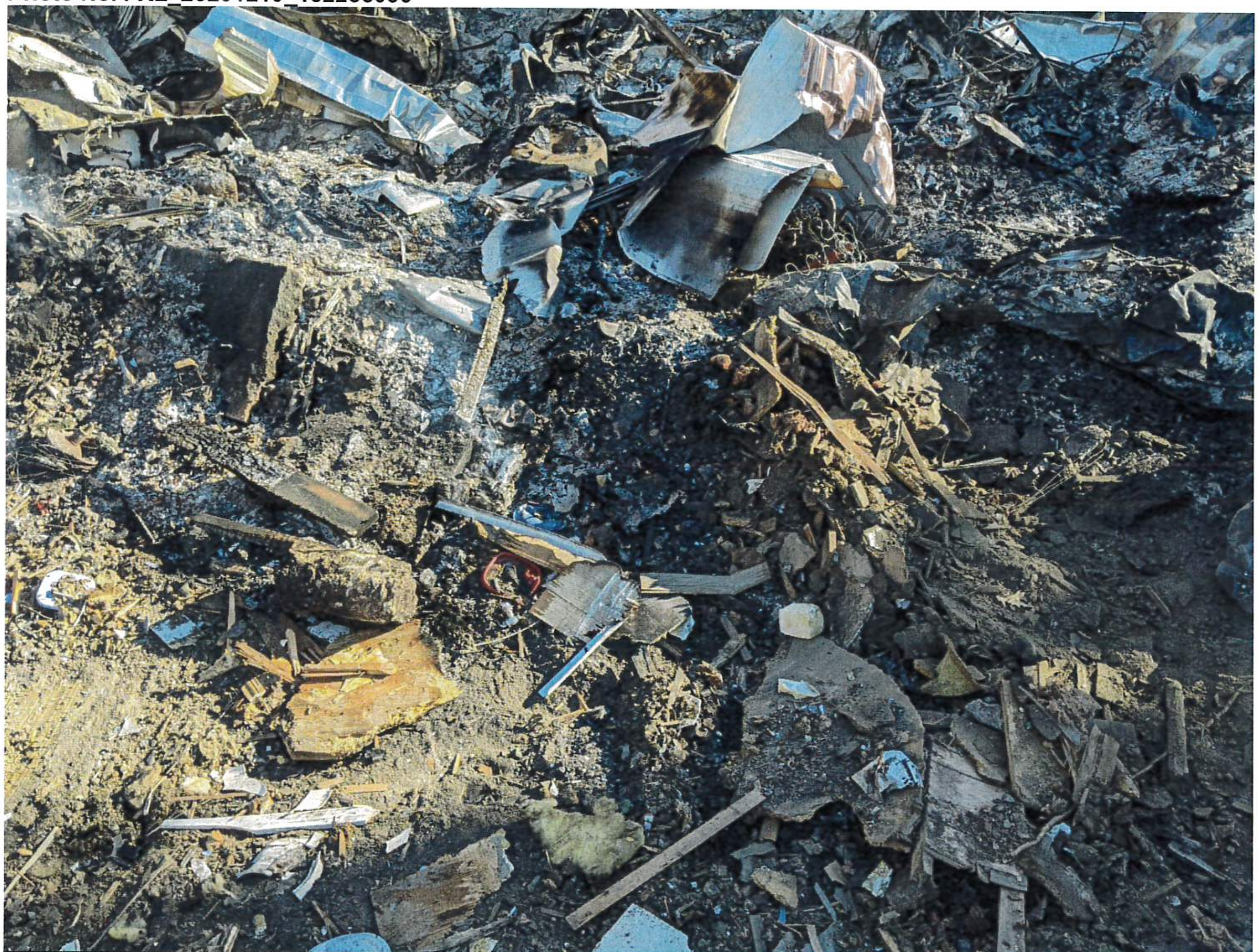
SUPPORTING DOCUMENTATION

Photo No. PXL_20201210_182219665

Source Name:	CoCoJo's RV Campground
Photographer:	Larry Smith, IDEM, Office of Air Quality
Date and Time:	12/10/2020, 1:22pm
Others Present:	
Description:	On CoCoJo's property, South end of burn pile.

SUPPORTING DOCUMENTATION

Photo No. PXL_20201210_182238056



Source Name:	CoCoJo's RV Campground
Photographer:	Larry Smith, IDEM, Office of Air Quality
Date and Time:	12/10/2020, 1:22pm
Others Present:	
Description:	On CoCoJo's property, Close-up of contents of burn pile.

SUPPORTING DOCUMENTATION

Photo No. PXL_20201210_182248316

Source Name:	CoCoJo's RV Campground
Photographer:	Larry Smith, IDEM, Office of Air Quality
Date and Time:	12/10/2020, 1:22pm
Others Present:	
Description:	On CoCoJo's property, Close-up of contents of burn pile & Smoke.

SUPPORTING DOCUMENTATION

Photo No. PXL_20201210_185158471

Source Name:	CoCoJo's RV Campground
Photographer:	Larry Smith, IDEM, Office of Air Quality
Date and Time:	12/10/2020, 1:52pm
Others Present:	
Description:	On CoCoJo's property, Demolished Structure, middle of property.

SUPPORTING DOCUMENTATION

Photo No. PXL_20201210_185211087

Source Name:	CoCoJo's RV Campground
Photographer:	Larry Smith, IDEM, Office of Air Quality
Date and Time:	12/10/2020, 1:52pm
Others Present:	
Description:	On CoCoJo's property, Demolished Structure, middle of property.

IDEM

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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Eric J. Holcomb
Governor

Bruno L. Pigott
Commissioner

December 18, 2020

VIA ELECTRONIC MAIL
Michael H. Weaver, President
COCOJO'S A ZOOMERS RV RESORT, LLC
2503 E State Road 524
Wabash, Indiana 46992
zoomersrvindiana@gmail.com

Re: Inspection Summary/Enforcement Action Letter
COCOJO'S A ZOOMERS RV RESORT, LLC
Source ID N/A
Lagro, Wabash County

Dear Mr. Weaver:

On December 10, 2020, a representative of the Indiana Department of Environmental Management (IDEM), Office of Air Quality (OAQ), conducted an inspection of COCOJO'S A ZOOMERS RV RESORT, LLC, located at 7309 E 400 S in Lagro, Indiana. This inspection was conducted pursuant to IC 13-14-2-2. For your information, and in accordance with IC 13-14-5, a summary of the inspection is provided below:

Type of Inspection: Complaint

Results of Inspection: Violations were observed and will result in an enforcement action

At the time of the inspection, the following violations were noted:

1) Open burning of demolition waste from mobile homes and structures was observed, in violation of 326 IAC 4-1.
2) No Inspection for asbestos-containing material, in violation of 326 IAC 14-10-1(a)(1)
3) A written notice of the intention to demolish or renovate was not provided, in violation of 326 IAC 14-10-3

Please be aware, 326 IAC 4-1 prohibits open burning with only a few exceptions. Specifically, the burning of material for disposal purposes, such as trash, rubbish, and garbage is not allowed under this rule.

Pursuant to 326 IAC 14-10-1(a)(1), prior to the commencement of a demolition or renovation activity, the owner or operator shall use an Indiana licensed asbestos building inspector to inspect thoroughly the affected facility or part of the facility where the demolition or renovation operation will occur for the presence of asbestos, including Category I and Category II nonfriable asbestos-containing material. At the time of the inspection, it was determined that you failed to have the affected facility or part of the facility where the demolition or renovation operation occurred inspected for the presence of asbestos, in violation of 326 IAC 14-10-1(a)(1).

Pursuant to 326 IAC 14-10-3(b), the owner or operator of a demolition or renovation activity shall provide the department with written notice of the intention to demolish or renovate on a form provided by the department and update such notice as necessary. At the time of the inspection, it was determined that you failed to submit a notice for the demolition of the mobile homes / structures, in violation of 326 IAC 14-10-3(b).

This matter will be referred for formal enforcement action. IDEM Office of Air Quality would like to take this opportunity to encourage discussions concerning the facts of the case, any additional information that may be available, and to provide you with information concerning the enforcement process.

An enforcement case manager will contact you to discuss and schedule an informational meeting concerning this matter. In the meantime, please direct any questions to Larry Smith, Compliance Inspector, at 317-232-0634 or by email at lasmith@idem.in.gov.

A copy of the Inspection Report will be available in IDEM's Virtual File Cabinet (VFC) within 14 days at vfc.idem.in.gov. The Inspection Report can be found in VFC by using the following search criteria:

- *Program*: OAQ
- *Document Type*: Inspection
- If Permitted source:
  - In *Alternate Field*, choose Air Source ID
  - In the *ID #* field, enter the Source ID (xxx-xxxxx)
- If Unpermitted source:
  - In *Full Text Search* field, enter the company name or ACES ID at the bottom of this letter.

Sincerely,

Janusz Johnson, Section Chief
Air Compliance Section 1
Office of Air Quality

ACES ID: 253205

Enclosed: Open Burning Rule 326 IAC 4-1

cc: Wabash County Health Department
Mr. David McIver, Compliance and Enforcement Branch, Office of Air Quality

From:	Microsoft Outlook
To:	zoomersrvindiana@gmail.com
Subject:	Relayed: CoCoJo"s A Zoomers RV Resort LLC - Wabash County - Inspection Summary/Enforcement Action Letter
Date:	Friday, December 18, 2020 11:06:58 AM
Attachments:	CoCoJo"s A Zoomers RV Resort LLC - Wabash County - Inspection SummaryEnforcement Action Letter.msg

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:
zoomersrvindiana@gmail.com (zoomersrvindiana@gmail.com) <mailto:zoomersrvindiana@gmail.com>
Subject: CoCoJo's A Zoomers RV Resort LLC - Wabash County - Inspection Summary/Enforcement Action Letter

Indiana Department of Environmental Management
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Eric J. Holcomb
Governor

Bruno Pigott
Commissioner

January 21, 2021

Via Email to: zoomersrvindiana@gmail.com
Mr. Mike Weaver, Owner
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, Indiana 46992

Dear Mr. Weaver:

Re: **Inspection Summary/ Noncompliance Letter**
Cocojo's RV Resort WWTP formally Bozarth Recreational Resort
NPDES Permit No. IN0041637
Lagro, Wabash County

An inspection of the above-referenced facility or location was conducted by a representative of the Indiana Department of Environmental Management, Office of Water Quality, pursuant to IC 13-18-3-9. A summary of the inspection is provided below:

Date(s) of Inspection:	January 14, 2021
Type of Inspection:	Compliance Evaluation Inspection
Inspection Results:	Violations were observed.

The following concerns were noted:

1. The Self Monitoring Program was rated as unsatisfactory for not monitoring the final effluent at the frequency required by the permit. This is a violation of Part I. A. 1 of the permit which sets forth the effluent monitoring frequencies applicable to the discharge from Outfall 001. The facility did not monitor for Dissolved Oxygen with the required two grabs in 24 hour two times a week from August 2020 to November 2020. A response is required stating how the facility is going to correct the monitoring for Dissolved Oxygen as required in the permit.

2. The Effluent Limits Compliance area was rated unsatisfactory due to self-reported violations of the limits detailed in Part I. A. of the NPDES Permit. A review of DMRs revealed multiple recent effluent limits of violations. A response is required stating how the facility is going to eliminate effluent limits violations in the future.

Part II. A. 1. of your permit requires you to comply with its terms and conditions. Any noncompliance with the terms of your permit may subject you to an enforcement action which can include the imposition of penalties. You are required to immediately take all necessary measures to comply with the terms and conditions of your NPDES Permit, specifically those violations identified above.

Within 30 days of receipt of this letter, a written detailed response documenting correction of the concerns listed above and/or a plan for assuring future compliance must be submitted to this office. Failure to respond adequately to this letter may result in formal enforcement action. Please direct your response to this letter to our letterhead address or via email to wwViolationResponse@idem.IN.gov. Any questions should be directed to Aaron Deeter at 317-691-1915 or by email to adeeter@idem.IN.gov. Thank you for your attention to this matter.

Sincerely,

Samantha Groce, Chief
Wastewater Inspection Section
Office of Water Quality

Enclosure

NPDES Wastewater Facility Inspection Report
INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

NPDES Permit Number:	Facility Type:		Facility Classification:	TEMPO AI ID
IN0041637	Mixed Ownership	Minor	I	54426

Date(s) of Inspection: January 14, 2021

Type of Inspection: Compliance Evaluation Inspection

Name and Location of Facility Inspected:	Receiving Waters:	Permit Expiration Date:
Cocojo's RV Resort WWTP formally Bozarth Recreational Resort 7309 E CR 400 S, County: Wabash Lagro IN 46941	Salamonie Reservoir	9/30/2025 Design Flow: 0.012MGD

On Site Representative(s):

First Name	Last Name	Title	Email	Phone
Colin	Bullock	Contract Certified Operator	broadwaymotors4675@att.net	260-355-0150

Was a verbal summary of findings presented to the on-site representative? **Yes**

Certified Operator:	Number:	Class:	Effective Date:	Expiration Date:	Email:
Colin Bullock	13827	IV	7-1-19	6-30-22	broadwaymotors4675@att.net

Cyber Security Contact:

Name: Email:

Responsible Official:		
Mr. Mike Weaver, Owner 2503 E State Road 524 Wabash, Indiana 46992	Permittee: Cocojo's A Zoomers RV Resort, LLC Email: zoomersrvindiana@gmail.com Phone: 260-330-5161 Fax:	Contacted? No

INSPECTION FINDINGS

- ○ Conditions evaluated were found to be satisfactory at the time of the inspection. (5)
- ○ Violations were discovered but corrected during the inspection. (4)
- ○ Potential problems were discovered or observed. (3)
- ● Violations were discovered and require a submittal from you and/or a follow-up inspection by IDEM. (2)
- ○ Violations were discovered and may subject you to an appropriate enforcement response. (1)

AREAS EVALUATED DURING INSPECTION

(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated)

N	Receiving Waters	S	Facility/Site	U	Self-Monitoring	N	Compliance Schedules
S	Effluent	S	Operation	S	Flow Measurement	N	Pretreatment
S	Permit	S	Maintenance	M	Laboratory	U	Effluent Limits Compliance
M	Collection System	S	Sludge	S	Records/Reports	N	Other:

DETAILED AREA EVALUATIONS

Receiving Waters:

__N__ 1. The receiving stream was visibly free of excessive deposits of settled solids, floating debris, oil, scum, or billowy foam.

Comments:
The receiving stream was not rated due to it being a 2,665 acre reservoir managed by DNR. In addition the outfall pipe from the treatment plant discharges under the water. The receiving stream could not be observed for any adverse effect from the facility's discharge due to the size of the reservoir.

Effluent:

__S__ 1. Final effluent was free of excessive solids, floating debris, oil, scum, or billowy foam.

Comments:
The effluent was observed at the final flow meter weir and it was clear and free of color at the time of the inspection.

Permit:

S 1. Did the facility have a current copy of the permit available for reference?
N 2. If the permit expires within 180 days, has a renewal application been submitted?
S 3. Receiving waters and Facility Description in the permit reflect actual conditions at the facility.
S 4. The permit has been properly transferred if there is a new owner.

Comments:
The facility was found to have a valid permit and the facility description, including units of treatment and receiving stream, is accurate. A copy of the permit was available for review at the time of inspection. The facility is under new ownership and the permit has been properly transferred.

Collection System:
N 1. CSO's were found to be adequately monitored and maintained.
S 2. There were zero maintenance-related (clogged or blocked lines) overflow events in last 12 months.
S 3. There were zero hydraulic (I&I) overflow events in last 12 months.
N 4. Facility has met SSO and dry weather CSO reporting requirements
N 5. Any adverse impacts from SSO and CSO events have been properly mitigated.
N 6. Lift stations were found to be adequately inspected, cleaned, and maintained, with adequate documentation of activities.
M 7. Collection system maintenance activities appeared to be adequate.

Comments:
The Collection System evaluation generated a marginal rating due to multiple sanitary sewer connections exposed to ground level. The facility recently removed multiple older mobile homes, but left the sewer lines exposed that could allow excessive clear water to enter sewer system. The facility must eliminate possible sources of inflow and infiltration (I/I) in the sanitary collection system. The facility has no lift stations in the collection system.

Facility/Site:
S 1. The facility was found to have standby power or equivalent provision.
S 2. An adequate alarm or notification system for power or equipment failure was available for the treatment facility and lift stations.
S 3. Safe and adequate access was provided for inspection of all units and outfalls.
S 4. Facilities and equipment did not appear beyond their useful life.
5. List any safety concerns:

Comments:
The facility grounds are very well maintained and access to the treatment plant and to the outfall was adequate. During power outages the facility's water supply is stopped so the operation of the treatment plant is stopped. In addition, the facility has several days of influent flow storage in the raw tank during outages. The treatment plant is checked multiple days during the week by operator or maintenance personnel at facility.

Operation:
S 1. All facilities and systems necessary for achieving compliance with the terms and conditions of the permit were operated efficiently, including a report for an anticipated bypass report for steps of treatment taken out of service.
S 2. An adequate, qualified operating staff was found to be provided to carry out the operation of the facility, including:
   a. Certified Operator's on-site attendance and/or qualified operations personnel attendance was adequate.
   b. Adequate documentation of operational activities, including system monitoring and cleaning.
   c. Adequate funding to ensure proper operation.
S 3. Solids handling procedures include.
   a. Sufficient solids wasted from the treatment system, in a timely manner, to maintain process efficiency.
   b. Wasting of solids based on appropriate operational targets and valid process control testing.
   c. Adequate documentation of solids removal, handling, or control was available for review.
N 4. The facility was found to be operated efficiently during wet weather events.

Comments:
All units of treatment appeared to be operating efficiently at the time of inspection. The raw surge tank was in service and appeared to be working properly. There was good mixing, but lighter color noted in the aeration tank. The secondary clarifier weir was clear and free of solids and algae and the clarifier appeared to be operating efficiently. The Phosphorus treatment system was in service and appeared to be operating correctly. The facility did not have the chlorination and de-chlorination systems in service due to it being in the non-disinfection season. Sludge wasting appeared to be adequate at the time of the inspection.

Maintenance:

__S__ 1. A maintenance record system has been established and includes maintenance/repair history and preventative maintenance plan.
__S__ 2. Facility maintenance activities appeared to be adequate.

Comments:
Maintenance records for treatment facility reviewed during inspection. Maintenance activities, such as cleaning and repairs, are documented on operator's daily log and all activities appear adequate.

Sludge:
__S__ 1. Sludges, screenings, and slurries were found to be handled and disposed of properly.
Comments:
A records review during the inspection showed adequate wasting, handling, and disposal of sludge. The facility last had 1,500 gallons of sludge hauled away once in June 2020 and once in July 2020.

Self-Monitoring:
__S__ 1. Samples were found to be taken at pre-designated locations and were found to be representative.
__N__ 2. Flow-proportioned samples were found to be obtained where needed.
__U__ 3. The facility was found to conduct sampling of all waste streams, including type and frequency, as required in the permit.
__S__ 4. Sample collection procedures, including automatic sampling, were found to include:
  a. Samples refrigerated during compositing.
  b. Proper preservation techniques used.
  c. Containers and holding times conformed to 40 CFR 136.3.
__S__ 5. Sample documentation was found to be adequate and included:
  a. Dates, times, and locations of sampling.
  b. Name of individual performing sampling.
  c. Instantaneous flow for flow-weighted aliquots.
  d. Chain of Custody records.
__N__ 6. NPDES Permit Whole Effluent Toxicity (WET) testing requirements were found to be met.

Comments:
The Self Monitoring Program was rated as unsatisfactory for not monitoring the final effluent at the frequency required by the permit. This is a violation of Part I. A. 1 of the permit which sets forth the effluent monitoring frequencies applicable to the discharge from Outfall 001. The facility did not monitor for Dissolved Oxygen at the required two grabs in 24-hours two times a week from August 2020 to November 2020. A response is required stating how the facility is going to correct the monitoring for Dissolved Oxygen as required in the permit.

Flow Measurement:
__S__ 1. Flow was found to be properly monitored as required by the permit.
__N__ 2. Flow data and calibration records were available for review.

Comments:
The facility's flow measurement program, including all documentation, was found to be adequate and representative. The effluent flow meter was last calibrated 1/12/21.

Laboratory:
The following laboratory records were reviewed:

D. O. Bench Sheets	Chlorine Bench Sheets	CBOD Bench Sheets
TSS Bench Sheets	Ammonia Bench Sheets	pH Bench Sheets
Phos. Bench Sheets	E. coli Bench Sheets	

__M__ 1. The laboratory practices and protocol reviewed were adequate, including:
  a. A written laboratory QA/QC manual was available.
  b. Samples were found to be properly stored.
  c. Approved analytical methods were found to be used.
  d. Calibration and maintenance of instruments was found to be adequate.
  e. QA/QC procedures were found to be adequate.
  f. Dates of analyses (and times where required) were recorded.
  g. Name of person performing analyses was recorded.

__N__ 2. Review of lab records and/or on-site field testing equipment and protocols was found to be adequate.

Contract Lab Information

Andrews WWTP Lab	Andrews, IN

Comments:
The Laboratory evaluation generated a marginal rating due to the facility needing to improve documentation of analyses times for pH, DO, TRC, E. coli, Ammonia, Phosphorus, and TSS. The facility was not consistently documenting analyses times. The facility needs to document analyses times for pH, DO, TRC, E. coli, Ammonia, Phosphorus and TSS each time these parameters are analyzed. In addition the facility needs to improve procedures for CBOD and TSS. The facility was not consistently obtaining the ideal depletion of at least 2 mg/L after five days for CBOD analyses. The facility must change sample volumes and/or seed volumes so that at least one bottle for each sample meets this rule. Only bottles that do meet these criteria should be considered for reporting. The facility was not consistently meeting the minimum TSS residue requirement of 0.0025 g for the final effluent samples. The sample volume must be increased to meet the minimum residue requirement of 0.0025 g. The maximum sample volume increase for the final effluent is up to 1000 mL.

Records/Reports:

The following records/reports were reviewed:

DMRs for the period of December 2019 to November 2020 were reviewed as part of the inspection.

__S__ 1. All facility records for the period including the previous three years were available for review.

__S__ 2. DMRs and MROs were found to be completed properly and accurately including:

a. "No Ex" column was accurate.
b. Signatory requirements were met.
c. Reports were prepared by or under the direction of a certified operator.

__N__ 3. Bypass and Noncompliance reporting were found to be adequate.

Comments:
The monthly records were available on site, but the reports were reviewed on NetDMR by inspector before the onsite inspection. The monthly records reviewed on NetDMR appeared to be accurate and complete.

Compliance Schedules:

__N__ 1. The NPDES Permit Schedule of Compliance monitoring and reporting milestones have been met.

__N__ 2. Agreed Order compliance milestones have been met.

Comments:
There is no Schedule of Compliance in the current permit, and there is no Agreed Order.

Pretreatment:

__N__ 1. No evidence of interference from industrial or other sources of toxic substances was noted.

__N__ 2. For both Delegated and Non-Delegated pretreatment programs:

a. Industrial or commercial dischargers were found to be regulated as required.
b. The permitee was found to enforce the Sewer Use Ordinance (SOU) and the Enforcement Response Plan (ERP).

__N__ 3. If the non-delegated permittee accepts hauled waste:

a. Does the POTW provide written permission to haulers?
b. Does the POTW obtain samples from each hauled waste load and retain them for at least 48 hours?
c. Does the POTW retain records of each load?

Comments:
The facility has no industrial sources.

Effluent Limits Compliance:

__Yes__ 1. Were DMRs reviewed as part of the inspection?

DMRs for the period of December 2019 to November 2020 were reviewed as part of the inspection.

__Yes__ 2. Were violations noted during the review of DMRs?

The Effluent Limits Violations area was rated unsatisfactory due to the following self-reported violations of the limits detailed in Part I. A. of the NPDES Permit:

Month	Year	Outfall	Parameter	Type	Conc./Loading	Number
Oct	2020	001	Ammonia Nitrogen	Max. Wkly. Avg.	Conc.	1
Oct	2020	001	Phosphorus	Monthly Avg.	Conc.	1
Oct	2020	001	CBOD	Monthly Avg.	Conc.	1
Oct	2020	001	CBOD	Max. Wkly. Avg.	Conc.	1

Comments:
The Effluent Limits Compliance area was rated unsatisfactory due to self-reported violations of the limits detailed

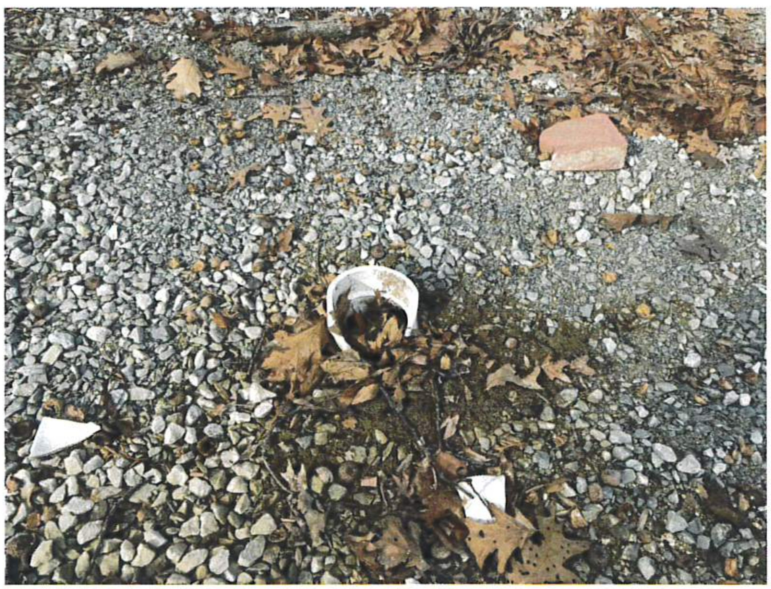
in Part I. A. of the NPDES Permit. A review of DMRs revealed multiple recent effluent limits of violations. A response is required stating how the facility is going to eliminate effluent limits violations in the future.

IDEM REPRESENTATIVE		
Inspector Name:	Email:	Phone Number:
Aaron Deeter	adeeter@idem.IN.gov	317-691-1915

IDEM MANAGER REVIEW	
IDEM Manager:	Date:
Andy Schmidt	1/19/2021

Inspection Photographs

Facility:
Cocojo's RV Resort WWTP formally Bozarth Recreational Resort
Photographer: Aaron Deeter
Date: 1/14/2021 Time:
Others Present:
Location/Description: Sanitary sewer connections exposed to ground level



Facility:
Cocojo's RV Resort WWTP formally Bozarth Recreational Resort
Photographer: Aaron Deeter
Date: 1/14/2021 Time:
Others Present:
Location/Description: Sanitary sewer connections exposed to ground level

IDEM

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

100 N. Senate Avenue • Indianapolis, IN 46204

(800) 451-6027 • (317) 232-8603 • www.idem.IN.gov

Eric J. Holcomb
Governor

Bruno L. Pigott
Commissioner

March 17, 2021

NOTICE OF VIOLATION

Via Electronic Mail:

To: CoCoJo's A Zoomers RV Resort, LLC
Attn: Michael Weaver, President & Registered Agent
2503 E State Road 524
Wabash, IN 46992
zoomersrvindiana@gmail.com

Case No. 2020-27552-A

Pursuant to Indiana Code ("IC") 13-30-3-3, the Indiana Department of Environmental Management ("IDEM") issues this Notice of Violation. Based on an investigation including an inspection conducted on December 10, 2020 by an IDEM representative, IDEM has reason to believe CoCoJo's A Zoomers RV Resort, LLC ("Respondent") violated an environmental rule. The violation is based on the following:

1. Respondent is CoCoJo's A Zoomers RV Resort, LLC, which owns and operates the mobile home resort, located at 7309 E 400 S, in Lagro, Wabash County, Indiana ("Site").

2. Pursuant to environmental regulation 326 IAC 4-1, open burning is prohibited unless exempted, allowed by rule, or an approval is attained.

   Respondent allowed open burning of non-approved materials at the Site on December 10, 2020, in violation of environmental regulation 326 IAC 4-1.

Pursuant to IC 13-30-3-3, the Commissioner herein provides notice that a violation may exist and offers an opportunity to enter into an Agreed Order providing for the action required to correct the violation and, as necessary and appropriate, for the payment of a civil penalty. The Commissioner is not required to extend this offer for more than sixty (60) days.

Pursuant to IC 13-30-3-3, an alleged violator may enter into an Agreed Order without admitting the violation occurred. IDEM encourages settlement by Agreed Order, thereby resulting in quicker correction of the environmental violation and avoidance of extensive litigation. Timely settlement by Agreed Order may result in a reduced civil penalty. Also, settlement discussions will allow Respondent the opportunity to present any mitigating factors that may be relevant to the violation.

If an Agreed Order is not entered into within sixty (60) days of receipt of this Notice of Violation, the Commissioner may issue a Notice and Order under IC 13-30-3-4 containing the actions that must be taken to correct the violation and requiring the payment of an appropriate civil penalty. Pursuant to IC 13-30-4-1, the Commissioner may assess penalties of up to $25,000 per day for each violation.

Please contact Dawn Smith at (317) 233-6901 or dsmit@idem.in.gov within fifteen (15) days after receipt of this Notice to discuss resolution of this matter.

For the Commissioner:

Date: March 17, 2021

Phil Perry, Chief
Compliance and Enforcement Branch
Office of Air Quality

cc: Wabash County Health Department
Dawn Smith, Compliance and Enforcement Branch, OAQ
Larry Smith, Compliance and Enforcement Branch, OAQ
Tiffanie Weaver, CoCoJo's A Zoomers RV Resort, tiffanieweaver2018@gmail.com
IDEM Public File

From:	Microsoft Outlook
To:	zoomersrvindiana@gmail.com; tiffanieweaver2018@gmail.com
Subject:	Relayed: CoCoJo"s A Zoomers RV Resort, LLC (#27552-A) Notice of Violation & Proposed Agreed Order
Date:	Wednesday, March 17, 2021 8:35:07 AM
Attachments:	CoCoJo"s A Zoomers RV Resort LLC (#27552-A) Notice of Violation Proposed Agreed Order.msg

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:
zoomersrvindiana@gmail.com (zoomersrvindiana@gmail.com) <mailto:zoomersrvindiana@gmail.com>
tiffanieweaver2018@gmail.com (tiffanieweaver2018@gmail.com) <mailto:tiffanieweaver2018@gmail.com>
Subject: CoCoJo's A Zoomers RV Resort, LLC (#27552-A) Notice of Violation & Proposed Agreed Order

IDEM

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

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(800) 451-6027 • (317) 232-8603 • www.idem.IN.gov

Eric J. Holcomb
Governor

Bruno L. Pigott
Commissioner

March 18, 2021

VIA ELECTRONIC MAIL:
Michael Weaver, President & Registered Agent
CoCoJo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, IN 46992
zoomersrvindiana@gmail.com

Re: Adoption of Agreed Order
Commissioner, Indiana Department of Environmental Management
v.
CoCoJo's A Zoomers RV Resort, LLC
Case No. 2020-27552-A
Lagro, Wabash County

Dear Mr. Weaver:

This is to inform you that the Agreed Order in the above-referenced case has been approved and adopted by the Indiana Department of Environmental Management. A copy of the Agreed Order is enclosed.

Please note the terms of compliance contained in the Agreed Order. The time frames for compliance are effective upon your receipt of this correspondence. Please note that the civil penalty is due within thirty (30) days after the effective date of the Agreed Order. Payment should be made payable to the Environmental Management Special Fund and sent to:

Indiana Department of Environmental Management
Accounts Receivable
IGCN, Room 1340
100 North Senate Avenue
Indianapolis, IN 46204

Please include the Case Number on the front of the check. If you have any questions, please contact Dawn Smith at (317) 233-6901 or dsmit@idem.in.gov.

Sincerely,

Phil Perry

Phil Perry, Chief
Compliance and Enforcement Branch
Office of Air Quality

Enclosure

cc: Wabash County Health Department
Dawn Smith, Compliance and Enforcement Branch, OAQ
Larry Smith, Compliance and Enforcement Branch, OAQ
Tiffanie Weaver, CoCoJo's A Zoomers RV Resort, tiffanieweaver2018@gmail.com
http://www.IN.gov/idem

STATE OF INDIANA) SS: BEFORE THE INDIANA DEPARTMENT OF
)
COUNTY OF MARION) ENVIRONMENTAL MANAGEMENT

COMMISSIONER OF THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT,

Complainant,

v. Case No. 2020-27552-A

COCOJO'S A ZOOMERS RV RESORT, LLC,

Respondent.

AGREED ORDER

Complainant and Respondent desire to settle and compromise this action without hearing or adjudication of any issue of fact or law, and consent to the entry of the following Findings of Fact and Order. Pursuant to Indiana Code ("IC") 13-30-3-3, entry into the terms of this Agreed Order does not constitute an admission of any violation contained herein. Respondent's entry into this Agreed Order shall not constitute a waiver of any defense, legal or equitable, which Respondent may have in any future administrative or judicial proceeding, except a proceeding to enforce this order.

I. FINDINGS OF FACT

1. Complainant is the Commissioner ("Complainant") of the Indiana Department of Environmental Management ("IDEM"), a department of the State of Indiana created by IC 13-13-1-1.

2. Respondent is CoCoJo's A Zoomers RV Resort, LLC ("Respondent"), which owns and operates the mobile home resort, located at 7309 E 400 S, in Lagro, Wabash County, Indiana ("Site").

3. IDEM has jurisdiction over the parties and the subject matter of this action.

4. Pursuant to IC 13-30-3-3, IDEM issued a Notice of Violation ("NOV") via Electronic Mail to:

CoCoJo's A Zoomers RV Resort, LLC
Attn: Michael Weaver, President & Registered Agent
2503 E State Road 524
Wabash, IN 46992
zoomersrvindiana@gmail.com

5. During an investigation including an inspection on December 10, 2020 conducted by a representative of IDEM, the following violation was found:

   a. Pursuant to environmental regulation 326 IAC 4-1, open burning is prohibited unless exempted, allowed by rule, or an approval is attained.

      Respondent allowed open burning of non-approved materials at the Site on December 10, 2020, in violation of environmental regulation 326 IAC 4-1.

6. Orders of the Commissioner are subject to administrative review by the Office of Environmental Adjudication under IC 4-21.5; however, in recognition of the settlement reached, Respondent acknowledges notice of this right and waives any right to administrative and judicial review of this Agreed Order.

II. ORDER

1. This Agreed Order shall be effective ("Effective Date") when it is approved by Complainant or Complainant's delegate, and has been received by Respondent. This Agreed Order shall have no force or effect until the Effective Date.

2. Respondent shall comply with the rule listed in the findings of fact above.

3. All submittals required by this Agreed Order, unless IDEM notifies the Respondent otherwise in writing, shall be sent to:

   Dawn Smith, Enforcement Case Manager
   Office of Air Quality
   Indiana Department of Environmental Management
   100 North Senate Avenue
   Indianapolis, IN 46204-2251
   dsmit@idem.in.gov

4. Pursuant to IC 13-30-4-1, Respondent is assessed and agrees to pay a civil penalty of One Thousand Five Hundred Dollars ($1,500.00). Said penalty amount shall be due and payable to the Environmental Management Special Fund within thirty (30) days of the Effective Date; the thirtieth day being the "Due Date."

5. Civil penalties are payable by check to the "Environmental Management Special Fund." Checks shall include the Case Number of this action and shall be mailed to:

Indiana Department of Environmental Management
Accounts Receivable
IGCN, Room 1340
100 North Senate Avenue
Indianapolis, IN 46204

6. In the event that the monies due to IDEM pursuant to this Agreed Order are not paid on or before their Due Date, Respondent shall pay interest on the unpaid balance at the rate established by IC 24-4.6-1. The interest shall be computed as having accrued from the Due Date until the date that Respondent pays any unpaid balance. Such interest shall be payable to the Environmental Management Special Fund, and shall be payable to IDEM in the manner specified in Paragraph 5, above.

7. Signatories to this Agreed Order certify that they are fully authorized to execute this Agreed Order and legally bind the party they represent.

8. This Agreed Order shall apply to and be binding upon Respondent and all successors and assigns. Respondent shall provide a copy of this Agreed Order, if in force, to any subsequent owners, successors, or assigns before ownership rights are transferred.

9. No change in ownership, corporate, or partnership status of Respondent shall in any way alter the Respondent's status or responsibilities under this Agreed Order.

10. Respondent shall ensure that all contractors, firms, and other persons performing work under this Agreed Order comply with the terms of this Agreed Order.

11. In the event that any terms of this Agreed Order are found to be invalid, the remaining terms shall remain in full force and effect and shall be construed and enforced as if this Agreed Order did not contain the invalid terms.

12. This Agreed Order is not and shall not be interpreted to be a permit or a modification of an existing permit. This Agreed Order, and IDEM's review or approval of any submittal made by Respondent pursuant to this Agreed Order, shall not in any way relieve Respondent of the obligation to comply with the requirements of any applicable permits or any applicable Federal or State laws or regulations.

13. Complainant does not, by its approval of this Agreed Order, warrant or aver in any manner that respondent's compliance with any aspect of this Agreed Order will result in compliance with the provisions of any permit, order, or any applicable Federal or State law or regulation. Additionally, IDEM or anyone acting on its behalf shall not be held liable for any costs or penalties Respondent may incur as a result of Respondent's efforts to comply with this Agreed Order.

14. Nothing in this Agreed Order shall prevent or limit IDEM's rights to obtain penalties or injunctive relief under any applicable Federal or State law or regulation, except that IDEM may not, and hereby waives its right to, seek additional civil penalties for the violation specified in the NOV.

15. Nothing in this Agreed Order shall prevent IDEM or anyone acting on its behalf from communicating with the U.S. Environmental Protection Agency ("U.S. EPA") or any other agency or entity about any matters relating to this enforcement action. IDEM or anyone acting on its behalf shall not be held liable for any costs or penalties Respondent may incur as a result of such communications with the U.S. EPA or any other agency or entity.

16. This Agreed Order shall remain in effect until Respondent has complied with all terms and conditions of this Agreed Order and IDEM has issued a Resolution of Case letter to Respondent.

REMAINDER OF PAGE LEFT BLANK INTENTIONALLY

From:	Tiffanie Weaver
To:	ROBERTS, GOLDIE
Subject:	Re: CoCoJo"s A Zoomers RV Resort, LLC (#27552-A) Adopted Agreed Order
Date:	Thursday, March 18, 2021 2:36:31 PM

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Received. Thank you.

Payment has been mailed.

Tiffanie

On Thu, Mar 18, 2021 at 2:33 PM ROBERTS, GOLDIE <GROBERTS@idem.in.gov> wrote:

> Please find attached a PDF copy of the Adopted Agreed Order issued for CoCoJo's A Zoomers RV Resort, LLC, Wabash County, IN – Air Enforcement Case #2020-27552-A. Please contact Dawn Smith, Case Manager at 317-233-6901 or dsmit@idem.in.gov with any questions.
>
> Please confirm your receipt of this electronic document.
>
> Thank you.
>
> *Goldie Roberts*
>
> **Administrative Assistant**
> **Indiana Department of Environmental Management (IDEM)**
> **Office of Air Quality**
> **Compliance & Enforcement Branch**
> **317-233-5523**
> **groberts@idem.in.gov**

July 25, 2022

Via email: zoomersrvindiana@gmail.com

Mike Weaver, Owner
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, Indiana 46992

Re: Noncompliance Letter
Cocojo's RV Resort
NPDES Permit No. IN0041637
Wabash, Lake County

Dear Mr. Weaver:

Staff of the Indiana Department of Environmental Management (IDEM), Office of Water Quality has reviewed the compliance status of the above cited facility with the NPDES permit for the period of March 2021 through May 2022. This review revealed violations of your NPDES Permit, as follows:

Part I.A.1. of the NPDES permit, which sets forth the effluent limitations and monitoring requirements applicable to the discharge from outfall 001.

Specifically, the submitted Discharge Monitoring Reports (DMRs) indicate your facility exceeded its limits for **Ammonia-Nitrogen** *monthly average and/or daily maximum concentration and/or loading* for the months of July, October, November 2021 and May 2022; **Solids, Total Suspended (TSS)** *monthly average and/or daily maximum concentration and/or loading* for the months of March, April, June 2021 and April and May 2022; **CBOD** *monthly average and/or daily maximum concentration and/or loading* for the months of March, April, June 2021 and April and May 2022; **Chlorine, total residual** *monthly average, daily minimum or daily maximum* for the months of April 2021 and May 2022; and **Phosphorus** *monthly average* for the months of July, September, October, November 2021 and April and May 2022.

Part II. (A) (1) of your permit requires you to comply with its terms and conditions. Any noncompliance with the terms of your permit may subject you to an enforcement action which can include the imposition of penalties. You are required to immediately take all necessary measures to comply with the terms and conditions of your NPDES permit, specifically those violations identified above.

Within 30 days of receipt of this letter, a written detailed response documenting correction of the concerns listed above and a plan for assuring future compliance must be submitted to this office. Failure to respond adequately to this letter may result in formal enforcement action.

Thank you for your attention to this matter. If you have any questions, please contact Michelle Denney 317/232-0019, or 800/451-6027, extension 2-0019 or by email to midenney@idem.IN.gov. Please direct your response via e-mail, along with the requested information or reports, to *midenney@idem.IN.gov.*

.

Sincerely,

Gary Starks

Gary Starks, Chief
Compliance Data Section
Office of Water Quality

c: Colin Bullock, Certified Operator
broadwaymotors4675@att.net
Aaron Deeter, Inspector

July 27, 2023

Via Email to: zoomersrvindiana@gmail.com
Mr. Mike Weaver, Owner
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, Indiana 46992

Dear Mr. Weaver:

Re: **Inspection Summary/ Noncompliance Letter**
Cocojo's RV Resort WWTP
NPDES Permit No. IN0041637
Lagro, Wabash County

An inspection of the above-referenced facility or location was conducted by a representative of the Indiana Department of Environmental Management, Northern Regional Office, pursuant to IC 13-18-3-9. A summary of the inspection is provided below:

Date(s) of Inspection:	July 26, 2023
Type of Inspection:	Compliance Evaluation Inspection
Inspection Results:	Violations were observed.

The following concerns were noted:

1. Facility/Site is rated as unsatisfactory. The influent surge tank is located inside the building that many years ago housed the treatment plant. The surge tank has no guard rails or surface grating. There is a make-shift 6x6 single width pieces of lumber crossing the tank in areas. This is not safe access to the tank to conduct any changes or repairs. The need for your operations staff to have safe and adequate access to all areas of the plant is essential for proper operation and maintenance of the plant. This is a violation of Part II. B. 1 of the permit which requires all waste collection, control, treatment, and disposal facilities to be operated as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants. In order for an operator to efficiently operated the plant, safe access must be provided. This is considered a significant safety hazard. The operator is on site most likely alone and if were to fall into this aerated tank has no buoyancy.

2. Operation was rated as unsatisfactory. The secondary clarifier was completely covered in a heavy sludge layer. The air lift return was not functioning at the time of the inspection. This is a violation of Part II. B. 1 of

the permit requires all waste collection, control, treatment, and disposal facilities to be operated as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants. The condition of the secondary clarifier is a direct contributor to the degraded effluent quality.

The operator faces multiple issues while operating this type of plant. The facility is a seasonal campground, open from April to October annually. Typically during in season times, Thursday evening to Sunday have very high flows to the plant, while Monday to Thursday afternoon have very low flows. This massive fluctuation in influent flow results in an unbalanced food source for the plant microorganisms to properly treat waste and inadequate treatment results in effluent limitation violations. In other words, the biomass is under fed half of the week, then hydraulically overloaded the other half of the week. The hydraulic overloading is apparent in the flow data. For example, flows can fluctuate from .0004 to .0025 in one day.

Another operational challenge is plant start up in the spring. Even with seed sludge to start the season, little food is available to sustain the biomass. Additionally, the treatment plant has not been expanded in any way, yet the park has grown significantly under the new ownership. Park management must evaluate solutions to these operational issues that have directly resulted in a very high number of effluent limitation violations (see Effluent Limits Compliance Area). *Please note, 327 IAC 5-22-10 requires the owner or governing body of a wastewater treatment plant to be responsible for providing adequate funding and oversight to ensure the proper operation, maintenance, management and supervision of said plant.*

3. Self Monitoring was rated as unsatisfactory for the following:

   A. Part I. A. 1 of the permit sets forth the effluent monitoring frequencies applicable to the discharge from outfall 001. Dissolved Oxygen documentation indicated that DO is not being completed twice in 24 hours two times a week.
   B. Part I. B. 6 of the permit requires the permittee to record specific information as described, for each measurement or sample taken pursuant to the requirements of this permit. These requirements include: a. the date, exact place and time of sampling or measurements; b. the person who performed the sampling or measurements; c. the date(s) and time(s) analyses were performed; d. the person(s) who performed the analyses; e. the analytical techniques or methods used; and f. the results of such measurements and analyses. At the time of the inspection there was no sample collection documentation (person/date/location/time) for TSS, CBOD, Ammonia, Phosphorus, DO, pH or E.coli.

4. Flow monitoring is rated as unsatisfactory. According to the plant operator, park staff installed/moved a post aeration air line into the pit containing the ultrasonic flow meter. The post aeration turbulence in the water resulted in an inaccurate flow reading, specifically a very high flow reading. According to the records reviewed, plant flows were 201% design capacity in April

2023 and 227% design capacity in May 2023. This inaccurate monitoring resulted in inaccurate loading data for these months. Inaccurate flow monitoring is a violation of 327 IAC 5-2-13. It was reported that the air line was moved at the end of May 2023.

5. Laboratory was rated as unsatisfactory for the following:

   A. Part I. B. 6 of the NPDES permit requires the permittee to record specific information as described, for each measurement or sample taken pursuant to the requirements of this permit. Nearly every bench sheet reviewed, for every parameter tested, was lacking test method, laboratory analyst, sample set up time, times associated within individual test methods and many dates were missing. The E. coli bench sheet was not even the correct sheet for the method being used.
   B. Part I. B. 5 of the permit requires the analytical and sampling methods used to conform to the current version of 40 CFR, Part 136, unless otherwise specified. At the time of the inspection. The following violations are noted:
      A. pH and DO have a 15 minute hold time. Testing information must include sample collection time and sample analysis time.
      B. The TSS laboratory information must be expanded to include filter residual. Note, that enough sample volume must be used to attain a .0025 residual of the filter. TSS testing should also include time in oven.
      C. CBOD testing is not consistently meeting the required 1.0 mg/l remaining after 5 days, resulting in underreported CBOD results. Sample volume must be adjusted.
      D. E. coli testing is only recorded as a final number. This is not acceptable. The bench sheet must be reflective of the method in use. For your method, a minimum of Number of Wells fluorescing must be recorded.
      E. There is no ammonia or phosphorus bench sheet, only a final result number written down. The bench sheet information for both must be expanded.
      F. No quality control testing is being completed. In accordance with Standard Methods, 10% of each batch of samples (per parameter) must be of a quality control nature. Blanks are not considered QA/QC but rather part of the test method. QA/QC testing includes duplicates and known concentration analysis.

6. The Effluent Limits Compliance area was rated unsatisfactory due to the following self-reported violations of the limits detailed in Part I. A. of the NPDES Permit:

Month	Year	Outfall	Parameter	Number
June	2022	001	TSS	3
June	2022	001	Ammonia Nitrogen	4
June	2022	001	Phosphorus	1
June	2022	001	CBOD	4

July	2022	001	TSS	2
July	2022	001	Ammonia Nitrogen	1
August	2022	001	Ammonia Nitrogen	1
August	2022	001	Phosphorus	1
September	2022	001	Ammonia Nitrogen	1
September	2022	001	Phosphorus	1
October	2022	001	TSS	1
October	2022	001	Ammonia Nitrogen	3
October	2022	001	Phosphorus	1
November	2022	001	CBOD	1
April	2023	001	TSS	7
April	2023	001	Ammonia Nitrogen	10
April	2023	001	Phosphorus	1
April	2023	001	CBOD	9
May	2023	001	TSS	6
May	2023	001	Ammonia Nitrogen	9
May	2023	001	Phosphorus	1
May	2023	001	CBOD	5

Part II. A. 1. of your permit requires you to comply with its terms and conditions. Any noncompliance with the terms of your permit may subject you to an enforcement action which can include the imposition of penalties. You are required to immediately take all necessary measures to comply with the terms and conditions of your NPDES Permit, specifically those violations identified above.

Within 30 days of receipt of this letter, a written detailed response documenting correction of the concerns listed above and/or a plan for assuring future compliance must be submitted to this office. Failure to respond adequately to this letter may result in formal enforcement action. Please direct your response to this letter to our letterhead address or via email to wwViolationResponse@idem.IN.gov. Any questions should be directed to Lynn Raisor at 317-691-0099 or by email to lraisor@idem.IN.gov. Thank you for your attention to this matter.

Sincerely,

James E. Weingart

James E. Weingart, Director
Northern Regional Office

Enclosure

NPDES Wastewater Facility Inspection Report
INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

NPDES Permit Number:	Facility Type:		Facility Classification:	TEMPO AI ID
IN0041637	Mixed Ownership	Minor	I	54426

Date(s) of Inspection:	July 26, 2023
Type of Inspection:	Compliance Evaluation Inspection

Name and Location of Facility Inspected:	Receiving Waters:	Permit Expiration Date:
Cocojo's RV Resort WWTP 7309 East 400 South — County: Lagro IN 46941 Wabash	Salamonie Reservoir	9/30/2025 Design Flow: .012MGD

On Site Representative(s):

First Name	Last Name	Title	Email	Phone
Colin	Bullock	Certified Operator	broadwaymotors4675@att.net	

Was a verbal summary of findings presented to the on-site representative? **Yes**

Certified Operator:	Number:	Class:	Effective Date:	Expiration Date:	Email:
Colin Bullock	13827	IV	7-1-22	6-30-25	broadwaymotors4675@att.net

Cyber Security Contact:

Name: Email:

Responsible Official:	
Mr. Mike Weaver, Owner	Permittee: Cocojo's A Zoomers RV Resort, LLC
	Email: zoomersrvindiana@gmail.com
2503 E State Road 524	Phone: — Contacted?
Wabash, Indiana 46992	Fax:

INSPECTION FINDINGS

- ○ Conditions evaluated were found to be satisfactory at the time of the inspection. (5)
- ○ Violations were discovered but corrected during the inspection. (4)
- ○ Potential problems were discovered or observed. (3)
- ● Violations were discovered and require a submittal from you and/or a follow-up inspection by IDEM. (2)
- ○ Violations were discovered and may subject you to an appropriate enforcement response. (1)

AREAS EVALUATED DURING INSPECTION

(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated)

N	Receiving Waters	U	Facility/Site	U	Self-Monitoring	N	Compliance Schedules
M	Effluent	U	Operation	U	Flow Measurement	N	Pretreatment
S	Permit	M	Maintenance	U	Laboratory	U	Effluent Limits Compliance
M	Collection System	N	Sludge Disposal	M	Records/Reports	N	Other:

DETAILED AREA EVALUATIONS

Receiving Waters:

_N_ 1. The receiving stream was visibly free of excessive deposits of settled solids, floating debris, oil, scum, or billowy foam.

Comments:
The facility discharges subsurface in the Salamonie Reservoir. The reservoir was not evaluated for compliance purposes with this permit.

Effluent:

_M_ 1. Final effluent was free of excessive solids, floating debris, oil, scum, or billowy foam.

Comments:
The effluent was observed at the final flow meter weir and it was slightly turbid. This was most likely a result of the secondary clarifier and its poor operation.

Permit:

_S_ 1. Did the facility have a current copy of the permit available for reference?

__N__ 2. If the permit expires within 180 days, has a renewal application been submitted?
__S__ 3. Receiving waters and Facility Description in the permit reflect actual conditions at the facility.
__N__ 4. The permit has been properly transferred if there is a new owner.
__N__ 5. The NPDES Permit Schedule of Compliance monitoring and reporting milestones have been met.

Comments:
The facility was found to have a valid permit and the facility description, including units of treatment and receiving stream, is accurate.

Collection System:

__N__ 1. CSO's were found to be adequately monitored and maintained.
__S__ 2. There were no reported maintenance-related (clogged or blocked lines) overflow events in last 12 months.
__S__ 3. There were no reported hydraulic (I&I) overflow events in last 12 months.
__N__ 4. Facility has met SSO and dry weather CSO reporting requirements
__N__ 5. Any adverse impacts from SSO and CSO events have been properly mitigated.
__N__ 6. Lift stations were found to be adequately inspected, cleaned, and maintained, with adequate documentation of activities.
__M__ 7. Collection system maintenance activities appeared to be adequate.

Comments:
The collection system is gravity to the plant. Records reviewed indicated that the collection system does contain some inflow and infiltration (I&I) and results in a marginal rating. It is suggested park staff look for clear water sources.

Facility/Site:

__S__ 1. The facility was found to have standby power or equivalent provision.
__N__ 2. An adequate alarm or notification system for power or equipment failure was available for the treatment facility and lift stations.
__U__ 3. Safe and adequate access was provided for inspection of all units and outfalls.
__S__ 4. Facilities and equipment did not appear beyond their useful life.
5. List any safety concerns:

Comments:
Facility/Site is rated as unsatisfactory. The influent surge tank is located inside the building that many years ago housed the treatment plant. The surge tank has no guard rails or surface grating. There is a make-shift 6x6 single width pieces of lumber crossing the tank in areas. This is not safe access to the tank to conduct any changes or repairs. The need for your operations staff to have safe and adequate access to all areas of the plant is essential for proper operation and maintenance of the plant. This is a violation of Part II. B. 1 of the permit which requires all waste collection, control, treatment, and disposal facilities to be operated as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants. In order for an operator to efficiently operated the plant, safe access must be provided. This is considered a significant safety hazard. The operator is on site most likely alone and if were to fall into this aerated tank has no buoyancy.

The facility consists of an influent surge tank/lift station, influent diversion tank, aeration system, chemical phosphorus removal, secondary clarification, post aeration and tablet disinfection. All units of treatment were in service.

Operation:

__U__ 1. All facilities and systems necessary for achieving compliance with the terms and conditions of the permit were operated efficiently, including a report for an anticipated bypass report for steps of treatment taken out of service.
__S__ 2. An adequate, qualified operating staff was found to be provided to carry out the operation of the facility, including:
   a. Certified Operator's on-site attendance and/or qualified operations personnel attendance was adequate.
   b. Adequate documentation of operational activities, including system monitoring and cleaning.
   c. Adequate funding to ensure proper operation.
__N__ 3. Solids handling procedures include.
   a. Sufficient solids wasted from the treatment system, in a timely manner, to maintain process efficiency.
   b. Wasting of solids based on appropriate operational targets and valid process control testing.
   c. Adequate documentation of solids removal, handling, or control was available for review.
__N__ 4. The facility was found to be operated efficiently during wet weather events.

Comments:
Operation was rated as unsatisfactory. The secondary clarifier was completely covered in a heavy sludge layer.

The air lift return was not functioning at the time of the inspection. This is a violation of Part II. B. 1 of the permit requires all waste collection, control, treatment, and disposal facilities to be operated as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants. The condition of the secondary clarifier is a direct contributor to the degraded effluent quality.

The operator faces multiple issues while operating this type of plant. The facility is a seasonal campground, open from April to October annually. Typically during in season times, Thursday evening to Sunday have very high flows to the plant, while Monday to Thursday afternoon have very low flows. This massive fluctuation in influent flow results in an unbalanced food source for the plant microorganisms to properly treat waste and inadequate treatment results in effluent limitation violations. In other words, the biomass is under fed half of the week, then hydraulically overloaded the other half of the week. The hydraulic overloading is apparent in the flow data. For example, flows can fluctuate from .0004 to .0025 in one day.

Another operational challenge is plant start up in the spring. Even with seed sludge to start the season, little food is available to sustain the biomass. Additionally, the treatment plant has not been expanded in any way, yet the park has grown significantly under the new ownership. Park management must evaluate solutions to these operational issues that have directly resulted in a very high number of effluent limitation violations (see Effluent Limits Compliance Area). Please note, *327 IAC 5-22-10 requires the owner or governing body of a wastewater treatment plant to be responsible for providing adequate funding and oversight to ensure the proper operation, maintenance, management and supervision of said plant.*

Maintenance:

M 1. A maintenance record system has been established and includes maintenance/repair history and preventative maintenance plan.

S 2. Facility maintenance activities appeared to be adequate.

Comments:

The overall maintenance of the treatment plant appears adequate, however there is no on-site documentation of completed maintenance history, scheduled preventative maintenance, or equipment repairs. Due to the lack of maintenance documentation, this area is rated as marginal. Please ensure the park staff who perform treatment plant maintenance or repairs provide a copy to the operator.

Sludge Disposal:

N 1. Sludges, screenings, and slurries were found to be handled and disposed of properly.

Comments:

No sludge has been hauled this year.

Self-Monitoring:

S 1. Samples were found to be taken at pre-designated locations and were found to be representative.

N 2. Flow-proportioned samples were found to be obtained where needed.

U 3. The facility was found to conduct sampling of all waste streams, including type and frequency, as required in the permit.

N 4. Sample collection procedures, including automatic sampling, were found to include:
- a. Samples refrigerated during compositing.
- b. Proper preservation techniques used.
- c. Containers and holding times conformed to 40 CFR 136.3.

U 5. Sample documentation was found to be adequate and included:
- a. Dates, times, and locations of sampling.
- b. Name of individual performing sampling.
- c. Instantaneous flow for flow-weighted aliquots.
- d. Chain of Custody records.

N 6. NPDES Permit Whole Effluent Toxicity (WET) testing requirements were found to be met.

Comments:

Self Monitoring was rated as unsatisfactory for the following:

A. Part I. A. 1 of the permit sets forth the effluent monitoring frequencies applicable to the discharge from outfall 001. Dissolved Oxygen documentation indicated that DO is not being completed twice in 24 hours two times a week.

B. Part I. B. 6 of the permit requires the permittee to record specific information as described, for each measurement or sample taken pursuant to the requirements of this permit. These requirements include: a. the date, exact place and time of sampling or measurements; b. the person who performed the sampling or measurements; c. the date(s) and time(s) analyses were performed; d. the person(s) who performed the

D. E. coli testing is only recorded as a final number. This is not acceptable. The bench sheet must be reflective of the method in use. For your method, a minimum of Number of Wells fluorescing must be recorded.
E. There is no ammonia or phosphorus bench sheet, only a final result number written down. The bench sheet information for both must be expanded.
F. No quality control testing is being completed. In accordance with Standard Methods, 10% of each batch of samples (per parameter) must be of a quality control nature. Blanks are not considered QA/QC but rather part of the test method. QA/QC testing includes duplicates and known concentration analysis.

Records/Reports:

The following records/reports were reviewed:

DMRs for the period of June 2022 to May 2023 were reviewed as part of the inspection.

S 1. All facility records for the period including the previous three years were available for review.
M 2. DMRs and MROs were found to be completed properly and accurately including:
a. "No Ex" column was accurate.
b. Signatory requirements were met.
c. Reports were prepared by or under the direction of a certified operator.
N 3. Bypass and Noncompliance reporting were found to be adequate.

Comments:

The requested records were available and appeared to be complete and mostly accurate. The Number of Excursions is not always being reported and/or counted correctly. Specifically, incorrect counting was noted in the April and May 2023 reports. Please ensure that the information is completed and violations accurately counted each month. A correct accounting of effluent limit violations are included on this report.

Enforcement:

N 1. Agreed Order and/or Compliance Plan milestones have been met.

Comments:

There was no Agreed Order at the time of the inspection.

Pretreatment:

N 1. No evidence of interference from industrial or other sources of toxic substances was noted.
N 2. For both Delegated and Non-Delegated pretreatment programs:
a. Industrial or commercial dischargers were found to be regulated as required.
b. The permitee was found to enforce the Sewer Use Ordinance (SUO) and the Enforcement Response Plan (ERP).
N 3. If the non-delegated permittee accepts hauled waste:
a. Does the POTW provide written permission to haulers?
b. Does the POTW obtain samples from each hauled waste load and retain them for at least 48 hours?
c. Does the POTW retain records of each load?

Comments:

The facility has no industrial sources.

Effluent Limits Compliance:

Yes 1. Were DMRs reviewed as part of the inspection?

DMRs for the period of June 2022 to May 2023 were reviewed as part of the inspection.

Yes 2. Were violations noted during the review of DMRs?

The Effluent Limits Compliance area was rated unsatisfactory due to the following self-reported violations of the limits detailed in Part I. A. of the NPDES Permit:

Month	Year	Outfall	Parameter	Number
June	2022	001	TSS	3
June	2022	001	Ammonia Nitrogen	4
June	2022	001	Phosphorus	1
June	2022	001	CBOD	4
July	2022	001	TSS	2
July	2022	001	Ammonia Nitrogen	1
August	2022	001	Ammonia Nitrogen	1
August	2022	001	Phosphorus	1
September	2022	001	Ammonia Nitrogen	1

September	2022	001	Phosphorus	1
October	2022	001	TSS	1
October	2022	001	Ammonia Nitrogen	3
October	2022	001	Phosphorus	1
November	2022	001	CBOD	1
April	2023	001	TSS	7
April	2023	001	Ammonia Nitrogen	10
April	2023	001	Phosphorus	1
April	2023	001	CBOD	9
May	2023	001	TSS	6
May	2023	001	Ammonia Nitrogen	9
May	2023	001	Phosphorus	1
May	2023	001	CBOD	5

Comments:

IDEM REPRESENTATIVE

Inspector Name:	Email:	Phone Number:
Lynn Raisor	lraisor@idem.IN.gov	317-691-0099

IDEM MANAGER REVIEW

IDEM Manager:	Date:
James E. Weingart	7/27/2023

April 9, 2024

VIA E-MAIL
Tiffanie Weaver
Cocojo's A Zoomers RV Resort
7309 E 400 S
Lagro, Indiana 46941
tiffanieweaver2018@gmail.com

Re: Inspection Summary Letter/Referral to Enforcement
SW Program ID: 08-016

Dear Ms. Weaver

On April 3, 2024, representatives of the Indiana Department of Environmental Management, Office of Land Quality, conducted an inspection of Cocojo's A Zoomers RV Resort, located at 7309 E 400 S, Largo, Indiana. This inspection was conducted pursuant to IC 13-14-2-2. For your information, and in accordance with IC 13-14-5, a summary of the inspection is provided below:

Type of Inspection:	Complaint
Results of Inspection:	Violations were observed and will be referred to the Land Enforcement Section (see attached inspection report).

This matter has been referred to IDEM's Land Enforcement Section for appropriate action. If formal action is initiated, you will be issued a notice of violation informing you of how to proceed in resolving this matter. Please direct any questions regarding this letter to Scott Chrysler at 317-502-8516 or schrysle@idem.in.gov. Thank you for your attention to this matter.

Sincerely,

Mary Ann EuDaly, Chief
Industrial Waste Compliance Section
Compliance Branch
Office of Land Quality

Enclosure
cc: Wabash County Health Department
Wabash County Plan Commission

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
OFFICE OF LAND QUALITY
Complaint

EPA ID NUMBER:	Non-notifier
NAME:	Cocojos A Zoomers RV Resort
ADDRESS:	7309 E 400 S
CITY & COUNTY:	Largo, Wabash County
INSPECTION DATE:	April 3, 2024
INSPECTOR(S):	Scott Chrysler and Troy Weaver

PERSONS INTERVIEWED	TITLE	TELEPHONE
Collin Bullock	Wastewater Treatment Plant Operator	

PRE-INSPECTION INFORMATION

On August 10, 1995, IDEM issued NPDES permit No. IN 0041637 to Bozarth Trailer Court, located in Largo, Indiana. This permit authorized Bozarth Trailer Court to discharge from their semi-public wastewater treatment plant to the Salamonie Reservoir in accordance with effluence limitations, monitoring requirements, and other permit requirements. The wastewater treatment facility is described in the permit as follows: "a 0.0047 MGD, Class 1, extended aeration wastewater treatment plant with effluent chlorination facilities followed by a terminal lagoon."

On January 23, 1998, IDEM issued a 327 IAC Article 3 Construction Permit (approval No. 11486) for the facility. The construction permit makes no mention of the lagoon mentioned in the 1995 NPDES permit, with the submitted Wastewater Treatment Plant Design Summary, Part III: Treatment Units, section L. Lagoons being listed as "Not Applicable."

On August 28, 2000, IDEM issued a renewal of the 1995 permit to the facility, now under the name, Bozarth Recreational Resort. The treatment facility was described as follows: "a 0.012 MGD, Class I, extended aeration package treatment plant. Treatment also includes a flow equalization basin, phosphorus removal equipment, a secondary clarifier, sand filtration, chlorination/dichlorination and *[sic]* post aeration. The treatment plant was upgraded in 1998 in accordance with Facility Construction Approval No. 11486." No mention of the lagoon is made in the August 28, 2000, permit.

On November 10, 2005, September 14, 2010, and June 12, 2015, additional NPDES permit renewals were granted with the facility descriptions being similar to the 2000 NPDES permit. No mention of the lagoon was made in any of the permits.

On September 3, 2020, IDEM revoked and subsequently reissued the NPDES permit due to a change in ownership. The facility was now named in the permit as Cocojo's RV Resort Wastewater Treatment Plant. The facility was described in the permit as follows: "a Class I, 0.012 MGD extended aeration package-type treatment facility consisted of a surge tank, a flow diversion tank, a secondary clarifier, rapid sand filtration, phosphorus removal, chlorination/dichlorination, post aeration, and an effluent flow meter. Final solids are hauled off-site." No mention of the lagoon was made in the 2020 permit.

In November of 2023, the Wabash County plan commission received complaints alleging the dumping of burnt trailers, dirt, and other debris into the lagoon on the rear of the Cocojo property back in 2020. This lagoon is the same lagoon listed on the 1995 NPDES permit. Wabash County officials subsequently referred these complaints to IDEM.

Aeriel photographs available through the Wabash County GIS system do show that the lagoon was filled in prior to 2021. No closure plan for the lagoon was submitted to IDEM prior to this activity taking place.

Following a March 18, 2024, meeting involving IDEM, County officials, and the facility, IDEM's Industrial Compliance section was requested to assist with the complaint of solid waste being buried in the surface impoundment.

INSPECTION FINDINGS

On April 3, 2024, IDEM staff conducted an inspection of Cocojos A Zoomers RV Resort. IDEM staff met with Mr. Collin Bullock, Wastewater Treatment Plant Operator.

Mr. Bullock showed IDEM staff where the surface impoundment was located. IDEM staff observed that the surface impoundment was totally filled in with grass covering the top (See attached Photo Log – Photos 1-3). While viewing the impoundment, IDEM staff observed what appeared to be a wooden board that had been buried in the impoundment (Photo 4).

IDEM staff ended the inspection with a brief exit conference.

CONCLUSIONS AND RECOMMENDATIONS

Violations of open dumping and surface impoundment closure regulations were observed and are being referred to the Office of Land Quality Enforcement Section for their consideration.

Description of Violations and Further Actions	
Facility Name: Cocojo A Zoomers RV Resort **Facility Address:** 7309 E 400 S, Largo, Indiana	**EPA ID #: Non-notifier** **Inspection Date: April 3, 2024**

IC 13-30-2-1 (1)(3)(4) Specific Acts Prohibited

A person may not do any of the following:

(1) Discharge, emit, cause, allow, or threaten to discharge, emit, cause, or allow any contaminant or waste, including any noxious odor, either alone or in combination with contaminants from other sources, into:

(A) the environment; or

(B) any publicly owned treatment works;

in any form that causes or would cause pollution that violates or would violate rules, standards, or discharge or emission requirements adopted by the board under the environmental management laws.

(3) Deposit any contaminants upon the land in a place and manner that creates or would create a pollution hazard that violates or would violate a rule adopted by the board.

(4) Deposit or cause or allow the deposit of any contaminants or solid waste upon the land, except through the use of sanitary landfills, incineration, composting, garbage grinding, or another method acceptable to the board.

329 IAC 10-4-2 Acts Prohibited
No person shall cause or allow the storage, containment, processing, or disposal of solid waste in a manner which creates a threat to human health or the environment, including the creating of a fire hazard, vector attraction, air or water pollution, or other contamination.

329 IAC 10-4-3 Open Dumps Prohibited
Open dumping and open dumps, as those terms are defined in IC 13-11-2-146 and IC 13-11-2-147, are prohibited.

329 IAC 10-4-4 Owner Responsibilities

a) The owner of real estate upon which an open dump is located is responsible for the following:

(1) Correcting and controlling any nuisance conditions that occur as a result of the open dump.
Correction and control of nuisance conditions must include:

(A) removal of all solid waste from the area of the open dump and disposal of such wastes in a solid
waste land disposal facility permitted to accept the waste; or
(B) other methods as approved by the commissioner.

329 IAC 10-3-1(9) Exclusions; General

The following solid waste management activities are not subject to the provisions of this article:

(9) Except as provided in 329 IAC 10-9-1, coal combustion residuals impoundments subject to 40 CFR 257, Subpart D, the operation of surface impoundments; however, *the final disposal of solid waste in surface impoundments at the end of their operation is subject to approval by the commissioner* except as excluded under subdivisions (8) and (10). The commissioner's approval is based on management practices that are protective of human health and the environment.

Note: IDEM staff observed evidence of solid waste improperly disposed of in a surface impoundment and backfilled with soil. The surface impoundment was not properly closed by removal of waste or proper disposal.

Referred to Office of Land Quality Enforcement Section

Photo Log

Photo 1

Facility Name: Cocojo's A Zoomer's RV Resort

Photographer: Scott Chrysler (IDEM)

Date: April 3, 2024

Others Present: Troy Weaver (IDEM) and Collin Bullock (Facility)

Location & Description: Filled in surface impoundment.

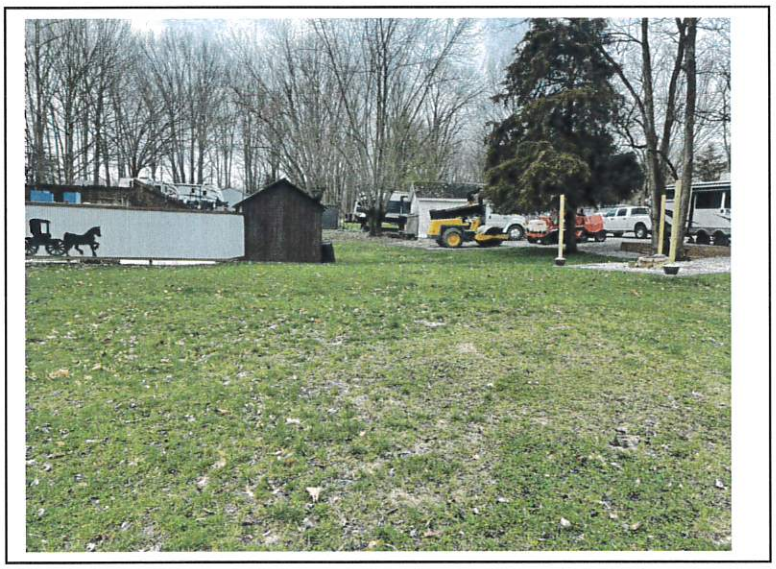

Photo 2

Facility Name: Cocojo's A Zoomer's RV Resort

Photographer: Scott Chrysler (IDEM)

Date: April 3, 2024

Others Present: Troy Weaver (IDEM) and Collin Bullock (Facility)

Location & Description: Filled in surface impoundment.

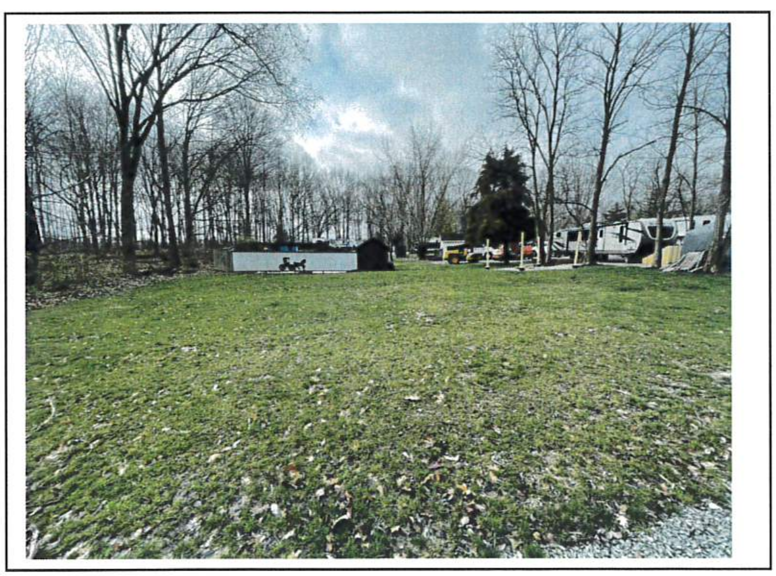

Photo 3

Facility Name: Cocojo's A Zoomer's RV Resort

Photographer: Scott Chrysler (IDEM)

Date: April 3, 2024

Others Present: Troy Weaver (IDEM) and Collin Bullock (Facility)

Location & Description: Filled in surface impoundment.

Photo 4

Facility Name: Cocojo's A Zoomer's RV Resort

Photographer: Scott Chrysler (IDEM)

Date: April 3, 2024

Others Present: Troy Weaver (IDEM) and Collin Bullock (Facility)

Location & Description: Wooden plank sticking out of surface impoundment

April 23, 2024

Via Certified Mail: # 7017 2400 0000 0746 3203

Michael Weaver, President
Cocojo's A Zoomers RV Resort, LLC
4115 S. 700 E.
Largo, IN 46941

Via Certified Mail: # 7017 2400 0000 0746 3210

Tiffanie Weaver, Registered Agent
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, IN 46992

Dear Mr. and Ms. Weaver:

Re: Violation Letter VL-2024-30119-S
Office of Land Quality
Cocojo's A Zoomers RV Resort, LLC
Surface Impoundment
SW ID No. 85-016
Largo, Wabash County

Representatives of IDEM's Office of Land Quality are conducting inspections and record reviews of Sites to determine compliance with permit requirements, environmental statutes contained in the Indiana Code (IC), and environmental rules found in the Indiana Administrative Code (IAC).

On April 3, 2024, IDEM conducted an inspection of Cocojo's A Zoomers RV Resort, LLC, located at 7309 East 400 South, Largo, Indiana. The following violations were noted at the time of the inspection:

1. Pursuant to IC 13-30-2-1(1), no person shall discharge, emit, cause, allow, or threaten to discharge, emit, cause, or allow any contaminant or waste, including any noxious odor, either alone or in combination with contaminants from other sources, into the environment in any form that would violate 329 IAC 10-4-2 and 329 IAC 10-4-3, a rule adopted by the board under the environmental management laws.

   As noted during the inspection, Respondent caused and/or allowed the deposit of contaminants and/or solid waste, including but not limited to, burnt trailers, wood scraps, and dirt to be open dumped in an improperly closed surface impoundment. The Site previously utilized the impoundment under NPDES Permit No. IN0041637 for the on-site wastewater treatment plant (See Item 7 below).

2. Pursuant to IC 13-30-2-1(3), no person shall deposit any contaminants upon the land in a place and manner that creates or would create a pollution hazard that violates or would violate 329 IAC 10-4-2 and 329 IAC 10-4-3.

As noted during the inspection, Respondent caused and/or allowed the deposit of contaminants and/or solid waste, including but not limited to, burnt trailers, wood scraps, and dirt to be open dumped in the impoundment at the Site.

3. Pursuant to IC 13-30-2-1(4), no person shall deposit or cause or allow the deposit of any contaminants or solid waste upon the land, except through the use of sanitary landfills, incineration, composting, garbage grinding, or another method acceptable to the board.

   As noted during the inspection, Respondent deposited or caused or allowed the deposit of burnt trailers, wood scraps, and other solid wastes upon the land in a method unacceptable to the board.

4. Pursuant to 329 Indiana Administrative Code ("IAC") 10-4-2, no person shall cause or allow the storage, containment, processing, or disposal of solid waste in a manner which creates a threat to human health or the environment, including the creating of a fire hazard, vector attraction, air or water pollution, or other contamination.

   As noted during the inspection, Respondent caused and/or allowed burnt trailers, wood scraps, and other solid waste to be stored in the impoundment at the Site in a manner which creates a threat to human health or the environment.

5. Pursuant to 329 IAC 10-4-3, open dumping and open dumps, as those terms are defined in IC 13-11-2-146 and IC 13-11-2-147, are prohibited.

   As noted during the inspection, Respondent caused and allowed solid waste including but not limited to, wood scraps, burnt trailers and dirt to be open dumped in the impoundment at the Site.

6. Pursuant to 329 IAC 10-4-4, the owner of real estate upon which an open dump is located is responsible for the following:

   (1) Correcting and controlling any nuisance conditions that occur as a result of the open dump. Correction and control of nuisance conditions must include:

   (A) removal of all solid waste from the area of the open dump and disposal of such wastes in a solid waste land disposal facility permitted to accept the waste; or

   (B) other methods as approved by the commissioner.

   (2) Eliminating any threat to human health or the environment.

   As noted during the inspection, Respondent owns the real estate upon which the open dump is located and has not complied with 329 IAC 10-4-4(a)(1) and (a)(2).

7. Pursuant to 329 IAC 10-3-1(9) the final disposal of solid waste in a surface impoundment facility at the end of its operation is subject to approval by the commissioner except as excluded under subdivisions (8) and (10). The commissioner's approval for the closure of a surface impoundment is based on management practices that are protective of human health and the environment.

As noted during the inspection, Respondent failed to properly close a surface impoundment that was previously exempt under 329 IAC 10-3-1(4) from solid waste disposal regulations while operating under NPDES Permit No. IN0041637 associated with the wastewater treatment plant (WWTP) at the Site. Based on discussions with the Respondent and on our field inspection and record review findings, it is unknown or undocumented if Respondent or previous owner removed all/any sludge and associated residuals from the impoundment after disconnecting the structure from the WWTP during the 1998 OWQ construction permit upgrade at the Site.

Cocojo's A Zoomers RV Resort, LLC shall complete the following requirements:

1) Within thirty (30) days of receipt of this letter, Respondent shall submit a Surface Impoundment closure plan for the impoundment located on the rear of the property to IDEM for approval.

   In addition to those provided for the excavation and proper disposal of all overlying solid waste noted in the above Findings, the closure plan must also include adequate specifications for the excavation and proper disposal of all remaining WWTP sludge and associated residuals from the impoundment.

   Contact the case manager for additional technical recommendations and for the submittal process for the closure plan.

2) Within ten (10) days of notice of IDEM's approval of the closure plan, Respondent shall implement the plan as approved and in accordance with the time frames contained therein.

3) In the event IDEM determines that any plan submitted by Respondent is deficient or otherwise unacceptable, Respondent shall revise and resubmit the plan to IDEM in accordance with IDEM's notice. After three (3) submissions of such plan by Respondent, IDEM may modify and approve any such plan and Respondent must implement the plan as modified by IDEM.

4) Upon receipt of this letter, Respondent shall submit monthly to IDEM written documentation showing progress in properly closing the impoundment.

Failure to respond adequately to this Violation Letter and verify a return to compliance at your facility may result in civil penalties, per IC 13-30-4-1.

Please direct your response to this letter and any questions to Lucas Kroening of the Enforcement Section at (317) 941-4551 or via email at LKroenin@idem.IN.gov.

Sincerely,

Jennifer Reno

Jennifer Reno, Chief
Land Enforcement Section
Compliance Branch
Office of Land Quality

cc: Wabash County Health Department
Brian Campbell, Wabash County Plan Commission,
plandirector@wabashcounty.in.gov
Scott Chrysler, Industrial Waste Compliance, OLQ, schrysle@idem.in.gov
Kira Wren, Solid Waste Permit, OLQ, KWren@idem.IN.gov
Troy Weaver, Geology Section, OLQ, tweaver@idem.in.gov
Kimberly Rohr, OWQ, KRohr@idem.IN.gov
Holly Zurcher, OWQ, hzurcher@idem.IN.gov
Lynn Stackhouse, OWQ, LStack@idem.IN.gov
Sarah Burns, OWQ, SBurns@idem.IN.gov
Tiffanie Weaver, Co-Owner, tiffanieweaver2018@gmail.com
IDEM Virtaul File Cabinet

From: Tiffanie Weaver
To: BATES, DONNA
Subject: Re: Copy of Violation Letter. Cocojo's A Zoomers RV Resort, LLC. Case No. 2024-30119-S.
Date: Wednesday, April 24, 2024 4:45:49 PM
Attachments: image001.png
image004.png
image005.png
image003.png

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Received.

On Tue, Apr 23, 2024 at 1:24 PM BATES, DONNA <DBATES@idem.in.gov> wrote:

> Dear Ms. Weaver:
>
> Please find attached a copy of Violation Letter regarding Cocojo's A Zoomers RV Resort, LLC. Once you have received this email would you please respond back to me (via e-mail) that you have received the document for our records.
>
> Thank you.
>
> **Donna Bates**
>
> ***Administrative Assistant***
>
> (317) 233-5529 • dbates@idem.IN.gov www.idem.IN.gov

--

Tiffanie Weaver
Zoomers RV & CoCoJo's A Zoomers RV Resort
2503 E SR 524
Wabash, IN 46992
1.260.571.6884
tiffanieweaver2018@gmail.com

SENDER: *COMPLETE THIS SECTION*

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

60-021. (1833) dbates 30119-S
TIFFANIE WEAVER REGISTERED AGENT
COCOJO'S A ZOOMERS RV RESORT LLC
2503 E STATE ROAD 524
WABASH IN 46992

9590 9402 8575 3244 8943 08

2. Article Number *(Transfer from service label)*

7017 2400 0000 0746 3210

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X [signature]
☒ Agent
☐ Addressee

B. Received by *(Printed Name)*
Amy

C. Date of Delivery
4-25

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

RECEIVED
APR 29 2024
DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT
OFFICE OF LAND QUALITY

3. Service Type
☒ Adult Signature
☐ Adult Signature Restricted Delivery
☒ Certified Mail®
☐ Certified Mail Restricted Delivery
☐ Collect on Delivery
☐ Collect on Delivery Restricted Delivery
all
all Restricted Delivery
☐ Priority Mail Express®
☐ Registered Mail™
☐ Registered Mail Restricted Delivery
☐ Signature Confirmation™
☐ Signature Confirmation Restricted Delivery

PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receipt

USPS TRACKING #
INDIANAPOLIS IN 460
25 APR 2024 PM 6 L

9590 9402 8575 3244 8943 08

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

United States Postal Service

• Sender: Please print your name, address, and ZIP+4® in this box•

60-02L 1833 dbates
DEPT OF ENVIRONMENTAL MGMT
OFFICE OF LAND QUALITY ENFORCEMENT
100 N SENATE AVE RM N1101
INDIANAPOLIS IN 46204

24-224141

USPS Tracking®

FAQs >

Remove ✕

Tracking Number:

70172400000007463203

Copy **Schedule a Redelivery (https://tools.usps.com/redelivery.htm)**

Latest Update

This is a reminder to arrange for redelivery of your item before May 9, 2024 or your item will be returned on May 10, 2024. You may arrange redelivery by using the Schedule a Redelivery feature on this page or may pick up the item at the Post Office indicated on the notice.

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Delivery Attempt: Action Needed

Reminder to Schedule Redelivery of your item before May 9, 2024

April 30, 2024

Available for Pickup

LAGRO
830 MAIN ST
LAGRO IN 46941-9998
M-F 0800-1200; SAT 0800-1000
April 26, 2024, 8:30 am

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What Do USPS Tracking Statuses Mean? (https://faq.usps.com/s/article/Where-is-my-package)

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FAQs

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Eric J. Holcomb
Governor

Brian Rockensuess
Commissioner

June 10, 2024

Via Email to: zoomersrvindiana@gmail.com
Mr. Mike Weaver, Owner
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, Indiana 46992

Dear Mr. Weaver:

Re: **Inspection Summary/ Noncompliance Letter**
Cocojo's RV Resort WWTP
NPDES Permit No. IN0041637
Lagro, Wabash County

An inspection of the above-referenced facility or location was conducted by a representative of the Indiana Department of Environmental Management, Northern Regional Office, pursuant to IC 13-18-3-9. A summary of the inspection is provided below:

Date(s) of Inspection:	June 07, 2024
Type of Inspection:	Reconnaissance Inspection
Inspection Results:	Violations were observed.

The following concerns were noted:

On Tuesday, June 4, 2024 IDEM received a complaint regarding a sewage leak at CocoJo's RV Park. IDEM Emergency Response completed the initial investigation. Other agencies that received this complaint included IDNR and Indiana State Board of Health. On June 6, 2024, this inspector was notified by ISBH that there was some indications that the WWTP did not discharge to the Salamonie Reservoir as indicated in the current permit, but did discharge to a small creek prior to entry into the reservoir. This inspection was completed with IDEM Emergency Response staff to dye test the effluent pipe from the treatment plant in hopes of definitively locating the discharge location.

As noted above, dye testing was conducted at the end of the WWTP. Four high visibility dye tablets were placed in the discharge pipe. Within 10 minutes, the neon green dye was visible in a small creek located down a horseman's path and just to the east of the treatment plant. On both the cover page and page 1 of your NPDES permit, it specifically authorizes discharge from the treatment plant into Salamonie Reservoir and does not authorize any other discharge locations. The treatment plant discharge into the creek prior to the reservoir is a violation of Part II. B. 6 of your permit which states: any overflow or release of sanitary wastewater from the wastewater treatment facilities or collection system that results in a discharge to waters of the state and is not specifically authorized by this permit is expressly prohibited. These discharges are subject to the reporting requirements in Part II.C.3 of this permit.

In addition, Pursuant to 327 IAC 5-2-8(11)(E), where the permittee becomes aware that it failed to submit any relevant facts or submitted incorrect information in a permit application or in any report to the Commissioner, the permittee shall promptly submit such facts or corrected information to the Commissioner. ***You must work with the IDEM Municipal Permits staff to modify the permit to accurately reflect the receiving stream. Please reach out to Leigh Voss at LVOSS@idem.IN.gov or by phone at 317-232-8698.***

Part II. A. 1. of your permit requires you to comply with its terms and conditions. Any noncompliance with the terms of your permit may subject you to an enforcement action which can include the imposition of penalties. You are required to immediately take all necessary measures to comply with the terms and conditions of your NPDES Permit, specifically those violations identified above.

Within 30 days of receipt of this letter, a written detailed response documenting correction of the concerns listed above and/or a plan for assuring future compliance must be submitted to this office. Failure to respond adequately to this letter may result in formal enforcement action. Please direct your response to this letter to our letterhead address or via email to wwViolationResponse@idem.IN.gov. Any questions should be directed to Lynn Stackhouse at 317-691-0099 or by email to lstack@idem.IN.gov. Thank you for your attention to this matter.

Sincerely,

James E. Weingart

James E. Weingart, Director
Northern Regional Office

Enclosure

NPDES Wastewater Facility Inspection Report
INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

NPDES Permit Number:	Facility Type:		Facility Classification:	TEMPO AI ID
IN0041637	Mixed Ownership	Minor	I	54426

Date(s) of Inspection:	June 07, 2024
Type of Inspection:	Reconnaissance Inspection

Name and Location of Facility Inspected:	Receiving Waters:	Permit Expiration Date:
Cocojo's RV Resort WWTP 7309 East 400 South — County: Lagro IN 46941 Wabash	Salamonie Reservoir	9/30/2025 Design Flow: 0.012MGD

On Site Representative(s):

First Name	Last Name	Title	Email	Phone
Colin	Bullock	Certified Operator	broadwaymotors4675@att.net	260-388-3007

Was a verbal summary of findings presented to the on-site representative? **Yes**

Certified Operator:	Number:	Class:	Effective Date:	Expiration Date:	Email:
Colin Bullock	13827	IV	7-1-22	6-30-25	broadwaymotors4675@att.net

Cyber Security Contact:
Name: Email:

Responsible Official:		
Mr. Mike Weaver, Owner 2503 E State Road 524 Wabash, Indiana 46992	Permittee: Cocojo's A Zoomers RV Resort, LLC Email: zoomersrvindiana@gmail.com Phone: Fax:	 Contacted? No

INSPECTION FINDINGS

- ○ Conditions evaluated were found to be satisfactory at the time of the inspection. (5)
- ○ Violations were discovered but corrected during the inspection. (4)
- ○ Potential problems were discovered or observed. (3)
- ◉ Violations were discovered and require a submittal from you and/or a follow-up inspection by IDEM. (2)
- ○ Violations were discovered and may subject you to an appropriate enforcement response. (1)

AREAS EVALUATED DURING INSPECTION

(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated

N	Receiving Waters	N	Facility/Site	N	Self-Monitoring	N	Enforcement
N	Effluent	N	Operation	N	Flow Measurement	N	Pretreatment
U	Permit	N	Maintenance	N	Laboratory	N	Effluent Limits Compliance
N	Collection System	N	Sludge Disposal	N	Records/Reports	N	Other:

DETAILED AREA EVALUATIONS

On Tuesday, June 4, 2024 IDEM received a complaint regarding a sewage leak at CocoJo's RV Park. IDEM Emergency Response completed the initial investigation. Other agencies that received this complaint included IDNR and Indiana State Department of Health. On June 6, 2024, this inspector was notified by IDOH that there was some indications that the WWTP did not discharge to the Salamonie Reservoir as indicated in the current permit, but did discharge to a small creek prior to entry into the reservoir.

This inspection was completed with IDEM Emergency Response staff to dye test the effluent pipe from the treatment plant in hopes of definitively locating the discharge location.

Permit:

Comments:

As noted above, dye testing was conducted at the end of the WWTP. Four high visibility dye tablets were placed in the discharge pipe. Within 10 minutes, the neon green dye was visible in a small creek located down a horseman's path and just to the east of the treatment plant. On both the cover page and page 1 of your NPDES permit, it specifically authorizes discharge from the treatment plant into Salamonie Reservoir and does not authorize any other discharge locations. The treatment plant discharge into the creek prior to the reservoir is a violation of Part II. B. 6 of your permit which states: any overflow or release of sanitary wastewater from the wastewater treatment facilities or collection system that results in a discharge to waters of the state and is not specifically authorized by this permit is expressly prohibited. These discharges are subject to the reporting requirements in Part II.C.3 of this permit.

In addition, Pursuant to 327 IAC 5-2-8(11)(E), where the permittee becomes aware that it failed to submit any relevant facts or submitted incorrect information in a permit application or in any report to the Commissioner, the permittee shall promptly submit such facts or corrected information to the Commissioner. You must work with the IDEM Municipal Permits staff to modify the permit to accurately reflect the receiving stream. Please reach out to Leigh Voss at LVOSS@idem.IN.gov or by phone at 317-232-8698.

Effluent Limits Compliance:

No 1. Were DMRs reviewed as part of the inspection?

Comments:

IDEM REPRESENTATIVE

Inspector Name:	Email:	Phone Number:
Lynn Stackhouse	lstack@idem.IN.gov	317-691-0099

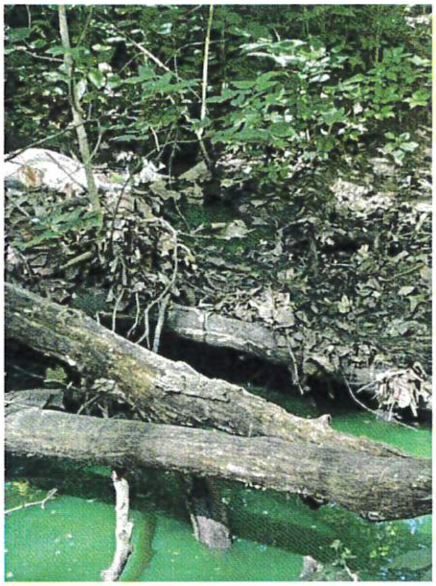
Other staff participating in the inspection:

Name(s)	Phone Number(s)
Dwayne Caldwell - ER	

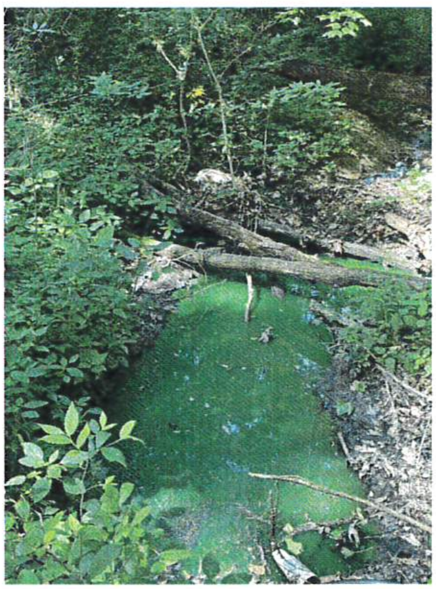
IDEM MANAGER REVIEW

IDEM Manager:	Date:
James E. Weingart	6/10/2024

Inspection Photographs



Facility: **Cocojo's RV Resort WWTP**
Photographer: Lynn Stackhouse
Date: 6/7/2024 Time:
Others Present: Dwayne Caldwell
Location/Description: Discharge pipe location into small creek prior to entry into the Salamonie Reservoir.



Facility: **Cocojo's RV Resort WWTP**
Photographer: Lynn Stackhouse
Date: 6/7/2024 Time:
Others Present: Dwayne Caldwell
Location/Description: Pooled area just downstream of the discharge pipe location into the small creek located prior to entry into the Salamonie Reservoir.

IDEM

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Eric J. Holcomb
Governor

Brian Rockensuess
Commissioner

May 29, 2024

Via Email to: zoomersrvindiana@gmail.com
Mr. Mike Weaver, Owner
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, Indiana 46992

Dear Mr. Weaver:

Re: **Inspection Summary/ Noncompliance Letter**
Cocojo's RV Resort WWTP
NPDES Permit No. IN0041637
Lagro, Wabash County

An inspection of the above-referenced facility or location was conducted by a representative of the Indiana Department of Environmental Management, Northern Regional Office, pursuant to IC 13-18-3-9. A summary of the inspection is provided below:

Date(s) of Inspection:	May 28, 2024
Type of Inspection:	Reconnaissance Inspection
Inspection Results:	Violations were observed.

The following concerns were noted:

1. Effluent was rated as unsatisfactory. Part I. A.2 of the permit prohibits the discharge from any point sources specified within this permit from causing receiving waters, including the mixing zone, to contain substances, materials, floating debris, oil, or scum: (1) that will settle to form putrescent or otherwise objectionable deposits; (2) that are in amounts sufficient to be unsightly or deleterious; (3) that produce color, visible oil sheen, odor, or other conditions in such degree as to create nuisance; (4) which are in amounts sufficient to be acutely toxic to, or to otherwise severely injure or kill aquatic life, other animals, plants, or humans; (5) which are in concentrations or combinations that will cause or contribute to the growth of aquatic plants or algae to such a degree as to create a nuisance, be unsightly, or otherwise impair the designated uses. At the time of the inspection, the effluent was blackish in color and contained visible solids. See attached photograph.

2. The collection system was rated as unsatisfactory. The operator reported that seed sludge was hauled in for the campground's April 1, 2024 opening. However, due to excessive I/I into the collection system, the

operator reported that the plant did experience wash out conditions and much of the MLSS was discharged. Excessive clear water into the collection system is a violation of Part II. B. 1.f of the permit which requires the facility to have an ongoing preventative maintenance program for the sanitary sewer system.

3. Facility/Site was rated as marginal for the following:

   A. The portion of the aeration tank where RAS flows into is covered by heavy 4x4 treated lumber pieces. This lumber is not easily removable or able to be opened to evaluate how the RAS is functioning. A hatch or hinged area needs created to allow the operator access to the end of the aeration tank.
   B. The influent EQ tank is inside the building that also houses the final effluent structure with chlorination and de-chlorination. These areas are only separated by a thin wall and are level with each other. If the raw pumps fail and/or the influent EQ tank overflows all sewage will flow straight into the final tank and then discharge to the reservoir. According to the operator, the raw pumps have a power fail alarm that buzzes inside the building. The plant is not manned on a regular basis but reports that park staff check the plant often. There is no documentation or log of this activity. IDEM suggests that a light alarm also be installed on the outside of the building for both raw pumps power fail and high level in the influent EQ tank.

4. Part II. B. 1 of the permit requires all waste collection, control, treatment, and disposal facilities to be operated as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants. Operation was rated as unsatisfactory for the following: At the time of the inspection, the secondary clarifier was black in color and the surface was covered in bubbles indicating a septic condition. The operator turned on the RAS, but the wastestream did not produce the amount of flow one would expect. It appeared to the inspectors that either the line was partially plugged or not operating effectively. It was suggested that a sludge judge be obtained and sludge settling/depths be recorded. The MLSS appeared lighter than optimal in color and the operator reported very poor settling and solids loss due to high flows. No phosphorus removal chemical was being fed at the time of the inspection. The chemical pump was located inside the building but the chemical drums were located outside of the building and not connected to the pump.

5. Maintenance is rated as unsatisfactory. Part II. B. 1 of the permit requires all waste collection, control, treatment, and disposal facilities to be operated as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants to ensure compliance with the conditions of this permit. The facility description on page 2 of your permit lists a rapid sand filter as part of the treatment train. The unit is not functioning and IDEM is unsure if piping is in place for the wastestream to flow to the filter. Considering the effluent quality noted during this inspection and the very significant number of TSS violations noted in this report, the sand filter

needs to be placed into service.

6. The flow meter did not have a sticker depicting when it was last calibrated and the operator did not have current calibration information available resulting in a marginal rating for flow measurement. Please ensure the meter calibration information is available for review.

7. Records/Reports was rated as marginal for the following: A review of the DMR records indicated you are not consistently reporting the correct number of violations in the 'No Ex' box. this occurred as follows: In June 2023, you reported 3 TSS violations when there were actually 5 and 4 Ammonia violations when there were 6. In July 2023, you reported 2 TSS violations when there were actually 3 and 4 Ammonia violations when there were 7. An accurate accounting of the violations is located in the report. Please revise and re-submit these records.

   The operator did state that if the influent pumps failed the EQ tank would overflow into the final tank and be discharged. This would be a plant bypass and must be properly reported to IDEM.

8. The Effluent Limits Compliance area was rated unsatisfactory due to the following self-reported violations of the limits detailed in Part I. A. of the NPDES Permit:

Month	Year	Outfall	Parameter	Number
June	2023	001	TSS	5
June	2023	001	Ammonia Nitrogen	6
June	2023	001	Phosphorus	1
June	2023	001	Chlorine	1
June	2023	001	CBOD	1
July	2023	001	TSS	3
July	2023	001	Ammonia Nitrogen	7
July	2023	001	Phosphorus	1
August	2023	001	TSS	1
August	2023	001	Ammonia Nitrogen	2
September	2023	001	Ammonia Nitrogen	1
April	2024	001	TSS	4
April	2024	001	Phosphorus	1
April	2024	001	E. coli	1
April	2024	001	CBOD	1

In addition, the facility is being reviewed for Sewer Ban Early Warning (SBEW). Rule 327 IAC 4-1-3 states that when a wastewater treatment plant has reached or is approaching 90% of its hydraulic or organic design capacity, the Commissioner (or the Commissioner's delegate) shall notify it that the imposition of a Sewer Connection Ban may be necessary.

Reported annual seasonal average effluent flow for 2023 was 135% of rated capacity. Flow meter verification at the time of the inspection was not possible due to insufficient head at the v-notch weir. However, based on MRO data, narrative accounts from operations staff, and numerous related issues documented in previous IDEM inspection reports, reported flows are believed to be accurate.

Part II. A. 1. of your permit requires you to comply with its terms and conditions. Any noncompliance with the terms of your permit may subject you to an enforcement action which can include the imposition of penalties. You are required to immediately take all necessary measures to comply with the terms and conditions of your NPDES Permit, specifically those violations identified above.

Within 30 days of receipt of this letter, a written detailed response documenting correction of the concerns listed above and/or a plan for assuring future compliance must be submitted to this office. Failure to respond adequately to this letter may result in formal enforcement action. Please direct your response to this letter to our letterhead address or via email to wwViolationResponse@idem.IN.gov. Any questions should be directed to Lynn Stackhouse at 317-691-0099 or by email to lstack@idem.IN.gov. Thank you for your attention to this matter.

Sincerely,

James E. Weingart

James E. Weingart, Director
Northern Regional Office

Enclosure

NPDES Wastewater Facility Inspection Report
INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

NPDES Permit Number:	Facility Type:		Facility Classification:	TEMPO AI ID
IN0041637	Mixed Ownership	Minor	I	

Date(s) of Inspection: May 28, 2024

Type of Inspection: Reconnaissance Inspection

Name and Location of Facility Inspected:	Receiving Waters:	Permit Expiration Date:
Cocojo's RV Resort WWTP 7309 East 400 South County: Lagro IN 46941 Wabash	Salamonie Reservoir	9/30/2025 Design Flow: 0.012MGD

On Site Representative(s):

First Name	Last Name	Title	Email	Phone
Colin	Bullock	Certified Operator	broadwaymotors4675@att.net	260-388-3007

Was a verbal summary of findings presented to the on-site representative? **Yes**

Certified Operator:	Number:	Class:	Effective Date:	Expiration Date:	Email:
Colin Bullock	13827	IV	7-1-22	6-30-25	broadwaymotors4675@att.net

Cyber Security Contact:

Name: Email:

Responsible Official:	
Mr. Mike Weaver, Owner 2503 E State Road 524 Wabash, Indiana 46992	Permittee: Cocojo's A Zoomers RV Resort, LLC Email: zoomersrvindiana@gmail.com Phone: Contacted? Fax:

INSPECTION FINDINGS

○ Conditions evaluated were found to be satisfactory at the time of the inspection. (5)

○ Violations were discovered but corrected during the inspection. (4)

○ Potential problems were discovered or observed. (3)

◉ Violations were discovered and require a submittal from you and/or a follow-up inspection by IDEM. (2)

○ Violations were discovered and may subject you to an appropriate enforcement response. (1)

AREAS EVALUATED DURING INSPECTION

(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated)

N	Receiving Waters	M	Facility/Site	N	Self-Monitoring	N	Enforcement
U	Effluent	U	Operation	M	Flow Measurement	N	Pretreatment
N	Permit	U	Maintenance	N	Laboratory	U	Effluent Limits Compliance
U	Collection System	N	Sludge Disposal	M	Records/Reports	U	Other: Capacity

DETAILED AREA EVALUATIONS

Receiving Waters:

Comments:

The facility discharges subsurface in the Salamonie Reservoir. The reservoir was not evaluated for compliance during this inspection.

Effluent:

Comments:

Effluent was rated as unsatisfactory. Part I. A.2 of the permit prohibits the discharge from any point sources specified within this permit from causing receiving waters, including the mixing zone, to contain substances, materials, floating debris, oil, or scum: (1) that will settle to form putrescent or otherwise objectionable deposits; (2) that are in amounts sufficient to be unsightly or deleterious; (3) that produce color, visible oil sheen, odor, or other conditions in such degree as to create nuisance; (4) which are in amounts sufficient to be acutely toxic to, or to otherwise severely injure or kill aquatic life, other animals, plants, or humans; (5) which are in concentrations or combinations that will cause or contribute to the growth of aquatic plants or algae to such a degree as to create a nuisance, be unsightly, or otherwise impair the designated uses. At the time of the inspection, the effluent was blackish in color and contained visible solids. See attached photograph.

A field screening ammonia test indicated effluent ammonia concentration >6.0 mg/L.

Collection System:

Comments:

The collection system was rated as unsatisfactory. The operator reported that seed sludge was hauled in for the campground's April 1, 2024 opening. However, due to excessive I/I into the collection system, the operator reported that the plant did experience wash out conditions and much of the MLSS was discharged. Excessive clear water into the collection system is a violation of Part II. B. 1.f of the permit which requires the facility to have an ongoing preventative maintenance program for the sanitary sewer system.

Facility/Site:

Comments:

The facility consists of an influent splitter box, influent EQ tank, aeration, secondary clarifier, sand filtration, chemical disinfection and post aeration. The sand filter was out of service and will be addressed in the Maintenance area of this report.

Facility/Site was rated as marginal for the following:

A. The portion of the aeration tank where RAS flows into is covered by heavy 4x4 treated lumber pieces. This lumber is not easily removable or able to be opened to evaluate how the RAS is functioning. A hatch or hinged area needs created to allow the operator access to the end of the aeration tank.
B. The influent EQ tank is inside the building that also houses the final effluent structure with chlorination and de-chlorination. These areas are only separated by a thin wall and are level with each other. If the raw pumps fail and/or the influent EQ tank overflows all sewage will flow straight into the final tank and then discharge to the reservoir. According to the operator, the raw pumps have a power fail alarm that buzzes inside the building. The plant is not manned on a regular basis but reports that park staff check the plant often. There is no documentation or log of this activity. IDEM suggests that a light alarm also be installed on the outside of the building for both raw pumps power fail and high level in the influent EQ tank.

Over the winter months of 2023-2024, the influent line was rerouted to the surge tank. This allows for influent to either be recycled into the surge tank or flow into the EQ tank at a steady rate. Also updated were new influent pumps, new control panel, new aeration air lines and new diffusers.

Operation:

Comments:

Part II. B. 1 of the permit requires all waste collection, control, treatment, and disposal facilities to be operated as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants. Operation was rated as unsatisfactory for the following:

A. At the time of the inspection, the secondary clarifier was black in color and the surface was covered in bubbles indicating a septic condition. The operator turned on the RAS, but the wastestream did not produce the amount of flow one would expect. It appeared to the inspectors that either the line was partially plugged or not operating effectively. It was suggested that a sludge judge be obtained and sludge settling/depths be recorded.
B. The MLSS appeared lighter than optimal in color and the operator reported very poor settling and solids loss due to high flows.
C. No phosphorus removal chemical was being fed at the time of the inspection. The chemical pump was located inside the building but the chemical drums were located outside of the building and not connected to the pump.

In addition, a log needs to be kept of all plant checks by both operation and park staff.

Maintenance:

Comments:

Maintenance is rated as unsatisfactory. Part II. B. 1 of the permit requires all waste collection, control, treatment, and disposal facilities to be operated as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants to ensure compliance with the conditions of this permit. The facility description on page 2 of your permit lists a rapid sand filter as part of the treatment train. The unit is not functioning and IDEM is unsure if piping is in place for the wastestream to flow to the filter. Considering the effluent quality noted during this inspection and the very significant number of TSS violations noted in this report, the sand filter needs to be placed into service.

Flow Measurement:

Comments:

The flow meter did not have a sticker depicting when it was last calibrated and the operator did not have current calibration information available. Please ensure the meter calibration information is available for review.

Records/Reports:

The following records/reports were reviewed:

DMRs for the period of June 2023 to April 2024 were reviewed as part of the inspection.

Comments:

Records/Reports was rated as marginal for the following:

A. A review of the DMR records indicated you are not consistently reporting the correct number of violations in the 'No Ex' box. this occurred as follows:
   1. In June 2023, you reported 3 TSS violations when there were actually 5 and 4 Ammonia violations when there were 6.
   2. In July 2023, you reported 2 TSS violations when there were actually 3 and 4 Ammonia violations when there were 7.

An accurate accounting of the violations is located in the report. Please revise and re-submit these records.

The operator did state that if the influent pumps failed the EQ tank would overflow into the final tank and be discharged. This would be a plant bypass and must be properly reported to IDEM.

Effluent Limits Compliance:

Yes 1. Were DMRs reviewed as part of the inspection?

DMRs for the period of June 2023 to April 2024 were reviewed as part of the inspection.

Yes 2. Were violations noted during the review of DMRs?

The Effluent Limits Compliance area was rated unsatisfactory due to the following self-reported violations of the limits detailed in Part I. A. of the NPDES Permit:

Month	Year	Outfall	Parameter	Number
June	2023	001	TSS	5
June	2023	001	Ammonia Nitrogen	6
June	2023	001	Phosphorus	1
June	2023	001	Chlorine	1
June	2023	001	CBOD	1
July	2023	001	TSS	3
July	2023	001	Ammonia Nitrogen	7
July	2023	001	Phosphorus	1
August	2023	001	TSS	1
August	2023	001	Ammonia Nitrogen	2
September	2023	001	Ammonia Nitrogen	1
April	2024	001	TSS	4
April	2024	001	Phosphorus	1
April	2024	001	E. coli	1
April	2024	001	CBOD	1

Comments:

Other:

Capacity

Comments:

The facility is being reviewed for Sewer Ban Early Warning (SBEW). Rule 327 IAC 4-1-3 states that when a wastewater treatment plant has reached or is approaching 90% of its hydraulic or organic design capacity, the Commissioner (or the Commissioner's delegate) shall notify it that the imposition of a Sewer Connection Ban may be necessary.

Reported annual seasonal average effluent flow for 2023 was 135% of rated capacity. Flow meter verification at the time of the inspection was not possible due to insufficient head at the v-notch weir. However, based on MRO data, narrative accounts from operations staff, and numerous related issues documented in previous IDEM inspection reports, reported flows are believed to be accurate.

IDEM REPRESENTATIVE

Inspector Name: Email: Phone Number:

Lynn Stackhouse	lstack@idem.IN.gov	317-691-0099
Other staff participating in the inspection:		
Name(s)	Phone Number(s)	
Holly Zurcher - WW Inspections		

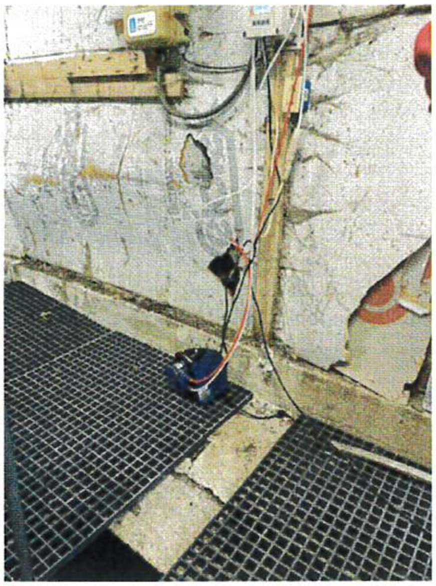
IDEM MANAGER REVIEW	
IDEM Manager:	Date:
James E. Weingart	5/29/2024

Inspection Photographs

Facility: **Cocojo's RV Resort WWTP**	
Photographer: Holly Zurcher	
Date: 5/28/2024	Time:
Others Present: Lynn Stackhouse	
Location/Description: Final effluent	

Facility: **Cocojo's RV Resort WWTP**	
Photographer: Holly Zurcher	
Date: 5/28/2024	Time:
Others Present: Lynn Stackhouse	
Location/Description: Field screening test for effluent ammonia.	

Facility: **Cocojo's RV Resort WWTP**	
Photographer: Holly Zurcher	
Date: 5/28/2024	Time:
Others Present: Lynn Stackhouse	
Location/Description: Secondary clarifier.	



Facility:	
Cocojo's RV Resort WWTP	
Photographer:	
Holly Zurcher	
Date: 5/28/2024	Time:
Others Present:	
Lynn Stackhouse	
Location/Description:	
Pump for phosphorus removal chemical.	

Facility:	
Cocojo's RV Resort WWTP	
Photographer:	
Holly Zurcher	
Date: 5/28/2024	Time:
Others Present:	
Lynn Stackhouse	
Location/Description:	
Totes with phosphorus removal chemical. Not connected to the pump. No chemical being fed to the plant.	

Indiana Department of Environmental Management
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(800) 451-6027 • (317) 232-8603 • www.idem.IN.gov

Eric J. Holcomb
Governor

Brian Rockensuess
Commissioner

May 30, 2024

Via Email to: zoomersrvindiana@gmail.com
Mr. Mike Weaver, Owner
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, Indiana 46992

Dear Mr. Weaver:

Re: Sewer Ban Early Warning
Cocojo's RV Resort WWTP
NPDES Permit No. IN0041637
Lagro, Wabash County

This letter serves as notice that, pursuant to 327 Indiana Administrative Code (IAC) 4-1-3, a Sewer Ban Early Warning notice is being given to the Cocojo's RV Resort WWTP. Rule 327 IAC 4-1-3 states that when a wastewater treatment plant has reached or is approaching 90% of its hydraulic or organic design capacity, the Commissioner (or the Commissioner's delegate) shall notify it that the imposition of a Sewer Connection Ban may be necessary.

The Office of Water Quality has evaluated discharge records submitted by the Cocojo's RV Resort WWTP and finds that a chronic hydraulic overload condition exists. This determination is based on a review of the reported effluent flow data for the annual period(s) of 2023 for which the annual average rate(s) of effluent flow was 135%, based on the treatment facility design flow of 0.012 mgd.

We view the early warning notification process as a service to local government officials. The early warning notification is intended to alert the owners and operators of wastewater treatment systems to potential problems, and initiate a process for evaluation of existing conditions, plan for future solutions, and arrange for funding in case capital improvements are required.

One impact of the early warning notification is that if additional connections to the Cocojo's RV Resort WWTP collection and treatment system are requested that would require a construction permit, they will be subject to close scrutiny by this department. The approval of any future connections would have to be evaluated for the possibility of significant additional load to the wastewater treatment plant or contribution to bypassing or the discharge of insufficiently treated sewage.

Furthermore, the rule which governs the overload condition of wastewater treatment facilities also contains a provision for the imposition of a ban on future wastewater connections. A sewer connection ban may be imposed if the excessive hydraulic and/or organic loading to the wastewater treatment plant continues, or the addition of wastewater from new sources is likely to result in the bypassing or the discharge of insufficiently treated sewage. An excerpt from 327 IAC 4 is included for your reference.

Within 30 days of receipt of this letter, a written detailed response describing a plan for resolving this hydraulic loading issue must be submitted to this office. Failure to respond with an adequate plan may result in the escalation to a Sewer Connection Ban pursuant to 327 IAC 4-1-4. Please direct your written response to Holly Zurcher via email at wwViolationResponse@idem.IN.gov

If you have any questions, please do not hesitate to contact Holly Zurcher at 317-954-8028 or by email at hzurcher@idem.IN.gov.

Sincerely,

Kim Rohr, Chief
Wastewater Inspection Section
Office of Water Quality

Enclosure

Cc: Missy Nunnery, Facility Construction

IDEM

Indiana Department of Environmental Management
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Eric J. Holcomb
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The following is an excerpt from 327 IAC 4, which applies to this correspondence:

327 IAC 4-1-1 Purpose

This article is promulgated in order to prevent the excessive hydraulic or organic, or both, overloading of POTWs or semipublic facilities resulting in the subsequent discharge or bypassing of insufficiently treated wastewater due to:
(1) new sewer connections to; or
(2) poor operation and maintenance of;
the facilities.

327 IAC 4-1-3 Early warning system

Whenever, in the determination of the commissioner, a semipublic facility or POTW has reached or is approaching ninety percent (90%) of its hydraulic or organic design capacity, the commissioner shall notify the semipublic facility or POTW that it may be necessary, because of such condition, to impose a sewer connection ban if action is not taken by the semipublic facility or POTW to accommodate additional flow or loading. The notification shall be:
(1) by certified mail, return receipt requested; and
(2) directed to the:
(A) principal executive officer;
(B) ranking elected official; or
(C) authorized agent;
of the semipublic facility or POTW.
Failure of the commissioner to provide the notification to the semipublic facility or POTW shall not preclude the imposition of a sewer connection ban as authorized by this article.

327 IAC 4-1-4 Imposition of sewer connection bans

(a) The commissioner may impose a ban on further sewer connections to the semipublic facility or POTW whenever, in the determination of the commissioner:
(1) hydraulic or organic overloading of a semipublic facility or POTW exists or is impending and the introduction into the semipublic facility or POTW of additional wastewater from new or existing sources is likely to result in the discharge or bypassing of insufficiently treated wastewater; or
(2) poor operation and maintenance practices have, or are likely to, result in the discharge or bypassing of insufficiently treated wastewater.
(b) The sewer connection ban shall prohibit the connection or introduction of additional wastewater into the semipublic facility or POTW, except as otherwise provided under this article.

327 IAC 4-1-5 Notification of imposition of sewer connection ban

(a) Whenever the commissioner has determined to impose a ban on further sewer connections to a POTW, the commissioner shall notify the principal executive officer, the ranking elected official, or the authorized agent or representative of the POTW of such determination by certified mail, return receipt requested.
(b) Whenever the commissioner has determined to impose a ban on further sewer connections to a semipublic facility, the commissioner shall notify the owner, chief executive officer, or authorized agent or representative of the semipublic facility of such determination by certified mail, return receipt requested.

327 IAC 4-1-6 Grounds and procedures for obtaining waivers of sewer connection bans

(a) Requests for connections from new or existing sources to a semipublic facility or POTW where a sewer connection ban is in effect may be approved if it is determined by the commissioner that any of the following conditions exist:

(1) The:

(A) connection will eliminate an existing health hazard; and

(B) resulting public health benefit is considered to outweigh the adverse impact of any reduction in the effluent quality

from the semipublic facility or POTW.

(2) A semipublic facility or POTW expansion project:

(A) is under construction; and

(B) will be completed in such time as to accommodate the new connections.

(3) An equivalent amount of infiltration or wastewater is removed from the system, thus assuring that the additional wastewater will receive treatment.

(4) The commissioner is assured that additional water pollution treatment/control facilities, such as chemical feed equipment, will be provided such that the effluent from the semipublic facility or POTW will not deteriorate beyond its present quality.

(5) Other assurances are provided that the additional wastewater to be discharged into the semipublic facility or POTW shall receive adequate treatment.

(b) Requests by POTWs for the waiver of a sewer connection ban for new or existing sources should be submitted by the principal executive officer or ranking elected official of the POTW to the commissioner. Requests by semipublic facilities for the waiver of a sewer connection ban for new or existing sources should be submitted by the owner, chief executive officer, or authorized agent or representative of the semipublic facility to the commissioner. The request for waiver of a sewer ban should contain, at a minimum, the projected:

(1) flow and pollutant loadings from the proposed connection or connections; and

(2) impact upon the semipublic facility or POTW.

327 IAC 4-1-7 Grounds for termination of sewer connection ban

A sewer connection ban may be terminated by the commissioner when either of the following exist:

(1) A demonstrated wastewater treatment facility improvement to meet applicable NPDES permit limitations has been completed.

(2) It is demonstrated to the satisfaction of the commissioner that an existing hydraulic/organic overloaded condition has been or will be discontinued for a continuous period of twelve (12) months from the date additional connections will be made.

327 IAC 4-1-8 Exclusions from sewer connection bans

The following shall be excluded from the requirements of sewer connection bans:

(1) Single-family dwellings erected on vacant lots served by an existing sanitary sewer.

(2) Projects that possess a valid construction permit issued under 327 IAC 3-2 prior to the imposition of a sewer connection ban.

Indiana Department of Environmental Management
Emergency Response Incident Report

Description

Incident # 112732

Incident Description: Sewage From Campground Entering Salamonie Reservoir
Incident Type: Emergency Response-Non-reportable Spill
Occurred Date/Time: 06/01/2024 11:00 am
Regulatory Program: Emergency Response
Sub-Program: Commercial
Follow-Up Priority: 3-Low
Follow-Up Status: Closed
Incident Priority: 3-Low
Incident Status: Closed
Closure Method: Referred Inside IDEM
Weather Condition: Calm
Lead Investigator: Caldwell, Dwayne
Resolution Desc: Correspondence
Deployment
Referralsewage
Other Substance: Sewage
Media Impacted: Surface Soil
Surface Water
Orgs Contacted: Indiana Department Of Natural Resources

Location

Location Description: CoCoJo's RV Campground
4115 S 700 E
Lagro
Wabash County
Region Code: Indianapolis Office
County: Wabash
Latitude DD: 40.7682
Longitude DD: -85.6554
Method: Interpolation-Map
System: Lat.\Long - Decimal Degrees
Datum: NAD83
Collected By: IDEM Staff
Waterbody: Salamonie Lake

Indiana Department of Environmental Management
Emergency Response Incident Report

Actions

Task	Staff Assigned	Start Date	Due Date	Completed Date	Hours Spent
Perform Initial Field Response	Caldwell, Dwayne			06/03/2024	
Comments: Met Cheryl with the campground on site. Did not observe any obvious violations.					
Complete Emergency Response	Caldwell, Dwayne			06/03/2024	
Conduct Follow-up	Caldwell, Dwayne			06/06/2024	
Comments: OSC contacted by Lynn Stackhouse IDEM Wastewater Inspections requesting assistance for an inspection of the site. Inspection scheduled for 6/7/24 at 10:00.					
Perform Follow-up Field Response	Caldwell, Dwayne			06/07/2024	
Comments: Met on site with Lynn Stackhouse IDEM WW and Collin the WWTP operator. OSC added tracing dye tablets to the WWTP effluent. The dye appeared on the west side of the bridal trail in a ravine within five minutes. OSC notified the following regarding the use of dye. IDNR LE Dispatch Wabash County EMA Chase Wilson USACE Ronnie Hileman Mr. Wilson was unaware of the NPDES permit and will check if the ACE has a similar permit on file. He later provided a copy of an easement. OSC sent this to Ms. Stackhouse.					

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Eric J. Holcomb
Governor

Brian Rockensuess
Commissioner

June 10, 2024

Via Email to: zoomersrvindiana@gmail.com
Mr. Mike Weaver, Owner
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, Indiana 46992

Dear Mr. Weaver:

Re: **Inspection Summary/ Noncompliance Letter**
Cocojo's RV Resort WWTP
NPDES Permit No. IN0041637
Lagro, Wabash County

An inspection of the above-referenced facility or location was conducted by a representative of the Indiana Department of Environmental Management, Northern Regional Office, pursuant to IC 13-18-3-9. A summary of the inspection is provided below:

Date(s) of Inspection:	June 07, 2024
Type of Inspection:	Reconnaissance Inspection
Inspection Results:	Violations were observed.

The following concerns were noted:

On Tuesday, June 4, 2024 IDEM received a complaint regarding a sewage leak at CocoJo's RV Park. IDEM Emergency Response completed the initial investigation. Other agencies that received this complaint included IDNR and Indiana State Board of Health. On June 6, 2024, this inspector was notified by ISBH that there was some indications that the WWTP did not discharge to the Salamonie Reservoir as indicated in the current permit, but did discharge to a small creek prior to entry into the reservoir. This inspection was completed with IDEM Emergency Response staff to dye test the effluent pipe from the treatment plant in hopes of definitively locating the discharge location.

As noted above, dye testing was conducted at the end of the WWTP. Four high visibility dye tablets were placed in the discharge pipe. Within 10 minutes, the neon green dye was visible in a small creek located down a horseman's path and just to the east of the treatment plant. On both the cover page and page 1 of your NPDES permit, it specifically authorizes discharge from the treatment plant into Salamonie Reservoir and does not authorize any other discharge locations. The treatment plant discharge into the creek prior to the reservoir is a violation of Part II. B. 6 of your permit which states: any overflow or release of sanitary wastewater from the wastewater treatment facilities or collection system that results in a discharge to waters of the state and is not specifically authorized by this permit is expressly prohibited. These discharges are subject to the reporting requirements in Part II.C.3 of this permit.

In addition, Pursuant to 327 IAC 5-2-8(11)(E), where the permittee becomes aware that it failed to submit any relevant facts or submitted incorrect information in a permit application or in any report to the Commissioner, the permittee shall promptly submit such facts or corrected information to the Commissioner. ***You must work with the IDEM Municipal Permits staff to modify the permit to accurately reflect the receiving stream. Please reach out to Leigh Voss at LVOSS@idem.IN.gov or by phone at 317-232-8698.***

Part II. A. 1. of your permit requires you to comply with its terms and conditions. Any noncompliance with the terms of your permit may subject you to an enforcement action which can include the imposition of penalties. You are required to immediately take all necessary measures to comply with the terms and conditions of your NPDES Permit, specifically those violations identified above.

Within 30 days of receipt of this letter, a written detailed response documenting correction of the concerns listed above and/or a plan for assuring future compliance must be submitted to this office. Failure to respond adequately to this letter may result in formal enforcement action. Please direct your response to this letter to our letterhead address or via email to wwViolationResponse@idem.IN.gov. Any questions should be directed to Lynn Stackhouse at 317-691-0099 or by email to lstack@idem.IN.gov. Thank you for your attention to this matter.

Sincerely,

James E. Weingart

James E. Weingart, Director
Northern Regional Office

Enclosure

NPDES Wastewater Facility Inspection Report
INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

NPDES Permit Number:	Facility Type:		Facility Classification:	TEMPO AI ID
IN0041637	Mixed Ownership	Minor	I	54426

Date(s) of Inspection:	June 07, 2024
Type of Inspection:	Reconnaissance Inspection

Name and Location of Facility Inspected:	Receiving Waters:	Permit Expiration Date:
Cocojo's RV Resort WWTP 7309 East 400 South Lagro IN 46941 County: Wabash	Salamonie Reservoir	9/30/2025 Design Flow: 0.012MGD

On Site Representative(s):

First Name	Last Name	Title	Email	Phone
Colin	Bullock	Certified Operator	broadwaymotors4675@att.net	260-388-3007

Was a verbal summary of findings presented to the on-site representative? **Yes**

Certified Operator:	Number:	Class:	Effective Date:	Expiration Date:	Email:
Colin Bullock	13827	IV	7-1-22	6-30-25	broadwaymotors4675@att.net

Cyber Security Contact:

Name: Email:

Responsible Official:		
Mr. Mike Weaver, Owner 2503 E State Road 524 Wabash, Indiana 46992	Permittee: Cocojo's A Zoomers RV Resort, LLC Email: zoomersrvindiana@gmail.com Phone: Fax:	Contacted? No

INSPECTION FINDINGS

- ○ Conditions evaluated were found to be satisfactory at the time of the inspection. (5)
- ○ Violations were discovered but corrected during the inspection. (4)
- ○ Potential problems were discovered or observed. (3)
- ◉ Violations were discovered and require a submittal from you and/or a follow-up inspection by IDEM. (2)
- ○ Violations were discovered and may subject you to an appropriate enforcement response. (1)

AREAS EVALUATED DURING INSPECTION

(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated)

N	Receiving Waters	N	Facility/Site	N	Self-Monitoring	N	Enforcement
N	Effluent	N	Operation	N	Flow Measurement	N	Pretreatment
U	Permit	N	Maintenance	N	Laboratory	N	Effluent Limits Compliance
N	Collection System	N	Sludge Disposal	N	Records/Reports	N	Other:

DETAILED AREA EVALUATIONS

On Tuesday, June 4, 2024 IDEM received a complaint regarding a sewage leak at CocoJo's RV Park. IDEM Emergency Response completed the initial investigation. Other agencies that received this complaint included IDNR and Indiana State Department of Health. On June 6, 2024, this inspector was notified by IDOH that there was some indications that the WWTP did not discharge to the Salamonie Reservoir as indicated in the current permit, but did discharge to a small creek prior to entry into the reservoir.

This inspection was completed with IDEM Emergency Response staff to dye test the effluent pipe from the treatment plant in hopes of definitively locating the discharge location.

Permit:

Comments:

As noted above, dye testing was conducted at the end of the WWTP. Four high visibility dye tablets were placed in the discharge pipe. Within 10 minutes, the neon green dye was visible in a small creek located down a horseman's path and just to the east of the treatment plant. On both the cover page and page 1 of your NPDES permit, it specifically authorizes discharge from the treatment plant into Salamonie Reservoir and does not authorize any other discharge locations. The treatment plant discharge into the creek prior to the reservoir is a violation of Part II. B. 6 of your permit which states: any overflow or release of sanitary wastewater from the wastewater treatment facilities or collection system that results in a discharge to waters of the state and is not specifically authorized by this permit is expressly prohibited. These discharges are subject to the reporting requirements in Part II.C.3 of this permit.

In addition, Pursuant to 327 IAC 5-2-8(11)(E), where the permittee becomes aware that it failed to submit any relevant facts or submitted incorrect information in a permit application or in any report to the Commissioner, the permittee shall promptly submit such facts or corrected information to the Commissioner. You must work with the IDEM Municipal Permits staff to modify the permit to accurately reflect the receiving stream. Please reach out to Leigh Voss at LVOSS@idem.IN.gov or by phone at 317-232-8698.

Effluent Limits Compliance:

No 1. Were DMRs reviewed as part of the inspection?

Comments:

IDEM REPRESENTATIVE

Inspector Name:	Email:	Phone Number:
Lynn Stackhouse	lstack@idem.IN.gov	317-691-0099

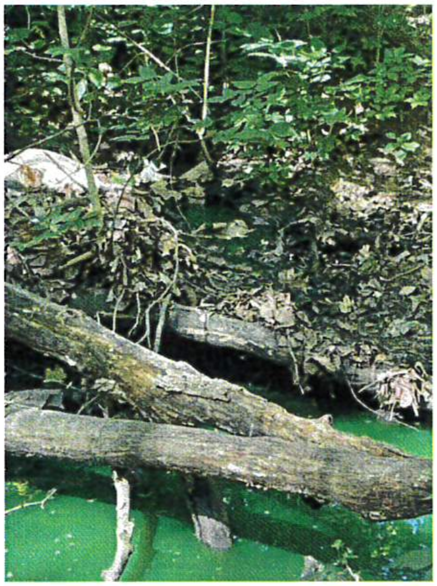
Other staff participating in the inspection:

Name(s)	Phone Number(s)
Dwayne Caldwell - ER	

IDEM MANAGER REVIEW

IDEM Manager:	Date:
James E. Weingart	6/10/2024

Inspection Photographs



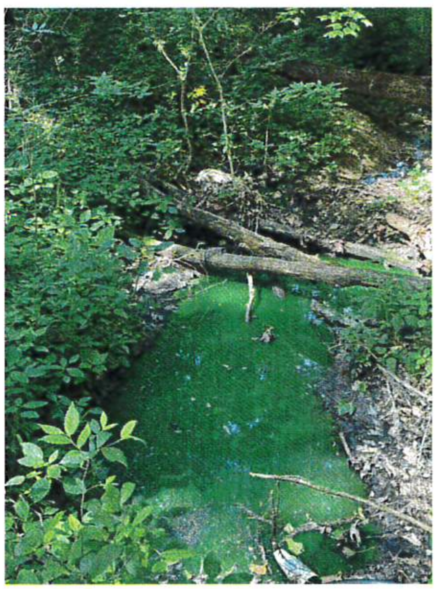
Facility:
Cocojo's RV Resort WWTP

Photographer:
Lynn Stackhouse

Date: 6/7/2024 Time:

Others Present:
Dwayne Caldwell

Location/Description:
Discharge pipe location into small creek prior to entry into the Salamonie Reservoir.



Facility:
Cocojo's RV Resort WWTP

Photographer:
Lynn Stackhouse

Date: 6/7/2024 Time:

Others Present:
Dwayne Caldwell

Location/Description:
Pooled area just downstream of the discharge pipe location into the small creek located prior to entry into the Salamonie Reservoir.

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Eric J. Holcomb
Governor

Brian Rockensuess
Commissioner

August 12, 2024

Via Email to: zoomersrvindiana@gmail.com
Mr. Mike Weaver, Owner
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, Indiana 46992

Dear Mr. Weaver:

Re: **Inspection Summary/ Enforcement Referral**
Cocojo's RV Resort WWTP
NPDES Permit No. IN0041637
Lagro, Wabash County

An inspection of the above-referenced facility or location was conducted by a representative of the Indiana Department of Environmental Management, Northern Regional Office, pursuant to IC 13-18-3-9. A summary of the inspection is provided below:

Date(s) of Inspection:	August 08, 2024
Type of Inspection:	Compliance Evaluation Inspection
Inspection Results:	Violations were observed and will be referred to the Enforcement Section.

The following concerns were noted:

1. On June 6, 2024, IDEM conducted dye testing to locate the actual outfall from the treatment plant. Testing revealed that the discharge was not directly into the Salamonie Reservoir as stated in the permit but actually into a tributary to the reservoir. At that time, the area where the dye was located was ponded with water from recent heavy rainfall and difficult to evaluate. On the date of this inspection, the area was not ponded. The outfall pipe itself appears to be buried behind the bank and covered with vegetation/fallen trees. The area just below the outfall was full of solids/soil and no water could flow freely. The actual outfall must be accessible for inspection and flow from the outfall should not be ponded, resulting in settled solids in the receiving stream. Access to the outfall is required by Part II. A. 16 of the permit which states the permittee to allow access to any discharge of pollutants or wastestream for purposes of evaluating compliance with the permit. Any settled solids in the receiving stream attributed to the effluent discharge is a violation of Part I. A. 2 of your permit, 327 IAC 2-1-6(a)(1) and IC 13-18-4-5.

2. Facility/Site is rated as unsatisfactory. The facility has a sand filter that is recognized in the permit as a unit of treatment. This unit has been out of service for several years and is thought to be inoperable. Sand filters are used to remove TSS prior to the effluent discharge to the receiving stream. According to onsite staff, the recreational season is from April to October annually or 7 months annually. Records indicate that over the past 3 recreational seasons (2022-2024) you have violated effluent TSS limits in 14 of the 17 months. The sand filter being inoperable and a needed unit of treatment is a violation of Part II. B. 1 of the permit which requires all waste collection, control, treatment, and disposal facilities to be operated as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants.

3. Maintenance was rated as unsatisfactory due to the sand filter being out of service due to mechanical failure. This is a violation of Part II. B. 1 of the permit which requires all waste collection, control, treatment, and disposal facilities to be operated as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants, with adequate operating staff which is duly qualified to carry out the operation, maintenance, and testing functions required to ensure compliance with the conditions of this permit. In addition, there are is no preventative maintenance documentation for any other units of treatment.

4. Self Monitoring was rated as unsatisfactory for the following:

   A. Part I. A. 1 of the permit which sets forth the effluent monitoring frequencies applicable to the discharge from outfall 001. Dissolved Oxygen bench sheets indicated that DO testing is not being completed twice in 24 hours two times a week as required by the permit.
   B. Part I. B. 6 of the permit requires the permittee to record specific information as described, for each measurement or sample taken pursuant to the requirements of this permit. These requirements include: a. the date, exact place and time of sampling or measurements; b. the person who performed the sampling or measurements; c. the date(s) and time(s) analyses were performed; d. the person(s) who performed the analyses; e. the analytical techniques or methods used; and f. the results of such measurements and analyses. At the time of the inspection there was no sample collection documentation vs analysis time (person/date/location/time) for TSS, CBOD, ammonia, phosphorus, and chlorine.

   These violations were also brought to your attention in the July 26, 2023 inspection. In your response, received by IDEM on August 18, 2023, you stated that sampling documentation would be improved; however, it appears little improvement has been made.

5. Flow measurement was rated as unsatisfactory. Part I. A. 1 [1] of the permit requires that the effluent flow meter be calibrated at least once annually. The current flow meter has no calibration information listed and

the certified operator was asked to provide this inspector with the calibration information following the inspection. This information was not provided to IDEM and it appears the meter has not been properly calibrated. In addition, IDEM must question the validity of the flow measurements considering the extreme drop in effluent flow volume starting at the end of May 2024. This lack of meter calibration was also noted in the May 28, 2024 inspection.

6. Laboratory was rated as unsatisfactory for the following:

   A. Part I. B. 6 of the NPDES permit which requires the permittee to record specific information as described, for each measurement or sample taken pursuant to the requirements of this permit. All bench sheets, with the exception of E. coli, was lacking test method, laboratory analyst, sample set up time, times associated within individual test methods and many dates were missing.
   B. Part I. B. 5 of the permit requires that the analytical and sampling methods used conform to the current version of 40 CFR, Part 136, unless otherwise specified. At the time of the inspection the following violations were noted:
      A. There is no pH or DO meter calibration documentation.
      B. TSS - the information needs to be expanded to include filter residual, set up vs sample date, and time in oven. There is no QA/QC testing being completed.
      C. CBOD - In nearly half of the effluent samples, the DO remaining after 5 days is well below the required 1 mg/L. These sample results are considered inaccurate and should not be reported. If no other value is available for reporting purposes, a note in the comments area of the MRO needs to be included depicting which samples do not meet the testing criteria. Some CBOD blanks are depleting more than the allowed maximum depletion of .2 mg/L. Blanks are considered part of the test method and not quality control testing.
      D. Ammonia and phosphorus testing is only being recorded as a result and depicting which TNT vial used (high range/low range). Sample collection person/day/time and set up day/time/person must be included. No QA/QC testing is being completed. At a minimum, either duplicates or a known standard must be analyzed.
      E. With the exception of 1 CBOD duplicate, there is no QA/QC testing being completed. In accordance with Standard Methods, 10% of each batch of samples (per parameter) must be of a quality control nature. Blanks are not considered QA/QC but rather part of the test method. QA/QC testing includes duplicates and known concentration analysis.

7. The requested DMR and MRO reports were on site. However, Records/Reports was rated as unsatisfactory for not including a reason for any reported noncompliance in either the MRO DMR comments area. When effluent limitation violations occur, an explanation needs to be included on the report or a Noncompliance Notification submitted to IDEM

as noted in the permit. The lack of providing an explanation for effluent limit exceedances is in violation of Part II. C. 4 of the permit which states pursuant to 327 IAC 5-2-8(11)(D), the permittee shall report any instance of noncompliance not reported under the "Incident Reporting Requirements" in Part II.C.3 at the time the pertinent Discharge Monitoring Report is submitted. The written submission shall contain: a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and, if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate and prevent the noncompliance.

8. The Effluent Limits Compliance area was rated unsatisfactory due to the following self-reported violations of the limits detailed in Part I. A. of the NPDES Permit:

Month	Year	Outfall	Parameter	Number
May	2024	001	TSS	5
May	2024	001	Ammonia Nitrogen	1
April	2024	001	Phosphorus	1
June	2024	001	TSS	3

Effluent violation from June 2023 through April 2024 were cited in the May 28, 2024 inspection report.

9. Inspections were conducted on May 28, 2024 and on June 7, 2024. Both letters cited violations of your NPDES permit and both letters required a written response within 30 days. On July 8, 2024, this inspector notified your certified operator that no response letters had been received, To date, IDEM has still not received a response to either of the previous Noncompliance letters.

Please refer to the Permit, Collection System, and Operation areas for additional items of concern.

Within 10 days of receipt of this letter, a written detailed response documenting correction of the concerns listed above and/or a plan for assuring future compliance must be submitted to this office. Please direct your response to this letter to our letterhead address or via email to wwViolationResponse@idem.IN.gov. Additionally, this matter is being referred to the OWQ Enforcement Section for appropriate action. If formal action is initiated, you will be issued a Notice of Violation informing you of how to proceed in resolving this matter. Any questions regarding the enclosed report should be directed to Lynn Stackhouse at 317-691-0099 or by email to lstack@idem.IN.gov. A copy of the NPDES Wastewater Facility Inspection Report is enclosed for your records.

Sincerely,

James E. Weingart

James E. Weingart, Director
Northern Regional Office

Enclosure

NPDES Wastewater Facility Inspection Report

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

NPDES Permit Number:	Facility Type:	Facility Classification:	TEMPO AI ID
IN0041637	Mixed Ownership Minor	I	

Date(s) of Inspection: August 08, 2024

Type of Inspection: Compliance Evaluation Inspection

Name and Location of Facility Inspected:	Receiving Waters:	Permit Expiration Date:
Cocojo's RV Resort WWTP 7309 East 400 South Lagro IN 46941 County: Wabash	tributary to Salamonie Reservoir	9/30/2025 Design Flow: .012MGD

On Site Representative(s):

First Name	Last Name	Title	Email	Phone
Colin	Bullock	Certified Operator	broadwaymotors4675@att.net	260-388-3007

Was a verbal summary of findings presented to the on-site representative? **Yes**

Certified Operator:	Number:	Class:	Effective Date:	Expiration Date:	Email:
Colin Bullock	13827	IV	7-1-22	6-30-25	broadwaymotors4675@att.net

Cyber Security Contact:

Name: Email:

Responsible Official:		
Mr. Mike Weaver, Owner 2503 E State Road 524 Wabash, Indiana 46992	Permittee: Cocojo's A Zoomers RV Resort, LLC Email: zoomersrvindiana@gmail.com Phone: Fax:	Contacted? No

INSPECTION FINDINGS

○ Conditions evaluated were found to be satisfactory at the time of the inspection. (5)
○ Violations were discovered but corrected during the inspection. (4)
○ Potential problems were discovered or observed. (3)
○ Violations were discovered and require a submittal from you and/or a follow-up inspection by IDEM. (2)
◉ Violations were discovered and may subject you to an appropriate enforcement response. (1)

AREAS EVALUATED DURING INSPECTION

(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated)

U	Receiving Waters	U	Facility/Site	U	Self-Monitoring	N	Enforcement
S	Effluent	M	Operation	U	Flow Measurement	N	Pretreatment
M	Permit	U	Maintenance	U	Laboratory	U	Effluent Limits Compliance
M	Collection System	N	Sludge Disposal	U	Records/Reports	U	Other: No response to Noncompliance letters

DETAILED AREA EVALUATIONS

Receiving Waters:

U 1. The receiving stream was visibly free of excessive deposits of settled solids, floating debris, oil, scum, or billowy foam.

Comments:
On June 6, 2024, IDEM conducted dye testing to locate the actual outfall from the treatment plant. Testing revealed that the discharge was not directly into the Salamonie Reservoir as stated in the permit but actually into a tributary to the reservoir. At that time, the area where the dye was located was ponded with water from recent heavy rainfall and difficult to evaluate. On the date of this inspection, the area was not ponded. The outfall pipe itself appears to be buried behind the bank and covered with vegetation/fallen trees. The area just below the outfall was full of solids/soil and no water could flow freely. The actual outfall must be accessible for inspection and flow from the outfall should not be ponded, resulting in settled solids in the receiving stream. Access to the outfall is required by Part II. A. 16 of the permit which states the permittee to allow access to any discharge of pollutants or wastestream for purposes of evaluating compliance with the permit. Any settled solids in the receiving stream attributed to the effluent discharge is a violation of Part I. A. 2 of your permit, 327 IAC 2-1-6(a)(1) and IC 13-18-4-5.

Effluent:

_S_ 1. Final effluent was free of excessive solids, floating debris, oil, scum, or billowy foam.

Comments:
The effluent was clear and free of color at the time of the inspection.

Permit:

_S_ 1. Did the facility have a current copy of the permit available for reference?
_N_ 2. If the permit expires within 180 days, has a renewal application been submitted?
_M_ 3. Receiving waters and Facility Description in the permit reflect actual conditions at the facility.
_N_ 4. The permit has been properly transferred if there is a new owner.
_N_ 5. The NPDES Permit Schedule of Compliance monitoring and reporting milestones have been met.

Comments:
A permit modification request has been submitted to IDEM. During the June 7, 2024 inspection, it was identified that the effluent actually discharges into a tributary of Salamonie reservoir and not directly into the reservoir. IDEM permits staff were on site during this inspection. Permit was rated as marginal due to the inaccurate discharge location. Any questions regarding the permit modification should be directed to Jay Hanko, IDEM permits, at jhanko@idem.in.gov.

Collection System:

_N_ 1. CSO's were found to be adequately monitored and maintained.
_S_ 2. There were no reported maintenance-related (clogged or blocked lines) overflow events in last 12 months.
_S_ 3. There were no reported hydraulic (I&I) overflow events in last 12 months.
_N_ 4. Facility has met SSO and dry weather CSO reporting requirements
_N_ 5. Any adverse impacts from SSO and CSO events have been properly mitigated.
_N_ 6. Lift stations were found to be adequately inspected, cleaned, and maintained, with adequate documentation of activities.
_M_ 7. Collection system maintenance activities appeared to be adequate.

Comments:
The collection system is gravity fed to the treatment plant and contains no lift stations. Collection system is rated as marginal due to flow monitoring concerns (see Flow for comments) resulting in difficulty determining accurate flow data vs analytical data. Previous reports have noted I/I concerns and the operator did state that I/I into the collection system remained an issue.

Facility/Site:

_S_ 1. The facility was found to have standby power or equivalent provision.
_N_ 2. An adequate alarm or notification system for power or equipment failure was available for the treatment facility and lift stations.
_S_ 3. Safe and adequate access was provided for inspection of all units and outfalls.
_U_ 4. Facilities and equipment did not appear beyond their useful life.
5. List any safety concerns:

Comments:
Facility/Site is rated as unsatisfactory. The facility has a sand filter that is recognized in the permit as a unit of treatment. This unit has been out of service for several years and is thought to be inoperable. Sand filters are used to remove TSS prior to the effluent discharge to the receiving stream. According to onsite staff, the recreational season is from April to October annually or 7 months annually. Records indicate that over the past 3 recreational seasons (2022-2024) you have violated effluent TSS limits in 14 of the 17 months. The sand filter being inoperable and a needed unit of treatment is a violation of Part II. B. 1 of the permit which requires all waste collection, control, treatment, and disposal facilities to be operated as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants.

Operation:

_S_ 1. All facilities and systems necessary for achieving compliance with the terms and conditions of the permit were operated efficiently, including a report for an anticipated bypass report for steps of treatment taken out of service.
_S_ 2. An adequate, qualified operating staff was found to be provided to carry out the operation of the facility, including:
  a. Certified Operator's on-site attendance and/or qualified operations personnel attendance was adequate.
  b. Adequate documentation of operational activities, including system monitoring and cleaning.
  c. Adequate funding to ensure proper operation.
_N_ 3. Solids handling procedures include.

a. Sufficient solids wasted from the treatment system, in a timely manner, to maintain process efficiency.
b. Wasting of solids based on appropriate operational targets and valid process control testing.
c. Adequate documentation of solids removal, handling, or control was available for review.

_M_ 4. The facility was found to be operated efficiently during wet weather events.

Comments:
Overall, the plant appeared to be operating effectively and improved since the June 2024 inspection. Good mixing was noted in the aeration. The clarifier was free of floating debris. Due to flow monitoring concerns (see Flow for comments) it is difficult to determine if I/I is an issue in the collection system through a records review. However, the certified operator did state that I/I continues to be a problem in the collection system which often leads to operational issues. Also stated was the a third party contractor had been recently hired to replace/repair sewer lines, but the work was found to be subpar and litigation was pending.

Maintenance:

_U_ 1. A maintenance record system has been established and includes maintenance/repair history and preventative maintenance plan.

_U_ 2. Facility maintenance activities appeared to be adequate.

Comments:
Maintenance was rated as unsatisfactory due to the sand filter being out of service due to mechanical failure. This is a violation of Part II. B. 1 of the permit which requires all waste collection, control, treatment, and disposal facilities to be operated as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants, with adequate operating staff which is duly qualified to carry out the operation, maintenance, and testing functions required to ensure compliance with the conditions of this permit. In addition, there is no preventative maintenance documentation for any other units of treatment.

Sludge Disposal:

_N_ 1. Sludges, screenings, and slurries were found to be handled and disposed of properly.

Comments:
No sludge has been hauled off site this recreational season.

Self-Monitoring:

_S_ 1. Samples were found to be taken at pre-designated locations and were found to be representative.

_N_ 2. Flow-proportioned samples were found to be obtained where needed.

_U_ 3. The facility was found to conduct sampling of all waste streams, including type and frequency, as required in the permit.

_N_ 4. Sample collection procedures, including automatic sampling, were found to include:
a. Samples refrigerated during compositing.
b. Proper preservation techniques used.
c. Containers and holding times conformed to 40 CFR 136.3.

_U_ 5. Sample documentation was found to be adequate and included:
a. Dates, times, and locations of sampling.
b. Name of individual performing sampling.
c. Instantaneous flow for flow-weighted aliquots.
d. Chain of Custody records.

_N_ 6. NPDES Permit Whole Effluent Toxicity (WET) testing requirements were found to be met.

Comments:
Self Monitoring was rated as unsatisfactory for the following:

A. Part I. A. 1 of the permit which sets forth the effluent monitoring frequencies applicable to the discharge from outfall 001. Dissolved Oxygen bench sheets indicated that DO testing is not being completed twice in 24 hours two times a week as required by the permit.
B. Part I. B. 6 of the permit requires the permittee to record specific information as described, for each measurement or sample taken pursuant to the requirements of this permit. These requirements include: a. the date, exact place and time of sampling or measurements; b. the person who performed the sampling or measurements; c. the date(s) and time(s) analyses were performed; d. the person(s) who performed the analyses; e. the analytical techniques or methods used; and f. the results of such measurements and analyses. At the time of the inspection there was no sample collection documentation vs analysis time (person/date/location/time) for TSS, CBOD, ammonia, phosphorus, and chlorine.

These violations were also brought to your attention in the July 26, 2023 inspection. In your response, received by IDEM on August 18, 2023, you stated that sampling documentation would be improved; however, it appears little improvement has been made.

Flow Measurement:

__M__ 1. Flow was found to be properly monitored as required by the permit.

__U__ 2. Flow data and calibration records were available for review, and document that monitoring equipment has been calibrated at the frequency required in the permit.

__N__ 3. The stream flow gauging station is calibrated as often as necessary to provide accurate and reliable data, but at least once every 12 months.

__N__ 4. A copy of the stream flow calibration curve or table is submitted to IDEM (OWQ Compliance Data Section) no later than October 1 of each year.

Comments:
Flow measurement was rated as unsatisfactory. Part I. A. 1 [1] of the permit requires that the effluent flow meter be calibrated at least once annually. The current flow meter has no calibration information listed and the certified operator was asked to provide this inspector with the calibration information following the inspection. This information was not provided to IDEM and it appears the meter has not been properly calibrated. In addition, IDEM must question the validity of the flow measurements considering the extreme drop in effluent flow volume starting at the end of May 2024. This lack of meter calibration was also noted in the May 28, 2024 inspection.

Laboratory:
The following laboratory records were reviewed:

D. O. Bench Sheets	Chlorine Bench Sheets	CBOD Bench Sheets
TSS Bench Sheets	Ammonia Bench Sheets	pH Bench Sheets
Phos. Bench Sheets	E. coli Bench Sheets	

__U__ 1. The laboratory practices and protocol reviewed were adequate, including:

a. A written laboratory QA/QC manual was available.
b. Samples were found to be properly stored.
c. Approved analytical methods were found to be used.
d. Calibration and maintenance of instruments was found to be adequate.
e. QA/QC procedures were found to be adequate.
f. Dates of analyses (and times where required) were recorded.
g. Name of person performing analyses was recorded.

__U__ 2. Review of lab records and/or on-site field testing equipment and protocols was found to be adequate.

Contract Lab Information

Andrews WWTP	

Comments:
Laboratory was rated as unsatisfactory for the following:

A. Part I. B. 6 of the NPDES permit which requires the permittee to record specific information as described, for each measurement or sample taken pursuant to the requirements of this permit. All bench sheets, with the exception of E. coli, was lacking test method, laboratory analyst, sample set up time, times associated within individual test methods and many dates were missing.
B. Part I. B. 5 of the permit requires that the analytical and sampling methods used conform to the current version of 40 CFR, Part 136, unless otherwise specified. At the time of the inspection the following violations were noted:
    A. There is no pH or DO meter calibration documentation.
    B. TSS - the information needs to be expanded to include filter residual, set up vs sample date, and time in oven. There is no QA/QC testing being completed.
    C. CBOD - In nearly half of the effluent samples, the DO remaining after 5 days is well below the required 1 mg/L. These sample results are considered inaccurate and should not be reported. If no other value is available for reporting purposes, a note in the comments area of the MRO needs to be included depicting which samples do not meet the testing criteria. Some CBOD blanks are depleting more than the allowed maximum depletion of .2 mg/L. Blanks are considered part of the test

method and not quality control testing.

D. Ammonia and phosphorus testing is only being recorded as a result and depicting which TNT vial used (high range/low range). Sample collection person/day/time and set up day/time/person must be included. No QA/QC testing is being completed. At a minimum, either duplicates or a known standard must be analyzed.

E. With the exception of 1 CBOD duplicate, there is no QA/QC testing being completed. In accordance with Standard Methods, 10% of each batch of samples (per parameter) must be of a quality control nature. Blanks are not considered QA/QC but rather part of the test method. QA/QC testing includes duplicates and known concentration analysis.

Records/Reports:

The following records/reports were reviewed:

DMRs for the period of May 2024 to June 2024 were reviewed as part of the inspection.

__S__ 1. All facility records for the period including the previous three years were available for review.

__S__ 2. DMRs and MROs were found to be completed properly and accurately including:

a. "No Ex" column was accurate.
b. Signatory requirements were met.
c. Reports were prepared by or under the direction of a certified operator.

__U__ 3. Bypass and Noncompliance reporting were found to be adequate.

Comments:

The requested DMR and MRO reports were on site. However, Records/Reports was rated as unsatisfactory for not including a reason for any reported noncompliance in either the MRO DMR comments area. When effluent limitation violations occur, an explanation needs to be included on the report or a Noncompliance Notification submitted to IDEM as noted in the permit. The lack of providing an explanation for effluent limit exceedances is in violation of Part II. C. 4 of the permit which states pursuant to 327 IAC 5-2-8(11)(D), the permittee shall report any instance of noncompliance not reported under the "Incident Reporting Requirements" in Part II.C.3 at the time the pertinent Discharge Monitoring Report is submitted. The written submission shall contain: a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and, if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate and prevent the noncompliance.

Enforcement:

__N__ 1. Agreed Order and/or Compliance Plan milestones have been met.

Comments:

At the time of the inspection, the facility was not in enforcement.

Pretreatment:

__N__ 1. No evidence of interference from industrial or other sources of toxic substances was noted.

__N__ 2. For both Delegated and Non-Delegated pretreatment programs:

a. Industrial or commercial dischargers were found to be regulated as required.
b. The permitee was found to enforce the Sewer Use Ordinance (SUO) and the Enforcement Response Plan (ERP).

__N__ 3. If the non-delegated permittee accepts hauled waste:

a. Does the POTW provide written permission to haulers?
b. Does the POTW obtain samples from each hauled waste load and retain them for at least 48 hours?
c. Does the POTW retain records of each load?

Comments:

The facility has no industrial contributors.

Effluent Limits Compliance:

__Yes__ 1. Were DMRs reviewed as part of the inspection?

DMRs for the period of May 2024 to June 2024 were reviewed as part of the inspection.

__Yes__ 2. Were violations noted during the review of DMRs?

The Effluent Limits Compliance area was rated unsatisfactory due to the following self-reported violations of the limits detailed in Part I. A. of the NPDES Permit:

Month	Year	Outfall	Parameter	Number
May	2024	001	TSS	5
May	2024	001	Ammonia Nitrogen	1
April	2024	001	Phosphorus	1

June	2024	001	TSS	3

Comments:
Effluent violation from June 2023 through April 2024 were cited in the May 28, 2024 inspection report.

Other:
No response to Noncompliance letters
Comments:
Inspections were conducted on May 28, 2024 and on June 7, 2024. Both letters cited violations of your NPDES permit and both letters required a written response within 30 days. On July 8, 2024, this inspector notified your certified operator that no response letters had been received, To date, IDEM has still not received a response to either of the previous Noncompliance letters.

IDEM REPRESENTATIVE

Inspector Name:	Email:	Phone Number:
Lynn Stackhouse	lstack@idem.IN.gov	317-691-0099

Other staff participating in the inspection:

Name(s)	Phone Number(s)
Jay Hanko - IDEM Permits	317-233-0704

IDEM MANAGER REVIEW

IDEM Manager:	Date:
James E. Weingart	8/12/2024

March 17, 2021

VIA ELECTRONIC MAIL:
Michael Weaver, President & Registered Agent
CoCoJo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, IN 46992
zoomersrvindiana@gmail.com

Re: Notice of Violation and Proposed Agreed Order
CoCoJo's A Zoomers RV Resort, LLC
Lagro, Wabash County
Case No. 2020-27552-A

Qualified offer of settlement: inadmissible pursuant to Rule 408 of the Ind. Rules of Evidence. IDEM asserts that any offer to compromise a claim or any acceptance of such offer does not bind or obligate the parties of this enforcement action in the absence of a final order of the agency.

Dear Mr. Weaver:

This is to advise that the Indiana Department of Environmental Management ("IDEM") has conducted an investigation of CoCoJo's A Zoomers RV Resort, LLC located at 7309 E 400 S, Lagro, Indiana 46992. As a result of information obtained during that investigation, IDEM has made a preliminary determination that a violation of environmental rule exists. Pursuant to IC 13-30-3-3, enclosed please find a Notice of Violation that sets forth the alleged violation, and a proposed Agreed Order which constitutes a qualified offer of settlement.

You may request a settlement conference to discuss the allegations and the actions necessary to correct and resolve the violation, which may include injunctive relief and the establishment of a compliance schedule. Payment of a civil penalty will also be discussed. The civil penalty amount noted in the proposed Agreed Order contains a preliminary penalty figure for settlement discussion purposes only and is based on penalty calculations associated with the alleged violation set forth in the Notice of Violation. A portion of the civil penalty may be offset by performing an approved Supplemental Environmental Project (SEP). Typical SEPs have included pollution prevention, pollution control, and environmental restoration projects. A copy of IDEM's SEP policy may be obtained from this office or at IDEM's website at www.IN.gov/idem.

The individual signing the enclosed Agreed Order should be the President of the company or other authorized signatory. The timely entry into an Agreed Order, which saves you and IDEM time and resources, may lead to a reduction in the civil penalty.

IDEM is not required to extend the offer of entry into an Agreed Order for more than sixty days. You may enter into an Agreed Order without admitting that the violation occurred. If an Agreed Order is not entered into, IDEM may proceed to issue a unilateral notice and order requiring compliance with the environmental rule, including payment of a civil penalty. Please contact me at (317) 233-6901 or dsmit@idem.in.gov if you have any questions or if you wish to request a settlement conference.

Sincerely,

Dawn Smith

Dawn Smith
Case Manager
Enforcement Section
Office of Air Quality

Enclosures:

cc: Dawn Smith, Compliance and Enforcement Branch, OAQ
Larry Smith, Compliance and Enforcement Branch, OAQ
Tiffanie Weaver, CoCoJo's A Zoomers RV Resort, tiffanieweaver2018@gmail.com
http://www.IN.gov/idem

INDIANA DEPARTMENT of ENVIRONMENTAL MANAGEMENT

100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-6027 • (317) 232-8603 • Fax (317) 233-6647 • www.idem.IN.gov

Mike Braun
Governor

Clint Woods
Commissioner

March 21, 2025

Via Email to: zoomersrvindiana@gmail.com
Mr. Mike Weaver, Owner
Cocojo's A Zoomers RV Resort, LLC
2503 East State Road 524
Wabash, Indiana 46992

Dear Mr. Weaver:

Re: **Inspection Summary/ Noncompliance Letter**
Cocojo's RV Resort WWTP
NPDES Permit No. IN0041637
Lagro, Wabash County

An inspection of the above-referenced facility or location was conducted by a representative of the Indiana Department of Environmental Management, Northern Regional Office, pursuant to IC 13-18-3-9. A summary of the inspection is provided below:

Date(s) of Inspection:	March 19, 2025
Type of Inspection:	Complaint Investigation
Inspection Results:	Violations were observed.

A complaint was received by IDEM regarding a potential sanitary sewer overflow or release of wastewater. Please refer to the enclosed report for details regarding the investigation. Please note the below regarding concerns noted during the investigation.

While inspecting facility grounds, two sealed, full barrels labeled Aluminum Sulfate 48.8% were found on the bare ground not properly contained (Photo #5). Part II. B. 1. b. of the permit states that the permittee shall operate the permitted facility in a manner which will minimize upsets and discharges of excessive pollutants. All chemicals should have proper containment minimizing risk of a chemical spill further polluting the surrounding land and waters.

Part II. A. 1. of your permit requires you to comply with its terms and conditions. Any noncompliance with the terms of your permit may subject you to an enforcement action which can include the imposition of penalties. You are required to immediately take all necessary measures to comply with the terms and conditions of your NPDES Permit, specifically those violations identified above.

Effective immediately, IDEM is initiating a program strongly encouraging domestic wastewater utilities to perform cybersecurity vulnerability assessments, and to take actions to mitigate identified vulnerabilities and increase the cybersecurity resilience of Indiana's water sector. Utilities can choose any assessment tool appropriate for the water sector, but IDEM is highlighting the following websites for information and helpful vulnerability assessment tools made available from the U.S. EPA and the American Water Works Association: https://www.epa.gov/waterresilience/epa-cybersecurity-water-sector and https://www.awwa.org/Resources-Tools/Resource-Topics/Risk-Resilience/Cybersecurity-Guidance. IDEM will continue to share important updates on the cybersecurity of the water sector.

Within 30 days of receipt of this letter, a written detailed response documenting correction of the concerns listed above and/or a plan for assuring future compliance must be submitted to this office. Failure to respond adequately to this letter may result in formal enforcement action. Please direct your response to this letter to our letterhead address or via email to wwViolationResponse@idem.IN.gov. Any questions should be directed to Porfirio Ascencio at 219-216-3235 or by email to PAscenci@idem.IN.gov. Thank you for your attention to this matter.

Sincerely,

James E. Weingart

James E. Weingart, Director
Northern Regional Office

Enclosure

NPDES Wastewater Facility Inspection Report
INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

NPDES Permit Number:	Facility Type:	Facility Classification:	TEMPO AI ID
IN0041637	Mixed Ownership Minor	I	

Date(s) of Inspection:	March 19, 2025
Type of Inspection:	Complaint Investigation Complaint Tracking:

Name and Location of Facility Inspected:	Receiving Waters:	Permit Expiration Date:
Cocojo's RV Resort WWTP 7309 East 400 South County: Lagro IN 46941 Wabash	Tributary to Salamonie Reservoir	9/30/2025 Design Flow: 0.012MGD

On Site Representative(s):
No facility rep was met at the site.

Was a verbal summary of findings presented to the on-site representative? **No**

Certified Operator:	Number:	Class:	Effective Date:	Expiration Date:	Email:
Colin Bullock	13827	IV	7-1-22	6-30-25	broadwaymotors4675@att.net

Cyber Security Contact:
Name: Email:

Responsible Official:		
Mr. Mike Weaver, Owner 2503 East State Road 524 Wabash, Indiana 46992	Permittee: Cocojo's A Zoomers RV Resort, LLC Email: zoomersrvindiana@gmail.com Phone: Fax:	Contacted? No

INSPECTION FINDINGS

- ○ Conditions evaluated were found to be satisfactory at the time of the inspection. (5)
- ○ Violations were discovered but corrected during the inspection. (4)
- ○ Potential problems were discovered or observed. (3)
- ◉ Violations were discovered and require a submittal from you and/or a follow-up inspection by IDEM. (2)
- ○ Violations were discovered and may subject you to an appropriate enforcement response. (1)

AREAS EVALUATED DURING INSPECTION
(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated)

N	Receiving Waters	N	Facility/Site	N	Self-Monitoring	N	Enforcement
N	Effluent	N	Operation	N	Flow Measurement	N	Pretreatment
N	Permit	N	Maintenance	N	Laboratory	N	Effluent Limits Compliance
N	Collection System	N	Sludge Disposal	N	Records/Reports	U	Other: Complaint Investigation

DETAILED AREA EVALUATIONS

Effluent Limits Compliance:
No 1. Were DMRs reviewed as part of the inspection?
Comments:

Other:
Complaint Investigation
Comments:
On March 14, 2025, DNR Conservation Officer Law called in a complaint report concerning CoCoJo's RV Resort, indicating that there was a sewage break on-site. It was reported that 8" sewer line broke and sewage was spilling into DNR property and then into the Salamonie Reservoir. It was also reported that clear water was flowing into DNR property and into the Salamonie. The complaint was entered into the TEMPO Database and issued TEMPO number 116721.

IDEM Wastewater inspector, Porfirio Ascencio, conducted an inspection on March 19, 2025, however, was unable to meet with the owners, the certified operator, or Officer Law. The WWTP was enclosed by locked fence and could not be accessed at the time of the inspection. Upon arrival, there was a strong sewage odor commonly expected with the influent of a WWTP. The immediate area surrounding the WWTP was inspected and there was no presence of spilled sewage or dried sludge on the facility grounds. The facility appeared to be in the process of their proposed surface impoundment closure plan. Heavy machinery was present on facility grounds and the area that once held the polishing pond associated with the WWTP was in the process of being dug out (Photos #1-3). Within the dug out pits was stagnant green water that did not flow out of the pits and there also appeared to be a broken green pipe with no flow exiting the pipe (Photo #1). At the mouth of the pit, where the pit meets the edge of DNR property, there appeared another broken green pipe that discharged clear water (Photo #4).The clear water appears to flow towards the Salamonie Reservoir, however, the polishing pond that is currently being dug up is no longer part of the wastewater treatment process. There was no evidence that indicated that the discharge originated from the WWTP, nor was there any visible sewage or sludge and no noticeable odor from the clear water. Regarding the complaint of a sewage spill, no sewage was observed within the area and no sewage was being discharged at the time of the inspection. The inspector recommends closing the complaint (TEMPO #116721).

Unrelated to the complaint, while inspecting facility grounds, two sealed, full barrels labeled Aluminum Sulfate 48.8% were found on the bare ground not properly contained (Photo #5). Part II. B. 1. b. of the permit states that the permittee shall operate the permitted facility in a manner which will minimize upsets and discharges of excessive pollutants. All chemicals should have proper containment minimizing risk of a chemical spill further polluting the surrounding land and waters. This issue must be addressed immediately.

IDEM REPRESENTATIVE		
Inspector Name:	Email:	Phone Number:
Porfirio Ascencio	PAscenci@idem.IN.gov	219-216-3235

IDEM MANAGER REVIEW	
IDEM Manager:	Date:
James E. Weingart	3/21/2025

Inspection Photographs

Facility:
Cocojo's RV Resort WWTP

Photographer:

Date: 3/19/2025 Time: 9:54:00 AM

Others Present:

Location/Description:
West side of the pit with stagnant green water and no flow; Broken green pipe #1 at the right side of the photo, no discharge occurring. Two full chemical barrels are visible next to the brown structure near the edge of the pit.

Facility:
Cocojo's RV Resort WWTP

Photographer:
Porfirio Ascencio

Date: 3/19/2025 Time: 9:54:00 AM

Others Present:

Location/Description:
East side of the pit with stagnant green water and no flow

Facility:
Cocojo's RV Resort WWTP

Photographer:
Porfirio Ascencio

Date: 3/19/2025 Time: 10:29:00 AM

Others Present:

Location/Description:
Mouth of the east side of the pit, clear water flowing towards the Salamonie Reservoir

Facility: **Cocojo's RV Resort WWTP**	
Photographer: Porfirio Ascencio	
Date: 3/19/2025	Time: 10:41:00 AM
Others Present:	
Location/Description: Photo rotated 270 degrees; Broken green pipe #2 discharging clearwater	

Facility: **Cocojo's RV Resort WWTP**	
Photographer: Porfirio Ascencio	
Date: 3/19/2025	Time: 9:50:00 AM
Others Present:	
Location/Description: Two sealed full barrels labeled Aluminum Sulfate 48.8% including hazard pictogram indicating Corrosive chemical; one of the two full barrels is tipped completely on it's side.	

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-6027 • (317) 232-8603 • Fax (317) 233-6647 • www.idem.IN.gov

Mike Braun
Governor

Clint Woods
Commissioner

March 21, 2025

Via Certified Mail No.:
7018 1130 0001 7979 7225
Michael Weaver, Owner
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, IN 46992

Via Certified Mail No.:
7018 1130 0001 7979 7232 Tiffanie
Weaver, Registered Agent Cocojo's
A Zoomers RV Resort, LLC 2503 E
State Road 524
Wabash, IN 46992

Dear Mr. and Ms. Weaver:

Re: Notice of Violation and
Proposed Agreed Order
Indiana Department of
Environmental Management
v.
Cocojo's A Zoomers RV Resort, LLC
NPDES Permit No. IN0041637
Case No. 2024-30387-W
Lagro, Wabash County

This is to advise that the Indiana Department of Environmental Management (IDEM) has conducted an investigation of Cocojo's A Zoomers RV Resort, LLC. As a result of that investigation, IDEM has made a preliminary determination that violations exist. Pursuant to IC 13-30-3-3, enclosed please find a Notice of Violation and a proposed Agreed Order, setting forth IDEM's specific findings of violation and the actions necessary to resolve them.

You may request a settlement conference to discuss the allegations and the necessary corrective actions, which may include a compliance schedule. Payment of a civil penalty will also be discussed. The civil penalty amount noted in the proposed Agreed Order is a preliminary figure for settlement discussion purposes only and is based on the alleged violations set forth in the Notice of Violation.

To resolve this matter as provided for in the enclosed Agreed Order, sign and return the entire document to me at the following address:

Office of Water Quality – IGCN 1255
Indiana Department Environmental Management
100 North Senate Avenue
Indianapolis, IN 46204-2251

The enclosed proposed Agreed Order is subject to the final approval of IDEM. No Agreed Order is binding on IDEM until the Agreed Order has been approved and adopted by the appropriate IDEM official. IDEM retains the right to withdraw from the proposed Agreed Order if IDEM becomes aware of facts or considerations that indicate that the Agreed Order is unfair, inappropriate, or inconsistent with state law or the Clean Water Act.

IDEM is not required to extend the offer of entry into an Agreed Order for more than 60 days. You may enter into an Agreed Order without admitting that the violations occurred. If an Agreed Order is not entered into, IDEM may proceed to issue a unilateral Notice and Order of the Commissioner requiring compliance with the environmental laws, rules, and/or permits, including payment of a civil penalty.

Please contact me at (317) 234-3123 or rjulian@idem.in.gov within 15 days if you have any questions or if you wish to request a settlement conference.

Sincerely,

Ryan Julian, Case Manager
Water Enforcement Section
Office of Water Quality

Enclosures

cc: Wabash County Health Department
Indiana Department of Health, Mobile Home Community Inspection and Licensing Program
http://www.in.gov/idem

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-6027 • (317) 232-8603 • Fax (317) 233-6647 • www.idem.IN.gov

Mike Braun
Governor

Clint Woods
Commissioner

NOTICE OF VIOLATION

Via Certified Mail No.:
7018 1130 0001 7979 7225
Michael Weaver, Owner
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, IN 46992

Via Certified Mail No.:
7018 1130 0001 7979 7232
Tiffanie Weaver, Registered Agent
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, IN 46992

Case No. 2024-30387-W

Pursuant to Indiana Code (IC) 13-30-3-3, the Indiana Department of Environmental Management (IDEM) issues this Notice of Violation. Based on an investigation, IDEM has reason to believe that Cocojo's A Zoomers RV Resort, LLC (Respondent) has violated environmental rules. The violations are based on the following:

1. Respondent owns/operates the Cocojo's A Zoomers RV Resort, located at 7309 East 400 South, Lagro, Wabash County, Indiana (the Site).

2. Respondent is authorized by National Pollutant Discharge Elimination System (NPDES) Permit Number IN0041637 (the Permit) to discharge wastewater treated in accordance with the terms and conditions of the NPDES Permit from the Wastewater Treatment Plant (WWTP) into the Salamonie Reservoir, via Outfall 001.

3. 327 Indiana Administrative Code (IAC) 5-2-8(1), states the permittee shall comply with all terms and conditions of the Permit. Any permit noncompliance constitutes a violation of the Clean Water Act and IC 13 and is grounds for enforcement action by IDEM.

4. Pursuant to Part I.A.1 of the Permit, the permittee is required to comply with the monitoring requirements contained in the Permit, including effluent limitations.

   Discharge Monitoring Reports (DMRs) and Monthly Reports of Operation (MROs) submitted by Respondent for the period of March 2022 through January 2025 revealed violations of effluent limitations contained in Part I.A.1 of the Permit as follows:

   A. The monthly average concentration limitation for total suspended solids (TSS) was exceeded during April, May, and June 2022, April, June, and July 2023, and April, May, and June 2024.

B. The monthly average loading limitation for TSS was exceeded during April and May 2023, and April and May 2024.
C. The weekly maximum average concentration limitation for TSS was exceeded during May, June, and July 2022, April, May, June, and July 2023, and April, May, and June 2024.
D. The weekly maximum loading limitation for TSS was exceeded during July and October 2022, April, May, June, and August 2023, and April and May 2024.
E. The monthly average concentration limitation for ammonia as nitrogen (ammonia) was exceeded during May, June, and October 2022, and April, May, June, and July 2023.
F. The monthly average loading limitation for ammonia was exceeded during October 2022, and April, May, June, and July 2023.
G. The weekly maximum average concentration limitation for ammonia was exceeded during May, June, July, August, September, October 2022, April, May, June, July, August, and September 2023, and May 2024.
H. The weekly maximum loading limitation for ammonia was exceeded during October 2022 and April, May, June, July, and August 2023.
I. The monthly average concentration limitation for phosphorus was exceeded during April, May, June, August, September, and October 2022, April, May, June, and July 2023, and April and May 2024.
J. The monthly average concentration limitation for chlorine was exceeded during May 2022.
K. The daily maximum concentration limitation for chlorine was exceeded during May 2022.
L. The daily minimum concentration limitation for chlorine was not met during May 2022.
M. The monthly average concentration limitation for 5-day carbonaceous biological oxygen demand ($CBOD_5$) was exceeded during April, May, and June 2022, and April 2023.
N. The monthly average loading limitation for $CBOD_5$ was exceeded during October 2022, and April and May 2023.
O. The weekly maximum concentration limitation for $CBOD_5$ was exceeded during April, May, June, October, and November 2022, and April and June 2023.
P. The weekly maximum loading limitation for $CBOD_5$ was exceeded during October 2022, April and May 2023, and April and May 2024.
Q. The monthly geometric mean for Escherichia coli (E. coli) was exceeded during April 2024.

Respondent failed to comply with the effluent limitations discharged from Outfall 001, contained in the Permit, in violation of Part I.A.1 of the Permit.

5. Pursuant to Part I.A.1 of the Permit, the permittee is required to monitor for dissolved oxygen (DO) twice in a twenty-four (24) hour period, two times weekly.

During inspections performed on July 26, 2023, and August 8, 2024, IDEM staff observed and documented inadequate or missing documentation of DO monitoring and DO bench sheets indicating that DO testing is not being completed twice in a twenty-four (24) hour period, two times weekly as required by the permit, in violation of Part I.A.1 of the Permit.

6. Pursuant to Part I.A.1[1] of the Permit, the permittee is required to calibrate the flow meter(s) at least once every twelve months.

   During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented that the flow meter did not have a sticker depicting when it was last calibrated and the operator did not have current calibration documentation available, in violation of Part I.A.1[1] of the Permit.

7. Pursuant to IC 13-18-4-5, a person may not: (1) throw, run, drain, or otherwise dispose; or (2) cause, permit, or suffer to be thrown, run, drained, allowed to seep, or otherwise disposed; into any of the streams or waters of Indiana any organic or inorganic matter that causes or contributes to a polluted condition of any of the streams or waters of Indiana.

   Pursuant to IC 13-30-2-1(1), it is unlawful for any person to discharge, emit, cause or allow any contaminant or waste, including any noxious odor, either alone or in combination with contaminants from other sources in the environment in any form that causes or would cause pollution that violates or would violate rules, standards, or discharge or emission requirements adopted by the appropriate board under the environmental management laws.

   Pursuant to 327 IAC 2-1-6(a)(1) and Part I.A.2 of the Permit, all surface waters at all times and at all places, including the mixing zone, shall meet the minimum conditions of being free from substances, materials, floating debris, oil or scum attributable to municipal, industrial, agricultural, and other land use practices or other discharges that do any of the following:

   a. will settle to form putrescent or otherwise objectionable deposits;
   b. are in amounts sufficient to be unsightly or deleterious;
   c. produce color, visible oil sheen, odor, or other conditions in such degree as to create a nuisance;
   d. are in concentrations or combinations that will cause or contribute to the growth of aquatic plants or algae to such degree as to create a nuisance, be unsightly, or otherwise impair the designated uses; or
   e. are in amounts sufficient to be acutely toxic to, or to otherwise severely injure or kill aquatic life, other animals, plants, or humans.

   During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented effluent that was poor in quality, turbid, blackish in color, and contained visible solids and settled solids in the receiving stream, in violation of IC 13-18-4-5, IC 13-30-2-1(1), 327 IAC 2-1-6(a)(1), and Part I.A.2 of the Permit.

8. Pursuant to 327 IAC 5-2-8(8) and Part II.A.16 of the Permit, the permittee shall allow the Commissioner, or an authorized representative, (including an authorized contractor acting as a representative of the Commissioner) upon the presentation of credentials and other documents as may be required by law, to:

   A. Enter upon the permittee's premises where a point source, regulated facility, or activity is located or conducted, or where records must be kept pursuant to the conditions of this permit;
   B. Have access to and copy, at reasonable times, any records that must be kept under the terms and conditions of this permit;
   C. Inspect at reasonable times any facilities, equipment or methods (including monitoring and control equipment), practices, or operations regulated or required pursuant to this permit; and
   D. Sample or monitor at reasonable times, any discharge of pollutants or internal wastestreams for the purposes of evaluating compliance with the permit or as otherwise authorized.

   During an inspection performed on August 8, 2024, IDEM staff observed and documented that Outfall 001 was not readily accessible for inspection and the outfall pipe was buried behind the bank and covered with vegetation and fallen trees, which did not allow IDEM staff to monitor the discharge of pollutants, in violation of 327 IAC 5-2-8(8) and Part II.A.16 of the Permit.

9. Pursuant to Part I.B.3 of the Permit, the permittee shall submit accurate monitoring reports to the IDEM containing results obtained during each monitoring period and shall be submitted no later than the 28th day of the month following each completed monitoring period. Each monitoring period report shall be submitted no less than annually and no more than monthly, as per parameter measurement frequency listed. These reports shall include, but not limited to, the MRO and the DMR. All reports shall be submitted electronically using the NetDMR website.

   Pursuant to 327 IAC 5-2-8(11)(D) and Part II.C.4 of the Permit, the permittee shall report any instance of noncompliance not reported under the "Incident Reporting Requirements" in Part II.C.3 at the time the pertinent DMR is submitted. The written submission shall contain: a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and, if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate and prevent the noncompliance.

   During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented that Respondent failed to:

   A. Report the accurate number of violations (# of Ex.) on DMRs, and
   B. Include reasons for noncompliance and steps taken to prevent future noncompliance in DMRs and MROs,

In violation of 327 IAC 5-2-8(11)(D), Part I.B.3 and Part II.C.4 of the Permit.

10. Pursuant to Part I.B.5 of the Permit, the analytical and sampling methods used shall conform to the version of 40 Code of Federal Regulations (CFR) 136 incorporated by reference in 327 IAC 5. Different but equivalent methods are allowable if they receive the prior written approval of the Commissioner and the U.S. Environmental Protection Agency. When more than one test procedure is approved for the purposes of the NPDES program under 40 CFR 136 for the analysis of a pollutant or pollutant parameter, the test procedure must be sufficiently sensitive as defined at 40 CFR 122.21(e)(3) and 122.44(i)(1)(iv).

    During inspections performed on July 26, 2023, and August 8, 2024, IDEM staff observed and documented the following:

    A. Inadequate testing methods and documentation for TSS, $CBOD_5$, pH, DO, phosphorus, chlorine, and ammonia;
    B. Inadequate quality control or quality assurance testing for TSS, $CBOD_5$, ammonia, phosphorus, and E. coli; and
    C. Inadequate meter calibration for pH and DO meters,

    All in violation of Part I.B.5 of the Permit.

11. Pursuant to Part I.B.6 of the Permit, for each measurement or sample taken pursuant to the requirements of this permit, the permittee shall record and maintain records of all monitoring information on activities under this permit, including the following information:

    A The exact place, date, and time of sampling or measurements;
    B. The person(s) who performed the sampling or measurements;
    C. The dates and times the analyses were performed;
    D. The person(s) who performed the analyses;
    E. The analytical techniques or methods used; and
    F. The results of all required analyses and measurements.

    During inspections performed on July 26, 2023, and August 8, 2024, IDEM staff observed and documented missing or inadequate sample logs for TSS, $CBOD_5$, ammonia, DO, chlorine, pH, and phosphorus, as well as missing sample day versus analysis day documentation for TSS, ammonia, $CBOD_5$, and phosphorus, in violation of Part I.B.6 of the Permit.

12. Pursuant to 327 IAC 5-2-8(9) and Part II.B.1 of the Permit, the permittee shall at all times maintain in good working order and efficiently operate all facilities and systems (and related appurtenances) for the collection and treatment which are installed or used by the permittee and which are necessary for achieving compliance with the terms and conditions of the permit.

Pursuant to 327 IAC 5-23-6(1), the owner or governing body of a WWTP is responsible for providing adequate funding and oversight of the WWTP to ensure proper operation, maintenance, management, and supervision.

During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented inadequate operation and maintenance, including:

A. Clarifier was covered in solids and appeared septic;
B. Aeration appeared light in color and thin;
C. Inadequate phosphorus chemical being fed for phosphorus treatment;
D. Poor settling in clarifier;
E. Inflow and infiltration (I/I) into the collection system;
F. Records indicated that the plant gets hydraulically overloaded following peak visitation;
G. Daily fluctuation of flows causing operational problems;
H. Inadequate or missing maintenance records for repair or preventative maintenance;
I. Inoperable air lift lines; and
J. Inoperable sand filters,

All in violation of 327 IAC 5-2-8(9), 327 IAC 5-23-6(1), and Part II.B.1 of the Permit.

13. Pursuant to Part II.B.6 of the Permit, any overflow or release of sanitary wastewater from the wastewater treatment facilities or collection system that results in a discharge to waters of the state and is not specifically authorized by this permit is expressly prohibited. These discharges are subject to the reporting requirements in Part II.C.3 of this permit.

On June 4, 2024, IDEM received a compliant regarding a sewage leak at the Site. There were indications that the WWTP did not discharge to the Salamonie Reservoir as indicated in the Permit.

During an inspection on June 7, 2024, IDEM Emergency Response staff conducted dye testing to locate the actual outfall from the WWTP. Testing revealed that the effluent was not directly discharging into the Salamonie Reservoir, as listed in the Permit, but was discharging into a tributary to the reservoir.

During an inspection on June 7, 2024, IDEM staff observed and documented that the WWTP discharges into the creek prior to the Salamonie Reservoir, which is a release of sanitary wastewater to waters of the state nor specifically authorized by the Permit, in violation of Part II.B.6 of the Permit.

On June 25, 2024, Respondent made a written request for a permit modification. On October 4, 2024, IDEM issued a permit modification, which changed the effluent outfall location from the Salamonie Reservoir to a tributary just prior to entry into the Salamonie Reservoir.

In accordance with IC 13-30-3-3, the Commissioner herein provides notice that violations may exist and offers an opportunity to enter into an Agreed Order providing for the actions required to correct the violations and, as necessary and appropriate, for the payment of a civil penalty. The Commissioner is not required to extend this offer for more than 60 days.

As provided in IC 13-30-3-3, an alleged violator may enter into an Agreed Order without admitting that the violations occurred. IDEM encourages settlement by Agreed Order, thereby resulting in quicker correction of the environmental violations and avoidance of extensive litigation. Timely settlement by Agreed Order may result in a reduced civil penalty. Also, settlement discussions will allow the opportunity to present any mitigating factors that may be relevant to the violations.

If an Agreed Order is not entered into within 60 days of receipt of this Notice of Violation, the Commissioner may issue a Notice and Order under IC 13-30-3-4 containing the actions that must be taken to correct the violations and requiring the payment of an appropriate civil penalty. Pursuant to IC 13-30-4-1, the Commissioner may assess penalties of up to $25,000 per day for each violation.

Please contact Ryan Julian at (317) 234-3123 or rjulian@idem.in.gov within 15 days after receipt of this Notice to discuss resolution of this matter.

For the Commissioner:

Date: March 21, 2025

Jessica Irvine

Jessica Irvine, Chief
Enforcement Section
Office of Water Quality

cc: Wabash County Health Department
Indiana Department of Health, Mobile Home Community Inspection and Licensing Program

http://www.in.gov/idem

STATE OF INDIANA)		BEFORE THE INDIANA DEPARTMENT
)	SS:	OF ENVIRONMENTAL MANAGEMENT
COUNTY OF MARION)		

COMMISSIONER OF THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT,)	
Complainant,)	
v.)	Case No. 2024-30387-W
COCOJO'S A ZOOMERS RV RESORT, LLC)	
Respondent.	

AGREED ORDER

Complainant and Respondent desire to settle and compromise this action without hearing or adjudication of any issue of fact or law, and consent to the entry of the following Findings of Fact and Order. Pursuant to Indiana Code (IC) 13-30-3-3, entry into the terms of this Agreed Order does not constitute an admission of any violation contained herein. Respondent's entry into this Agreed Order shall not constitute a waiver of any defense, legal or equitable, which Respondent may have in any future administrative or judicial proceeding, except a proceeding to enforce this order.

I. FINDINGS OF FACT

1. Complainant is the Commissioner (Complainant) of the Indiana Department of Environmental Management (IDEM), a department of the State of Indiana created by IC 13-13-1-1.

2. Cocojo's A Zoomers RV Resort, LLC (Respondent) owns and operates the Cocojo's RV Campground located at 7309 East 400 South, Lagro, Wabash County, Indiana (the Site).

3. Respondent is authorized by its National Pollutant Discharge Elimination System (NPDES) Permit No. IN0041637 (the Permit) to discharge wastewater treated in accordance with the terms and conditions of the Permit from its Wastewater

Treatment Plant (WWTP) into the Salamonie Reservoir via Outfall 001. This is a seasonal campground operating annually from April 1 to October 31.

4. IDEM has jurisdiction over the parties and the subject matter of this action pursuant to IC 13-30-3.

5. Pursuant to IC 13-30-3-3, IDEM issued a Notice of Violation (NOV) via Certified Mail/personal service to:

Michael Weaver, Owner Cocojo's A Zoomers RV Resort, LLC 2503 E State Road 524 Wabash, IN 46992	Tiffanie Weaver, Registered Agent Cocojo's A Zoomers RV Resort, LLC 2503 E State Road 524 Wabash, IN 46992

6. During an investigation conducted by a representative of IDEM, violations were found, as described below.

7. 327 Indiana Administrative Code (IAC) 5-2-8(1), states the permittee shall comply with all terms and conditions of the Permit. Any permit noncompliance constitutes a violation of the Clean Water Act and IC 13 and is grounds for enforcement action by IDEM.

8. Pursuant to Part I.A.1 of the Permit, the permittee is required to comply with the monitoring requirements contained in the Permit, including effluent limitations.

   Discharge Monitoring Reports (DMRs) and Monthly Reports of Operation (MROs) submitted by Respondent for the period of March 2022 through January 2025 revealed violations of effluent limitations contained in Part I.A.1 of the Permit as follows:

   A. The monthly average concentration limitation for total suspended solids (TSS) was exceeded during April, May, and June 2022, April, June, and July 2023, and April, May, and June 2024.
   B. The monthly average loading limitation for TSS was exceeded during April and May 2023, and April and May 2024.
   C. The weekly maximum average concentration limitation for TSS was exceeded during May, June, and July 2022, April, May, June, and July 2023, and April, May, and June 2024.
   D. The weekly maximum loading limitation for TSS was exceeded during July and October 2022, April, May, June, and August 2023, and April and May 2024.
   E. The monthly average concentration limitation for ammonia as nitrogen (ammonia) was exceeded during May, June, and October 2022, and April, May, June, and July 2023.
   F. The monthly average loading limitation for ammonia was exceeded during October 2022, and April, May, June, and July 2023.

G. The weekly maximum average concentration limitation for ammonia was exceeded during May, June, July, August, September, October 2022, April, May, June, July, August, and September 2023, and May 2024.
H. The weekly maximum loading limitation for ammonia was exceeded during October 2022 and April, May, June, July, and August 2023.
I. The monthly average concentration limitation for phosphorus was exceeded during April, May, June, August, September, and October 2022, April, May, June, and July 2023, and April and May 2024.
J. The monthly average concentration limitation for chlorine was exceeded during May 2022.
K. The daily maximum concentration limitation for chlorine was exceeded during May 2022.
L. The daily minimum concentration limitation for chlorine was not met during May 2022.
M. The monthly average concentration limitation for 5-day carbonaceous biological oxygen demand ($CBOD_5$) was exceeded during April, May, and June 2022, and April 2023.
N. The monthly average loading limitation for $CBOD_5$ was exceeded during October 2022, and April and May 2023.
O. The weekly maximum concentration limitation for $CBOD_5$ was exceeded during April, May, June, October, and November 2022, and April and June 2023.
P. The weekly maximum loading limitation for $CBOD_5$ was exceeded during October 2022, April and May 2023, and April and May 2024.
Q. The monthly geometric mean for Escherichia coli (E. coli) was exceeded during April 2024.

Respondent failed to comply with the effluent limitations discharged from Outfall 001, contained in the Permit, in violation of Part I.A.1 of the Permit.

9. Pursuant to Part I.A.1 of the Permit, the permittee is required to monitor for dissolved oxygen (DO) twice in a twenty-four (24) hour period, two times weekly.

During inspections performed on July 26, 2023, and August 8, 2024, IDEM staff observed and documented inadequate or missing documentation of DO monitoring and DO bench sheets indicating that DO testing is not being completed twice in a twenty-four (24) hour period, two times weekly as required by the permit, in violation of Part I.A.1 of the Permit.

10. Pursuant to Part I.A.1[1] of the Permit, the permittee is required to calibrate the flow meter(s) at least once every twelve months.

During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented that the flow meter did not have a sticker depicting when it was last calibrated and the operator did not have current calibration documentation available, in violation of Part I.A.1[1] of the Permit.

11. Pursuant to IC 13-18-4-5, a person may not: (1) throw, run, drain, or otherwise dispose; or (2) cause, permit, or suffer to be thrown, run, drained, allowed to seep, or otherwise disposed; into any of the streams or waters of Indiana any organic or inorganic matter that causes or contributes to a polluted condition of any of the streams or waters of Indiana.

    Pursuant to IC 13-30-2-1(1), it is unlawful for any person to discharge, emit, cause or allow any contaminant or waste, including any noxious odor, either alone or in combination with contaminants from other sources in the environment in any form that causes or would cause pollution that violates or would violate rules, standards, or discharge or emission requirements adopted by the appropriate board under the environmental management laws.

    Pursuant to 327 IAC 2-1-6(a)(1) and Part I.A.2 of the Permit, all surface waters at all times and at all places, including the mixing zone, shall meet the minimum conditions of being free from substances, materials, floating debris, oil or scum attributable to municipal, industrial, agricultural, and other land use practices or other discharges that do any of the following:

    a. will settle to form putrescent or otherwise objectionable deposits;
    b. are in amounts sufficient to be unsightly or deleterious;
    c. produce color, visible oil sheen, odor, or other conditions in such degree as to create a nuisance;
    d. are in concentrations or combinations that will cause or contribute to the growth of aquatic plants or algae to such degree as to create a nuisance, be unsightly, or otherwise impair the designated uses; or
    e. are in amounts sufficient to be acutely toxic to, or to otherwise severely injure or kill aquatic life, other animals, plants, or humans.

    During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented effluent that was poor in quality, turbid, blackish in color, and contained visible solids and settled solids in the receiving stream, in violation of IC 13-18-4-5, IC 13-30-2-1(1), 327 IAC 2-1-6(a)(1), and Part I.A.2 of the Permit.

12. Pursuant to 327 IAC 5-2-8(8) and Part II.A.16 of the Permit, the permittee shall allow the Commissioner, or an authorized representative (including an authorized contractor acting as a representative of the Commissioner), upon the presentation of credentials and other documents as may be required by law, to:

    A. Enter upon the permittee's premises where a point source, regulated facility, or activity is located or conducted, or where records must be kept pursuant to the conditions of this permit;
    B. Have access to and copy, at reasonable times, any records that must be kept under the terms and conditions of this permit;

C. Inspect at reasonable times any facilities, equipment or methods (including monitoring and control equipment), practices, or operations regulated or required pursuant to this permit; and
D. Sample or monitor at reasonable times, any discharge of pollutants or internal wastestreams for the purposes of evaluating compliance with the permit or as otherwise authorized.

During an inspection performed on August 8, 2024, IDEM staff observed and documented that Outfall 001 was not readily accessible for inspection and the outfall pipe was buried behind the bank and covered with vegetation and fallen trees, which did not allow IDEM staff to monitor the discharge of pollutants, in violation of 327 IAC 5-2-8(8) and Part II.A.16 of the Permit.

13. Pursuant to Part I.B.3 of the Permit, the permittee shall submit accurate monitoring reports to the IDEM containing results obtained during each monitoring period and shall be submitted no later than the 28th day of the month following each completed monitoring period. Each monitoring period report shall be submitted no less than annually and no more than monthly, as per parameter measurement frequency listed. These reports shall include, but not limited to, the MRO and the DMR. All reports shall be submitted electronically using the NetDMR website.

    Pursuant to 327 IAC 5-2-8(11)(D) and Part II.C.4 of the Permit, the permittee shall report any instance of noncompliance not reported under the "Incident Reporting Requirements" in Part II.C.3 at the time the pertinent DMR is submitted. The written submission shall contain: a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and, if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate and prevent the noncompliance.

    During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented that Respondent failed to:

    A. Report the accurate number of violations (# of Ex.) on DMRs, and
    B. Include reasons for noncompliance and steps taken to prevent future noncompliance in DMRs and MROs,

    In violation of 327 IAC 5-2-8(11)(D), Part I.B.3 and Part II.C.4 of the Permit.

14. Pursuant to Part I.B.5 of the Permit, the analytical and sampling methods used shall conform to the version of 40 Code of Federal Regulations (CFR) 136 incorporated by reference in 327 IAC 5. Different but equivalent methods are allowable if they receive the prior written approval of the Commissioner and the U.S. Environmental Protection Agency. When more than one test procedure is approved for the purposes of the NPDES program under 40 CFR 136 for the analysis of a pollutant or pollutant parameter, the test procedure must be sufficiently sensitive as defined at 40 CFR 122.21(e)(3) and 122.44(i)(1)(iv).

During inspections performed on July 26, 2023, and August 8, 2024, IDEM staff observed and documented the following:

A. Inadequate testing methods and documentation for TSS, $CBOD_5$, pH, DO, phosphorus, chlorine, and ammonia;
B. Inadequate quality control or quality assurance testing for TSS, $CBOD_5$, ammonia, phosphorus, and E. coli; and
C. Inadequate meter calibration for pH and DO meters,

All in violation of Part I.B.5 of the Permit.

15. Pursuant to Part I.B.6 of the Permit, for each measurement or sample taken pursuant to the requirements of this permit, the permittee shall record and maintain records of all monitoring information on activities under this permit, including the following information:

A The exact place, date, and time of sampling or measurements;
B. The person(s) who performed the sampling or measurements;
C. The dates and times the analyses were performed;
D. The person(s) who performed the analyses;
E. The analytical techniques or methods used; and
F. The results of all required analyses and measurements.

During inspections performed on July 26, 2023, and August 8, 2024, IDEM staff observed and documented missing or inadequate sample logs for TSS, $CBOD_5$, ammonia, DO, chlorine, pH, and phosphorus, as well as missing sample day versus analysis day documentation for TSS, ammonia, $CBOD_5$, and phosphorus, in violation of Part I.B.6 of the Permit.

16. Pursuant to 327 IAC 5-2-8(9) and Part II.B.1 of the Permit, the permittee shall at all times maintain in good working order and efficiently operate all facilities and systems (and related appurtenances) for the collection and treatment which are installed or used by the permittee and which are necessary for achieving compliance with the terms and conditions of the permit.

Pursuant to 327 IAC 5-23-6(1), the owner or governing body of a WWTP is responsible for providing adequate funding and oversight of the WWTP to ensure proper operation, maintenance, management, and supervision.

During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented inadequate operation and maintenance, including:

A. Clarifier was covered in solids and appeared septic;
B. Aeration appeared light in color and thin;
C. Inadequate phosphorus chemical being fed for phosphorus treatment;

D. Poor settling in clarifier;
E. Inflow and infiltration (I/I) into the collection system;
F. Records indicated that the plant gets hydraulically overloaded following peak visitation;
G. Daily fluctuation of flows causing operational problems;
H. Inadequate or missing maintenance records for repair or preventative maintenance;
I. Inoperable air lift lines; and
J. Inoperable sand filters,

All in violation of 327 IAC 5-2-8(9), 327 IAC 5-23-6(1), and Part II.B.1 of the Permit.

17. Pursuant to Part II.B.6 of the Permit, any overflow or release of sanitary wastewater from the wastewater treatment facilities or collection system that results in a discharge to waters of the state and is not specifically authorized by this permit is expressly prohibited. These discharges are subject to the reporting requirements in Part II.C.3 of this permit.

    On June 4, 2024, IDEM received a complaint regarding a sewage leak at the Site. There were indications that the WWTP did not discharge to the Salamonie Reservoir as indicated in the Permit.

    During an inspection on June 7, 2024, IDEM Emergency Response staff conducted dye testing to locate the actual outfall from the WWTP. Testing revealed that the effluent was not directly discharging into the Salamonie Reservoir, as listed in the Permit, but was discharging into a tributary to the reservoir.

    During an inspection on June 7, 2024, IDEM staff observed and documented that the WWTP discharges into the creek prior to the Salamonie Reservoir, which is a release of sanitary wastewater to waters of the State not specifically authorized by the Permit, in violation of Part II.B.6 of the Permit.

    On June 25, 2024, Respondent made a written request for a permit modification. On October 4, 2024, IDEM issued a permit modification, which changed the effluent outfall location from the Salamonie Reservoir to a tributary just prior to entry into the Salamonie Reservoir.

18. On July 27, 2023, May 29, 2024, June 10, 2024, and August 12, 2024, IDEM sent Inspection Summary Letters to Respondent outlining violations at the WWTP. The letters required a response detailing actions taken to correct the violations. IDEM only received a response to the Inspection Summary letters dated July 27, 2023 and August 12, 2024. To date, IDEM has not received a response for any of the other above noted violation and noncompliance letters, and the violations continue at the WWTP.

19. Orders of the Commissioner are subject to administrative review by the Office of Administrative Law Proceedings under IC 4-21.5; however, in recognition of the settlement reached, Respondent acknowledges notice of this right and waives any right to administrative and judicial review of this Agreed Order.

II. ORDER

1. This Agreed Order shall be effective (Effective Date) when it is adopted by Complainant or Complainant's delegate (as evidenced by signature), and the adopted Agreed Order has been received by Respondent. This Agreed Order shall have no force or effect until the Effective Date. In addition to addressing the violations cited in Paragraphs 8 through 17 of the Findings of Fact above, this Agreed Order also addresses any additional violations of these same rules that may have occurred subsequent to the issuance of the NOV and prior to the Effective Date.

2. Respondent shall comply with rules and statutes listed in the findings above at issue.

3. Beginning immediately upon the Effective Date, Respondent shall report any instance of noncompliance not reported under Part II.C.3 of the Permit at the time the pertinent DMR is submitted, including a description of the noncompliance, an explanation of the cause, and corrective measures.

4. Immediately upon the Effective Date, Respondent shall retain records, or a copy of its records, for the previous three (3) years at the Site in accordance with the Permit.

5. Within 30 days of the Effective Date, Respondent shall develop and submit to IDEM for approval a Compliance Plan (CP) which identifies actions that Respondent will take to achieve and maintain compliance with its Permit, specifically including the actions Respondent will take to:

   A. Achieve and maintain compliance with effluent limitations contained in the Permit, specifically TSS, ammonia, phosphorus, chlorine, $CBOD_5$, and E. coli;
   B. Monitor for DO at the correct frequency, per the Permit
   C. Assure proper removal, storage and disposal of sludge solids;
   D. Evaluate capacity of the WWTP against an updated and accurate calibration of flow;
   E. Calibrate the flow meter annually, as required;
   F. Remove solids from the receiving stream and send documentation to IDEM;
   G. Evaluate longevity of the existing WWTP;
   H. Repair or replace several WWTP components, including the sand filter, clarifier, and air lift lines;
   I. Ensure adequate phosphorus treatment;
   J. Develop and implement a preventative maintenance program for WWTP

equipment, and document all maintenance (preventative and repair) in a permanent record;;

K. Ensure access to Outfall 001;
L. Ensure proper analytical and sampling methods are used;
M. Record and maintain records of all monitoring activities, including the place, date, time, techniques or methods, results, and person(s) who performed sampling, measurements, or analysis;
N. Develop and implement a preventative maintenance program for the sanitary sewer collection system, which includes methods and milestone dates for locating and eliminating sources of I/I in the sewer system and the elimination of sanitary sewer overflows;
O. Submit to IDEM any required responses to Inspection Summary or Noncompliance Letters within the required timeframe; and
P. Comply with reporting requirements of the Permit.

The CP shall include an implementation and completion schedule, including specific milestone dates.

Respondent shall notify IDEM in writing of variations to the approved CP.

6. Respondent shall, after completion of the work required pursuant to the approved CP from Paragraph 5 above, demonstrate 12 consecutive months of compliance (Compliance Demonstration) with the terms and conditions of the Permit.

7. In the event that violation(s) occur during the Compliance Demonstration, within 30 days of the violation, Respondent shall develop and submit to IDEM, for approval, an Additional Action Plan (AAP) which identifies the additional actions that Respondent will take to achieve and maintain compliance with the terms and conditions of the Permit. The AAP, if required, shall include an implementation and completion schedule, including specific milestone dates.

8. The plans required by Order Paragraphs 5 and 7 are subject to IDEM approval. In the event IDEM determines that any plan or any modified plan submitted by Respondent is deficient or otherwise unacceptable, Respondent shall revise and resubmit the plan to IDEM in accordance with IDEM's notice. After three submissions of such plan by Respondent, IDEM may seek civil enforcement of this Order.

9. Respondent, upon receipt of written notification from IDEM, shall immediately implement the approved plan(s) and adhere to the milestone dates therein. The approved CP and AAP shall be incorporated into the Agreed Order and shall be deemed an enforceable part thereof.

Following completion of the actions included in the AAP, the 12-month Compliance Demonstration, as specified in Paragraph 6 above, will re-start. Failure to achieve compliance at the conclusion of work under an AAP may subject Respondent to additional enforcement action.

10. Beginning upon receipt of approval of the CP or AAP and continuing until the successful completion of implementation of the approved CP or AAP, Respondent shall submit to IDEM regular progress reports identifying compliance actions implemented and completion of each required milestone in the CP or AAP. The frequency of progress report submittals shall be specified in IDEM's written notification to Respondent of the plan approval and will be based on the proposed milestones in the approved plan(s).

11. Beginning on the Effective Date and continuing until the successful completion of the approved CP, Respondent shall, at all times, operate its existing WWTP as efficiently and effectively as possible.

12. All submittals required by this Agreed Order, unless Respondent is notified otherwise in writing by IDEM, shall be sent to:

    Ryan Julian, Enforcement Case Manager
    Office of Water Quality – IGCN 1255
    Indiana Department of Environmental Management
    100 North Senate Avenue
    Indianapolis, IN 46204-2251

13. Respondent is assessed and agrees to pay a civil penalty of Four Thousand Two Hundred Twenty-Five Dollars ($4,225). Respondent shall pay the civil penalty by the due date printed on the invoice, as attached.

    Civil and stipulated penalties are payable to the "Environmental Management Special Fund" by mail, phone, or online following the instructions below:

    <u>Mail</u>:
    Civil and stipulated penalties are payable by check to the "Environmental Management Special Fund." Checks shall include the Case Number 2024-30387-W of this action and shall be mailed to:

    Indiana Department of Environmental Management
    Accounts Receivable
    IGCN, Room 1340
    100 North Senate Avenue
    Indianapolis, IN 46204

    <u>Online</u>:
    Accounts Receivable is accepting payments online by e-Check, Mastercard, Visa, or Discover. Please visit www.IN.gov/IDEM. Under Online Services, click Online Payment options and follow the prompts. A processing fee of $1 plus 1.99% will be charged for credit card payments. A processing fee of $1 will be charged for e-Check payments. The Case Number 2024-30387-W of this action is required to complete the process.

Phone:
Accounts Receivable also accepts payments by phone at 317-234-3099. Follow the instructions for Mastercard, Visa, or Discover payments. A processing fee of $1 plus 1.99% will be charged for credit card payments. A processing fee of $1 will be charged for e-Check payments. The Case Number 2024-30387-W is required to complete the process.

14. In the event the terms and conditions of the following paragraphs are violated, IDEM may assess and Respondent shall pay the corresponding stipulated penalty:

Paragraph	Violation	Stipulated Penalty
3	Failure to report noncompliance and/or provide required information on the pertinent DMR.	$150 per violation.
4	Failure to retain all records and information from the monitoring activities.	$250 per violation.
5	Failure to submit the CP within the required time period.	$250 per week late, or part thereof.
6	For violations of terms and conditions of the Permit during the Compliance Demonstration.	$400 per violation
7	Failure to submit the AAP, if required, within the given time period.	$500 per week late, or part thereof.
8	Failure to modify the CP and/or AAP, if required, within the given time period.	$500 per week late, or part thereof.
9	Failure to meet and/or implement any milestone date set forth in the approved CP or AAP.	$500 per week late, or part thereof.
10	Failure to submit to IDEM a written progress report as specified in the CP or AAP approval letter.	$150 per week late, or part thereof.
11	Failure to operate the WWTP as efficiently and effectively as possible prior to Compliance Demonstration.	$200 per violation.

15. Stipulated penalties shall be due and payable no later than the 30th day after Respondent receives written notice that IDEM has determined a stipulated penalty is due, the 30th day being a "Due Date." IDEM may notify Respondent at any time that a stipulated penalty is due. Failure to notify Respondent in writing in a timely manner of a stipulated penalty assessment shall not waive IDEM's right to collect such stipulated penalty or preclude IDEM from seeking additional relief against Respondent for violation of this Agreed Order. Neither assessment nor payment of stipulated penalties shall preclude IDEM from seeking additional relief against

Respondent for a violation of this Agreed Order. Such additional relief includes any remedies or sanctions available pursuant to Indiana law, including, but not limited to, civil penalties pursuant to IC 13-30-4.

16. This Agreed Order shall apply to and be binding upon Respondent, its successors and assigns. Respondent's signatories to this Agreed Order certify that they are fully authorized to execute this Agreed Order and legally bind the party they represent. No change in ownership, corporate, or partnership status of Respondent shall in any way alter its status or responsibilities under this Agreed Order.

17. In the event that the monies due to IDEM pursuant to this Agreed Order are not paid on or before the Due Date, Respondent shall pay interest on the unpaid balance and any accrued interest at the rate established by IC 24-4.6-1. The interest shall be computed as having accrued from the Due Date until the date that Respondent pays any unpaid balance. The interest shall continue to accrue on the first of each month until the civil penalty and any interest accrued are paid in full. Such interest shall be payable to the "Environmental Management Special Fund," and shall be payable to IDEM in the manner specified above.

18. In the event that any terms of this Agreed Order are found to be invalid, the remaining terms shall remain in full force and effect and shall be construed and enforced as if this Agreed Order did not contain the invalid terms.

19. Respondent shall provide a copy of this Agreed Order, if in force, to any subsequent owners or successors before ownership rights are transferred. Respondent shall ensure that all contractors, firms and other persons performing work under this Agreed Order comply with the terms of this Agreed Order.

20. This Agreed Order is not and shall not be interpreted to be a permit or a modification of an existing permit. This Agreed Order, and IDEM's review or approval of any submittal made by Respondent pursuant to this Agreed Order, shall not in any way relieve Respondent of its obligation to comply with the requirements of its applicable permits or any applicable Federal or State law or regulation.

21. Complainant does not, by his approval of this Agreed Order, warrant or aver in any manner that Respondent's compliance with any aspect of this Agreed Order will result in compliance with the provisions of any permit, order, or any applicable Federal or State law or regulation. Additionally, IDEM or anyone acting on its behalf shall not be held liable for any costs or penalties Respondent may incur as a result of Respondent's efforts to comply with this Agreed Order.

22. Nothing in this Agreed Order shall prevent or limit IDEM's rights to obtain penalties or injunctive relief under any applicable Federal or State law or regulation, except that IDEM may not, and hereby waives its right to, seek additional civil penalties for the same violations specified in the Notice of Violation.

23. Nothing in this Agreed Order shall prevent IDEM (or anyone acting on its behalf) from communicating with the United States Environmental Protection Agency (US EPA) or any other agency or entity about any matters relating to this enforcement action. IDEM or anyone acting on its behalf shall not be held liable for any costs or penalties Respondent may incur as a result of such communications with the US EPA or any other agency or entity.

24. This Agreed Order shall remain in effect until Respondent has complied with the terms and conditions of this Agreed Order and IDEM issues a Resolution of Case (close out) letter to Respondent.

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TECHNICAL RECOMMENDATION:
Department of Environmental Management

By: Jessica Irvine
____

Jessica Irvine, Chief
Water Enforcement Section
Office of Water Quality

Date: March 21, 2025

RESPONDENT:
Cocojo's A Zoomers RV Resort, LLC

By: ______________________________

Printed: ______________________________
Title: ______________________________

Date: ______________________________

COUNSEL FOR RESPONDENT:

By: ______________________________

Date: ______________________________

APPROVED AND ADOPTED BY THE INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT THIS ________ DAY OF ______________________________, 20__.

For the Commissioner:

____

Martha Clark Mettler
Assistant Commissioner
Office of Water Quality

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-6027 • (317) 232-8603 • Fax (317) 233-6647 • www.idem.IN.gov

Mike Braun
Governor

Clint Woods
Commissioner

June 12, 2025

Via E-Mail: tiffanieweaver2018@gmail.com

Tiffanie Weaver, Registered Agent
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, IN 46992

Dear Ms. Weaver:

Re: Revised Proposed Agreed Order
Indiana Department of
Environmental Management
v.
Cocojo's A Zoomers RV Resort, LLC
NPDES Permit No. IN0041637
Case No. 2024-30387-W
Lagro, Wabash County

Enclosed please find the revised proposed Agreed Order that provides for the actions required to correct the violations outlined in the Indiana Department of Environmental Management (IDEM)'s Notice of Violation issued to you in the above referenced case dated March 21, 2025.

The enclosed proposed Agreed Order remains subject to the final approval of IDEM. No Agreed Order is binding on IDEM until the Agreed Order has been approved and adopted by the appropriate IDEM official. IDEM retains the right to withdraw from the proposed Agreed Order if IDEM becomes aware of facts or considerations that indicate that the Agreed Order is unfair, inappropriate, or inconsistent with state law or the Clean Water Act.

The Civil Penalty has been reassessed to a total of $2,958. Recognition of a response to an inspection summary has been recorded in Findings of Fact Paragraph 18.

The civil penalty noted in the proposed Agreed Order is for settlement purposes only. Entering into and timely compliance with the enclosed Agreed Order will constitute resolution of this case. To resolve this matter as provided for in the enclosed Agreed Order, sign and return the entire document to me via email or send a physical copy to the following address within <u>15 days</u> of your receipt:

IDEM Office of Water Quality

Compliance and Enforcement Branch
Water Enforcement Section, Mail Code 60-02W
100 N. Senate Avenue
Indianapolis, IN 46204-2251

If this matter cannot be resolved through the enclosed Agreed Order or a mutually acceptable revised Agreed Order, a Commissioner's Order may be issued. It should be understood that the civil penalty for purposes of a Commissioner's Order will be assessed pursuant to IDEM's Civil Penalty Policy adopted as a Non-rule Policy Document on April 5, 1999.

If you would like to schedule a meeting to discuss this matter in more detail, please contact me as soon as possible at (317) 234-3123 or rjulian@idem.in.gov. Thank you for your cooperation in this matter.

Sincerely,

Ryan Julian, Case Manager
Water Enforcement Section
Office of Water Quality

Enclosure

cc: Wabash County Health Department
Indiana Department of Health, Mobile Home Community Inspection and Licensing Program
http://www.in.gov/idem

STATE OF INDIANA)		BEFORE THE INDIANA DEPARTMENT
)	SS:	OF ENVIRONMENTAL MANAGEMENT
COUNTY OF MARION)		

COMMISSIONER OF THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT,)	
Complainant,)	
v.)	Case No. 2024-30387-W
COCOJO'S A ZOOMERS RV RESORT, LLC)	
Respondent.	

AGREED ORDER

Complainant and Respondent desire to settle and compromise this action without hearing or adjudication of any issue of fact or law, and consent to the entry of the following Findings of Fact and Order. Pursuant to Indiana Code (IC) 13-30-3-3, entry into the terms of this Agreed Order does not constitute an admission of any violation contained herein. Respondent's entry into this Agreed Order shall not constitute a waiver of any defense, legal or equitable, which Respondent may have in any future administrative or judicial proceeding, except a proceeding to enforce this order.

I. FINDINGS OF FACT

1. Complainant is the Commissioner (Complainant) of the Indiana Department of Environmental Management (IDEM), a department of the State of Indiana created by IC 13-13-1-1.

2. Cocojo's A Zoomers RV Resort, LLC (Respondent) owns and operates the Cocojo's RV Campground located at 7309 East 400 South, Lagro, Wabash County, Indiana (the Site).

3. Respondent is authorized by its National Pollutant Discharge Elimination System (NPDES) Permit No. IN0041637 (the Permit) to discharge wastewater treated in accordance with the terms and conditions of the Permit from its Wastewater

Treatment Plant (WWTP) into the Salamonie Reservoir via Outfall 001. This is a seasonal campground operating annually from April 1 to October 31.

4. IDEM has jurisdiction over the parties and the subject matter of this action pursuant to IC 13-30-3.

5. Pursuant to IC 13-30-3-3, IDEM issued a Notice of Violation (NOV) via Certified Mail/personal service to:

Michael Weaver, Owner Cocojo's A Zoomers RV Resort, LLC 2503 E State Road 524 Wabash, IN 46992	Tiffanie Weaver, Registered Agent Cocojo's A Zoomers RV Resort, LLC 2503 E State Road 524 Wabash, IN 46992

6. During an investigation conducted by a representative of IDEM, violations were found, as described below.

7. 327 Indiana Administrative Code (IAC) 5-2-8(1), states the permittee shall comply with all terms and conditions of the Permit. Any permit noncompliance constitutes a violation of the Clean Water Act and IC 13 and is grounds for enforcement action by IDEM.

8. Pursuant to Part I.A.1 of the Permit, the permittee is required to comply with the monitoring requirements contained in the Permit, including effluent limitations.

   Discharge Monitoring Reports (DMRs) and Monthly Reports of Operation (MROs) submitted by Respondent for the period of March 2022 through January 2025 revealed violations of effluent limitations contained in Part I.A.1 of the Permit as follows:

   A. The monthly average concentration limitation for total suspended solids (TSS) was exceeded during April, May, and June 2022, April, June, and July 2023, and April, May, and June 2024.
   B. The monthly average loading limitation for TSS was exceeded during April and May 2023, and April and May 2024.
   C. The weekly maximum average concentration limitation for TSS was exceeded during May, June, and July 2022, April, May, June, and July 2023, and April, May, and June 2024.
   D. The weekly maximum loading limitation for TSS was exceeded during July and October 2022, April, May, June, and August 2023, and April and May 2024.
   E. The monthly average concentration limitation for ammonia as nitrogen (ammonia) was exceeded during May, June, and October 2022, and April, May, June, and July 2023.
   F. The monthly average loading limitation for ammonia was exceeded during October 2022, and April, May, June, and July 2023.

G. The weekly maximum average concentration limitation for ammonia was exceeded during May, June, July, August, September, October 2022, April, May, June, July, August, and September 2023, and May 2024.
H. The weekly maximum loading limitation for ammonia was exceeded during October 2022 and April, May, June, July, and August 2023.
I. The monthly average concentration limitation for phosphorus was exceeded during April, May, June, August, September, and October 2022, April, May, June, and July 2023, and April and May 2024.
J. The monthly average concentration limitation for chlorine was exceeded during May 2022.
K. The daily maximum concentration limitation for chlorine was exceeded during May 2022.
L. The daily minimum concentration limitation for chlorine was not met during May 2022.
M. The monthly average concentration limitation for 5-day carbonaceous biological oxygen demand ($CBOD_5$) was exceeded during April, May, and June 2022, and April 2023.
N. The monthly average loading limitation for $CBOD_5$ was exceeded during October 2022, and April and May 2023.
O. The weekly maximum concentration limitation for $CBOD_5$ was exceeded during April, May, June, October, and November 2022, and April and June 2023.
P. The weekly maximum loading limitation for $CBOD_5$ was exceeded during October 2022, April and May 2023, and April and May 2024.
Q. The monthly geometric mean for Escherichia coli (E. coli) was exceeded during April 2024.

Respondent failed to comply with the effluent limitations discharged from Outfall 001, contained in the Permit, in violation of Part I.A.1 of the Permit.

9. Pursuant to Part I.A.1 of the Permit, the permittee is required to monitor for dissolved oxygen (DO) twice in a twenty-four (24) hour period, two times weekly.

During inspections performed on July 26, 2023, and August 8, 2024, IDEM staff observed and documented inadequate or missing documentation of DO monitoring and DO bench sheets indicating that DO testing is not being completed twice in a twenty-four (24) hour period, two times weekly as required by the permit, in violation of Part I.A.1 of the Permit.

10. Pursuant to Part I.A.1[1] of the Permit, the permittee is required to calibrate the flow meter(s) at least once every twelve months.

During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented that the flow meter did not have a sticker depicting when it was last calibrated and the operator did not have current calibration documentation available, in violation of Part I.A.1[1] of the Permit.

11. Pursuant to IC 13-18-4-5, a person may not: (1) throw, run, drain, or otherwise dispose; or (2) cause, permit, or suffer to be thrown, run, drained, allowed to seep, or otherwise disposed; into any of the streams or waters of Indiana any organic or inorganic matter that causes or contributes to a polluted condition of any of the streams or waters of Indiana.

    Pursuant to IC 13-30-2-1(1), it is unlawful for any person to discharge, emit, cause or allow any contaminant or waste, including any noxious odor, either alone or in combination with contaminants from other sources in the environment in any form that causes or would cause pollution that violates or would violate rules, standards, or discharge or emission requirements adopted by the appropriate board under the environmental management laws.

    Pursuant to 327 IAC 2-1-6(a)(1) and Part I.A.2 of the Permit, all surface waters at all times and at all places, including the mixing zone, shall meet the minimum conditions of being free from substances, materials, floating debris, oil or scum attributable to municipal, industrial, agricultural, and other land use practices or other discharges that do any of the following:

    a. will settle to form putrescent or otherwise objectionable deposits;
    b. are in amounts sufficient to be unsightly or deleterious;
    c. produce color, visible oil sheen, odor, or other conditions in such degree as to create a nuisance;
    d. are in concentrations or combinations that will cause or contribute to the growth of aquatic plants or algae to such degree as to create a nuisance, be unsightly, or otherwise impair the designated uses; or
    e. are in amounts sufficient to be acutely toxic to, or to otherwise severely injure or kill aquatic life, other animals, plants, or humans.

    During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented effluent that was poor in quality, turbid, blackish in color, and contained visible solids and settled solids in the receiving stream, in violation of IC 13-18-4-5, IC 13-30-2-1(1), 327 IAC 2-1-6(a)(1), and Part I.A.2 of the Permit.

12. Pursuant to 327 IAC 5-2-8(8) and Part II.A.16 of the Permit, the permittee shall allow the Commissioner, or an authorized representative (including an authorized contractor acting as a representative of the Commissioner), upon the presentation of credentials and other documents as may be required by law, to:

    A. Enter upon the permittee's premises where a point source, regulated facility, or activity is located or conducted, or where records must be kept pursuant to the conditions of this permit;
    B. Have access to and copy, at reasonable times, any records that must be kept under the terms and conditions of this permit;

C. Inspect at reasonable times any facilities, equipment or methods (including monitoring and control equipment), practices, or operations regulated or required pursuant to this permit; and
D. Sample or monitor at reasonable times, any discharge of pollutants or internal wastestreams for the purposes of evaluating compliance with the permit or as otherwise authorized.

During an inspection performed on August 8, 2024, IDEM staff observed and documented that Outfall 001 was not readily accessible for inspection and the outfall pipe was buried behind the bank and covered with vegetation and fallen trees, which did not allow IDEM staff to monitor the discharge of pollutants, in violation of 327 IAC 5-2-8(8) and Part II.A.16 of the Permit.

13. Pursuant to Part I.B.3 of the Permit, the permittee shall submit accurate monitoring reports to the IDEM containing results obtained during each monitoring period and shall be submitted no later than the 28th day of the month following each completed monitoring period. Each monitoring period report shall be submitted no less than annually and no more than monthly, as per parameter measurement frequency listed. These reports shall include, but not limited to, the MRO and the DMR. All reports shall be submitted electronically using the NetDMR website.

Pursuant to 327 IAC 5-2-8(11)(D) and Part II.C.4 of the Permit, the permittee shall report any instance of noncompliance not reported under the "Incident Reporting Requirements" in Part II.C.3 at the time the pertinent DMR is submitted. The written submission shall contain: a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and, if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate and prevent the noncompliance.

During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented that Respondent failed to:

A. Report the accurate number of violations (# of Ex.) on DMRs, and
B. Include reasons for noncompliance and steps taken to prevent future noncompliance in DMRs and MROs,

In violation of 327 IAC 5-2-8(11)(D), Part I.B.3 and Part II.C.4 of the Permit.

14. Pursuant to Part I.B.5 of the Permit, the analytical and sampling methods used shall conform to the version of 40 Code of Federal Regulations (CFR) 136 incorporated by reference in 327 IAC 5. Different but equivalent methods are allowable if they receive the prior written approval of the Commissioner and the U.S. Environmental Protection Agency. When more than one test procedure is approved for the purposes of the NPDES program under 40 CFR 136 for the analysis of a pollutant or pollutant parameter, the test procedure must be sufficiently sensitive as defined at 40 CFR 122.21(e)(3) and 122.44(i)(1)(iv).

During inspections performed on July 26, 2023, and August 8, 2024, IDEM staff observed and documented the following:

A. Inadequate testing methods and documentation for TSS, $CBOD_5$, pH, DO, phosphorus, chlorine, and ammonia;
B. Inadequate quality control or quality assurance testing for TSS, $CBOD_5$, ammonia, phosphorus, and E. coli; and
C. Inadequate meter calibration for pH and DO meters,

All in violation of Part I.B.5 of the Permit.

15. Pursuant to Part I.B.6 of the Permit, for each measurement or sample taken pursuant to the requirements of this permit, the permittee shall record and maintain records of all monitoring information on activities under this permit, including the following information:

A The exact place, date, and time of sampling or measurements;
B. The person(s) who performed the sampling or measurements;
C. The dates and times the analyses were performed;
D. The person(s) who performed the analyses;
E. The analytical techniques or methods used; and
F. The results of all required analyses and measurements.

During inspections performed on July 26, 2023, and August 8, 2024, IDEM staff observed and documented missing or inadequate sample logs for TSS, $CBOD_5$, ammonia, DO, chlorine, pH, and phosphorus, as well as missing sample day versus analysis day documentation for TSS, ammonia, $CBOD_5$, and phosphorus, in violation of Part I.B.6 of the Permit.

16. Pursuant to 327 IAC 5-2-8(9) and Part II.B.1 of the Permit, the permittee shall at all times maintain in good working order and efficiently operate all facilities and systems (and related appurtenances) for the collection and treatment which are installed or used by the permittee and which are necessary for achieving compliance with the terms and conditions of the permit.

Pursuant to 327 IAC 5-23-6(1), the owner or governing body of a WWTP is responsible for providing adequate funding and oversight of the WWTP to ensure proper operation, maintenance, management, and supervision.

During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented inadequate operation and maintenance, including:

A. Clarifier was covered in solids and appeared septic;
B. Aeration appeared light in color and thin;
C. Inadequate phosphorus chemical being fed for phosphorus treatment;

D. Poor settling in clarifier;
E. Inflow and infiltration (I/I) into the collection system;
F. Records indicated that the plant gets hydraulically overloaded following peak visitation;
G. Daily fluctuation of flows causing operational problems;
H. Inadequate or missing maintenance records for repair or preventative maintenance;
I. Inoperable air lift lines; and
J. Inoperable sand filters,

All in violation of 327 IAC 5-2-8(9), 327 IAC 5-23-6(1), and Part II.B.1 of the Permit.

17. Pursuant to Part II.B.6 of the Permit, any overflow or release of sanitary wastewater from the wastewater treatment facilities or collection system that results in a discharge to waters of the state and is not specifically authorized by this permit is expressly prohibited. These discharges are subject to the reporting requirements in Part II.C.3 of this permit.

On June 4, 2024, IDEM received a complaint regarding a sewage leak at the Site. There were indications that the WWTP did not discharge to the Salamonie Reservoir as indicated in the Permit.

During an inspection on June 7, 2024, IDEM Emergency Response staff conducted dye testing to locate the actual outfall from the WWTP. Testing revealed that the effluent was not directly discharging into the Salamonie Reservoir, as listed in the Permit, but was discharging into a tributary to the reservoir.

During an inspection on June 7, 2024, IDEM staff observed and documented that the WWTP discharges into the creek prior to the Salamonie Reservoir, which is a release of sanitary wastewater to waters of the State not specifically authorized by the Permit, in violation of Part II.B.6 of the Permit.

On June 25, 2024, Respondent made a written request for a permit modification. On October 4, 2024, IDEM issued a permit modification, which changed the effluent outfall location from the Salamonie Reservoir to a tributary just prior to entry into the Salamonie Reservoir.

18. On July 27, 2023, May 29, 2024, June 10, 2024, and August 12, 2024, IDEM sent Inspection Summary Letters to Respondent outlining violations at the WWTP. The letters required a response detailing actions taken to correct the violations. IDEM only received a response to the Inspection Summary letters dated July 27, 2023, May 29, 2024, and August 12, 2024. To date, IDEM has not received a response the other above noted violation and noncompliance letter, and the violations continue at the WWTP.

19. Orders of the Commissioner are subject to administrative review by the Office of Administrative Law Proceedings under IC 4-21.5; however, in recognition of the settlement reached, Respondent acknowledges notice of this right and waives any right to administrative and judicial review of this Agreed Order.

II. ORDER

1. This Agreed Order shall be effective (Effective Date) when it is adopted by Complainant or Complainant's delegate (as evidenced by signature), and the adopted Agreed Order has been received by Respondent. This Agreed Order shall have no force or effect until the Effective Date. In addition to addressing the violations cited in Paragraphs 8 through 17 of the Findings of Fact above, this Agreed Order also addresses any additional violations of these same rules that may have occurred subsequent to the issuance of the NOV and prior to the Effective Date.

2. Respondent shall comply with rules and statutes listed in the findings above at issue.

3. Beginning immediately upon the Effective Date, Respondent shall report any instance of noncompliance not reported under Part II.C.3 of the Permit at the time the pertinent DMR is submitted, including a description of the noncompliance, an explanation of the cause, and corrective measures.

4. Immediately upon the Effective Date, Respondent shall retain records, or a copy of its records, for the previous three (3) years at the Site in accordance with the Permit.

5. Within 30 days of the Effective Date, Respondent shall develop and submit to IDEM for approval a Compliance Plan (CP) which identifies actions that Respondent will take to achieve and maintain compliance with its Permit, specifically including the actions Respondent will take to:

   A. Achieve and maintain compliance with effluent limitations contained in the Permit, specifically TSS, ammonia, phosphorus, chlorine, $CBOD_5$, and E. coli;
   B. Monitor for DO at the correct frequency, per the Permit
   C. Assure proper removal, storage and disposal of sludge solids;
   D. Evaluate capacity of the WWTP against an updated and accurate calibration of flow;
   E. Calibrate the flow meter annually, as required;
   F. Remove solids from the receiving stream and send documentation to IDEM;
   G. Evaluate longevity of the existing WWTP;
   H. Repair or replace several WWTP components, including the sand filter, clarifier, and air lift lines;
   I. Ensure adequate phosphorus treatment;
   J. Develop and implement a preventative maintenance program for WWTP

equipment, and document all maintenance (preventative and repair) in a permanent record;;

K. Ensure access to Outfall 001;
L. Ensure proper analytical and sampling methods are used;
M. Record and maintain records of all monitoring activities, including the place, date, time, techniques or methods, results, and person(s) who performed sampling, measurements, or analysis;
N. Develop and implement a preventative maintenance program for the sanitary sewer collection system, which includes methods and milestone dates for locating and eliminating sources of I/I in the sewer system and the elimination of sanitary sewer overflows;
O. Submit to IDEM any required responses to Inspection Summary or Noncompliance Letters within the required timeframe; and
P. Comply with reporting requirements of the Permit.

The CP shall include an implementation and completion schedule, including specific milestone dates.

Respondent shall notify IDEM in writing of variations to the approved CP.

6. Respondent shall, after completion of the work required pursuant to the approved CP from Paragraph 5 above, demonstrate 12 consecutive months of compliance (Compliance Demonstration) with the terms and conditions of the Permit.

7. In the event that violation(s) occur during the Compliance Demonstration, within 30 days of the violation, Respondent shall develop and submit to IDEM, for approval, an Additional Action Plan (AAP) which identifies the additional actions that Respondent will take to achieve and maintain compliance with the terms and conditions of the Permit. The AAP, if required, shall include an implementation and completion schedule, including specific milestone dates.

8. The plans required by Order Paragraphs 5 and 7 are subject to IDEM approval. In the event IDEM determines that any plan or any modified plan submitted by Respondent is deficient or otherwise unacceptable, Respondent shall revise and resubmit the plan to IDEM in accordance with IDEM's notice. After three submissions of such plan by Respondent, IDEM may seek civil enforcement of this Order.

9. Respondent, upon receipt of written notification from IDEM, shall immediately implement the approved plan(s) and adhere to the milestone dates therein. The approved CP and AAP shall be incorporated into the Agreed Order and shall be deemed an enforceable part thereof.

Following completion of the actions included in the AAP, the 12-month Compliance Demonstration, as specified in Paragraph 6 above, will re-start. Failure to achieve compliance at the conclusion of work under an AAP may subject Respondent to additional enforcement action.

10. Beginning upon receipt of approval of the CP or AAP and continuing until the successful completion of implementation of the approved CP or AAP, Respondent shall submit to IDEM regular progress reports identifying compliance actions implemented and completion of each required milestone in the CP or AAP. The frequency of progress report submittals shall be specified in IDEM's written notification to Respondent of the plan approval and will be based on the proposed milestones in the approved plan(s).

11. Beginning on the Effective Date and continuing until the successful completion of the approved CP, Respondent shall, at all times, operate its existing WWTP as efficiently and effectively as possible.

12. All submittals required by this Agreed Order, unless Respondent is notified otherwise in writing by IDEM, shall be sent to:

    Ryan Julian, Enforcement Case Manager
    Office of Water Quality – IGCN 1255
    Indiana Department of Environmental Management
    100 North Senate Avenue
    Indianapolis, IN 46204-2251

13. Respondent is assessed and agrees to pay a civil penalty of Two Thousand Nine Hundred Fifty-Eight Dollars ($2,958). Respondent shall pay the civil penalty by the due date printed on the invoice, as attached.

    Civil and stipulated penalties are payable to the "Environmental Management Special Fund" by mail, phone, or online following the instructions below:

    Mail:
    Civil and stipulated penalties are payable by check to the "Environmental Management Special Fund." Checks shall include the Case Number 2024-30387-W of this action and shall be mailed to:

    Indiana Department of Environmental Management
    Accounts Receivable
    IGCN, Room 1340
    100 North Senate Avenue
    Indianapolis, IN 46204

    Online:
    Accounts Receivable is accepting payments online by e-Check, Mastercard, Visa, or Discover. Please visit www.IN.gov/IDEM. Under Online Services, click Online Payment options and follow the prompts. A processing fee of $1 plus 1.99% will be charged for credit card payments. A processing fee of $1 will be charged for e-Check payments. The Case Number 2024-30387-W of this action is required to complete the process.

Phone:
Accounts Receivable also accepts payments by phone at 317-234-3099. Follow the instructions for Mastercard, Visa, or Discover payments. A processing fee of $1 plus 1.99% will be charged for credit card payments. A processing fee of $1 will be charged for e-Check payments. The Case Number 2024-30387-W is required to complete the process.

14. In the event the terms and conditions of the following paragraphs are violated, IDEM may assess and Respondent shall pay the corresponding stipulated penalty:

Paragraph	Violation	Stipulated Penalty
3	Failure to report noncompliance and/or provide required information on the pertinent DMR.	$150 per violation.
4	Failure to retain all records and information from the monitoring activities.	$250 per violation.
5	Failure to submit the CP within the required time period.	$250 per week late, or part thereof.
6	For violations of terms and conditions of the Permit during the Compliance Demonstration.	$400 per violation
7	Failure to submit the AAP, if required, within the given time period.	$500 per week late, or part thereof.
8	Failure to modify the CP and/or AAP, if required, within the given time period.	$500 per week late, or part thereof.
9	Failure to meet and/or implement any milestone date set forth in the approved CP or AAP.	$500 per week late, or part thereof.
10	Failure to submit to IDEM a written progress report as specified in the CP or AAP approval letter.	$150 per week late, or part thereof.
11	Failure to operate the WWTP as efficiently and effectively as possible prior to Compliance Demonstration.	$200 per violation.

15. Stipulated penalties shall be due and payable no later than the 30th day after Respondent receives written notice that IDEM has determined a stipulated penalty is due, the 30th day being a "Due Date." IDEM may notify Respondent at any time that a stipulated penalty is due. Failure to notify Respondent in writing in a timely manner of a stipulated penalty assessment shall not waive IDEM's right to collect such stipulated penalty or preclude IDEM from seeking additional relief against Respondent for violation of this Agreed Order. Neither assessment nor payment of stipulated penalties shall preclude IDEM from seeking additional relief against

Respondent for a violation of this Agreed Order. Such additional relief includes any remedies or sanctions available pursuant to Indiana law, including, but not limited to, civil penalties pursuant to IC 13-30-4.

16. This Agreed Order shall apply to and be binding upon Respondent, its successors and assigns. Respondent's signatories to this Agreed Order certify that they are fully authorized to execute this Agreed Order and legally bind the party they represent. No change in ownership, corporate, or partnership status of Respondent shall in any way alter its status or responsibilities under this Agreed Order.

17. In the event that the monies due to IDEM pursuant to this Agreed Order are not paid on or before the Due Date, Respondent shall pay interest on the unpaid balance and any accrued interest at the rate established by IC 24-4.6-1. The interest shall be computed as having accrued from the Due Date until the date that Respondent pays any unpaid balance. The interest shall continue to accrue on the first of each month until the civil penalty and any interest accrued are paid in full. Such interest shall be payable to the "Environmental Management Special Fund," and shall be payable to IDEM in the manner specified above.

18. In the event that any terms of this Agreed Order are found to be invalid, the remaining terms shall remain in full force and effect and shall be construed and enforced as if this Agreed Order did not contain the invalid terms.

19. Respondent shall provide a copy of this Agreed Order, if in force, to any subsequent owners or successors before ownership rights are transferred. Respondent shall ensure that all contractors, firms and other persons performing work under this Agreed Order comply with the terms of this Agreed Order.

20. This Agreed Order is not and shall not be interpreted to be a permit or a modification of an existing permit. This Agreed Order, and IDEM's review or approval of any submittal made by Respondent pursuant to this Agreed Order, shall not in any way relieve Respondent of its obligation to comply with the requirements of its applicable permits or any applicable Federal or State law or regulation.

21. Complainant does not, by his approval of this Agreed Order, warrant or aver in any manner that Respondent's compliance with any aspect of this Agreed Order will result in compliance with the provisions of any permit, order, or any applicable Federal or State law or regulation. Additionally, IDEM or anyone acting on its behalf shall not be held liable for any costs or penalties Respondent may incur as a result of Respondent's efforts to comply with this Agreed Order.

22. Nothing in this Agreed Order shall prevent or limit IDEM's rights to obtain penalties or injunctive relief under any applicable Federal or State law or regulation, except that IDEM may not, and hereby waives its right to, seek additional civil penalties for the same violations specified in the Notice of Violation.

23. Nothing in this Agreed Order shall prevent IDEM (or anyone acting on its behalf) from communicating with the United States Environmental Protection Agency (US EPA) or any other agency or entity about any matters relating to this enforcement action. IDEM or anyone acting on its behalf shall not be held liable for any costs or penalties Respondent may incur as a result of such communications with the US EPA or any other agency or entity.

24. This Agreed Order shall remain in effect until Respondent has complied with the terms and conditions of this Agreed Order and IDEM issues a Resolution of Case (close out) letter to Respondent.

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TECHNICAL RECOMMENDATION:
Department of Environmental Management

By: Jessica Irvine
____

Jessica Irvine, Chief
Water Enforcement Section
Office of Water Quality

Date: June 12, 2025

RESPONDENT:
Cocojo's A Zoomers RV Resort, LLC

By: ______________________

Printed: ______________________
Title: ______________________

Date: ______________________

COUNSEL FOR RESPONDENT:

By: ______________________

Date: ______________________

APPROVED AND ADOPTED BY THE INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT THIS ________ DAY OF ______________________, 20__.

For the Commissioner:

____

Martha Clark Mettler
Assistant Commissioner
Office of Water Quality

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-6027 • (317) 232-8603 • Fax (317) 233-6647 • www.idem.IN.gov

Mike Braun
Governor

Clint Woods
Commissioner

June 25, 2025

Via E-Mail: tiffanieweaver2018@gmail.com

Tiffanie Weaver, Registered Agent
Cocojo's A Zoomers RV Resort, LLC
2503 E State Road 524
Wabash, IN 46992

Dear Ms. Weaver:

Re: Adoption of Agreed Order
Commissioner, Indiana Department
of Environmental Management
v.
Cocojo's A Zoomers RV Resort, LLC
NPDES Permit No. IN0041637
Case No. 2024-30387-W
Lagro, Wabash County

This is to inform you that the Agreed Order in the above-referenced case has been approved and adopted by the Indiana Department of Environmental Management. A copy of the Agreed Order is enclosed.

Please note the terms of compliance contained in the Agreed Order. The time frames for compliance are effective upon your receipt of this correspondence (Effective Date). The invoice for payment of the civil penalty is attached. Payment should be made payable to the "Environmental Management Special Fund" and include the Case Number 2024-30387-W for processing.

If you have any questions, please contact Ryan Julian, Case Manager, Water Enforcement Section, at (317) 234-3123 or rjulian@idem.in.gov.

Sincerely,

Jessica Irvine

Jessica Irvine, Chief
Water Enforcement Section
Office of Water Quality

Enclosures

cc: Wabash County Health Department
Indiana State Department of Health, Mobile Home Community Inspection and Licensing Program
http://www.in.gov/idem

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-6027 • (317) 232-8603 • Fax (317) 233-6647 • www.idem.IN.gov

Mike Braun
Governor

Clint Woods
Commissioner

STATE OF INDIANA	)		BEFORE THE INDIANA DEPARTMENT
	)	SS:	OF ENVIRONMENTAL MANAGEMENT
COUNTY OF MARION	)		

COMMISSIONER OF THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT,	)	
Complainant,	)	
v.	)	Case No. 2024-30387-W
COCOJO'S A ZOOMERS RV RESORT, LLC	)	
Respondent.	)	

AGREED ORDER

Complainant and Respondent desire to settle and compromise this action without hearing or adjudication of any issue of fact or law, and consent to the entry of the following Findings of Fact and Order. Pursuant to Indiana Code (IC) 13-30-3-3, entry into the terms of this Agreed Order does not constitute an admission of any violation contained herein. Respondent's entry into this Agreed Order shall not constitute a waiver of any defense, legal or equitable, which Respondent may have in any future administrative or judicial proceeding, except a proceeding to enforce this order.

I. FINDINGS OF FACT

1. Complainant is the Commissioner (Complainant) of the Indiana Department of Environmental Management (IDEM), a department of the State of Indiana created by IC 13-13-1-1.

2. Cocojo's A Zoomers RV Resort, LLC (Respondent) owns and operates the Cocojo's RV Campground located at 7309 East 400 South, Lagro, Wabash County, Indiana (the Site).

3. Respondent is authorized by its National Pollutant Discharge Elimination System (NPDES) Permit No. IN0041637 (the Permit) to discharge wastewater treated in accordance with the terms and conditions of the Permit from its Wastewater

Treatment Plant (WWTP) into the Salamonie Reservoir via Outfall 001. This is a seasonal campground operating annually from April 1 to October 31.

4. IDEM has jurisdiction over the parties and the subject matter of this action pursuant to IC 13-30-3.

5. Pursuant to IC 13-30-3-3, IDEM issued a Notice of Violation (NOV) via Certified Mail/personal service to:

Michael Weaver, Owner Cocojo's A Zoomers RV Resort, LLC 2503 E State Road 524 Wabash, IN 46992	Tiffanie Weaver, Registered Agent Cocojo's A Zoomers RV Resort, LLC 2503 E State Road 524 Wabash, IN 46992

6. During an investigation conducted by a representative of IDEM, violations were found, as described below.

7. 327 Indiana Administrative Code (IAC) 5-2-8(1), states the permittee shall comply with all terms and conditions of the Permit. Any permit noncompliance constitutes a violation of the Clean Water Act and IC 13 and is grounds for enforcement action by IDEM.

8. Pursuant to Part I.A.1 of the Permit, the permittee is required to comply with the monitoring requirements contained in the Permit, including effluent limitations.

   Discharge Monitoring Reports (DMRs) and Monthly Reports of Operation (MROs) submitted by Respondent for the period of March 2022 through January 2025 revealed violations of effluent limitations contained in Part I.A.1 of the Permit as follows:

   A. The monthly average concentration limitation for total suspended solids (TSS) was exceeded during April, May, and June 2022, April, June, and July 2023, and April, May, and June 2024.
   B. The monthly average loading limitation for TSS was exceeded during April and May 2023, and April and May 2024.
   C. The weekly maximum average concentration limitation for TSS was exceeded during May, June, and July 2022, April, May, June, and July 2023, and April, May, and June 2024.
   D. The weekly maximum loading limitation for TSS was exceeded during July and October 2022, April, May, June, and August 2023, and April and May 2024.
   E. The monthly average concentration limitation for ammonia as nitrogen (ammonia) was exceeded during May, June, and October 2022, and April, May, June, and July 2023.
   F. The monthly average loading limitation for ammonia was exceeded during October 2022, and April, May, June, and July 2023.

G. The weekly maximum average concentration limitation for ammonia was exceeded during May, June, July, August, September, October 2022, April, May, June, July, August, and September 2023, and May 2024.
H. The weekly maximum loading limitation for ammonia was exceeded during October 2022 and April, May, June, July, and August 2023.
I. The monthly average concentration limitation for phosphorus was exceeded during April, May, June, August, September, and October 2022, April, May, June, and July 2023, and April and May 2024.
J. The monthly average concentration limitation for chlorine was exceeded during May 2022.
K. The daily maximum concentration limitation for chlorine was exceeded during May 2022.
L. The daily minimum concentration limitation for chlorine was not met during May 2022.
M. The monthly average concentration limitation for 5-day carbonaceous biological oxygen demand ($CBOD_5$) was exceeded during April, May, and June 2022, and April 2023.
N. The monthly average loading limitation for $CBOD_5$ was exceeded during October 2022, and April and May 2023.
O. The weekly maximum concentration limitation for $CBOD_5$ was exceeded during April, May, June, October, and November 2022, and April and June 2023.
P. The weekly maximum loading limitation for $CBOD_5$ was exceeded during October 2022, April and May 2023, and April and May 2024.
Q. The monthly geometric mean for Escherichia coli (E. coli) was exceeded during April 2024.

Respondent failed to comply with the effluent limitations discharged from Outfall 001, contained in the Permit, in violation of Part I.A.1 of the Permit.

9. Pursuant to Part I.A.1 of the Permit, the permittee is required to monitor for dissolved oxygen (DO) twice in a twenty-four (24) hour period, two times weekly.

During inspections performed on July 26, 2023, and August 8, 2024, IDEM staff observed and documented inadequate or missing documentation of DO monitoring and DO bench sheets indicating that DO testing is not being completed twice in a twenty-four (24) hour period, two times weekly as required by the permit, in violation of Part I.A.1 of the Permit.

10. Pursuant to Part I.A.1[1] of the Permit, the permittee is required to calibrate the flow meter(s) at least once every twelve months.

During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented that the flow meter did not have a sticker depicting when it was last calibrated and the operator did not have current calibration documentation available, in violation of Part I.A.1[1] of the Permit.

11. Pursuant to IC 13-18-4-5, a person may not: (1) throw, run, drain, or otherwise dispose; or (2) cause, permit, or suffer to be thrown, run, drained, allowed to seep, or otherwise disposed; into any of the streams or waters of Indiana any organic or inorganic matter that causes or contributes to a polluted condition of any of the streams or waters of Indiana.

    Pursuant to IC 13-30-2-1(1), it is unlawful for any person to discharge, emit, cause or allow any contaminant or waste, including any noxious odor, either alone or in combination with contaminants from other sources in the environment in any form that causes or would cause pollution that violates or would violate rules, standards, or discharge or emission requirements adopted by the appropriate board under the environmental management laws.

    Pursuant to 327 IAC 2-1-6(a)(1) and Part I.A.2 of the Permit, all surface waters at all times and at all places, including the mixing zone, shall meet the minimum conditions of being free from substances, materials, floating debris, oil or scum attributable to municipal, industrial, agricultural, and other land use practices or other discharges that do any of the following:

    a. will settle to form putrescent or otherwise objectionable deposits;
    b. are in amounts sufficient to be unsightly or deleterious;
    c. produce color, visible oil sheen, odor, or other conditions in such degree as to create a nuisance;
    d. are in concentrations or combinations that will cause or contribute to the growth of aquatic plants or algae to such degree as to create a nuisance, be unsightly, or otherwise impair the designated uses; or
    e. are in amounts sufficient to be acutely toxic to, or to otherwise severely injure or kill aquatic life, other animals, plants, or humans.

    During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented effluent that was poor in quality, turbid, blackish in color, and contained visible solids and settled solids in the receiving stream, in violation of IC 13-18-4-5, IC 13-30-2-1(1), 327 IAC 2-1-6(a)(1), and Part I.A.2 of the Permit.

12. Pursuant to 327 IAC 5-2-8(8) and Part II.A.16 of the Permit, the permittee shall allow the Commissioner, or an authorized representative (including an authorized contractor acting as a representative of the Commissioner), upon the presentation of credentials and other documents as may be required by law, to:

    A. Enter upon the permittee's premises where a point source, regulated facility, or activity is located or conducted, or where records must be kept pursuant to the conditions of this permit;
    B. Have access to and copy, at reasonable times, any records that must be kept under the terms and conditions of this permit;

C. Inspect at reasonable times any facilities, equipment or methods (including monitoring and control equipment), practices, or operations regulated or required pursuant to this permit; and
D. Sample or monitor at reasonable times, any discharge of pollutants or internal wastestreams for the purposes of evaluating compliance with the permit or as otherwise authorized.

During an inspection performed on August 8, 2024, IDEM staff observed and documented that Outfall 001 was not readily accessible for inspection and the outfall pipe was buried behind the bank and covered with vegetation and fallen trees, which did not allow IDEM staff to monitor the discharge of pollutants, in violation of 327 IAC 5-2-8(8) and Part II.A.16 of the Permit.

13. Pursuant to Part I.B.3 of the Permit, the permittee shall submit accurate monitoring reports to the IDEM containing results obtained during each monitoring period and shall be submitted no later than the 28th day of the month following each completed monitoring period. Each monitoring period report shall be submitted no less than annually and no more than monthly, as per parameter measurement frequency listed. These reports shall include, but not limited to, the MRO and the DMR. All reports shall be submitted electronically using the NetDMR website.

Pursuant to 327 IAC 5-2-8(11)(D) and Part II.C.4 of the Permit, the permittee shall report any instance of noncompliance not reported under the "Incident Reporting Requirements" in Part II.C.3 at the time the pertinent DMR is submitted. The written submission shall contain: a description of the noncompliance and its cause; the period of noncompliance, including exact dates and times, and, if the noncompliance has not been corrected, the anticipated time it is expected to continue; and steps taken or planned to reduce, eliminate and prevent the noncompliance.

During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented that Respondent failed to:

A. Report the accurate number of violations (# of Ex.) on DMRs, and
B. Include reasons for noncompliance and steps taken to prevent future noncompliance in DMRs and MROs,

In violation of 327 IAC 5-2-8(11)(D), Part I.B.3 and Part II.C.4 of the Permit.

14. Pursuant to Part I.B.5 of the Permit, the analytical and sampling methods used shall conform to the version of 40 Code of Federal Regulations (CFR) 136 incorporated by reference in 327 IAC 5. Different but equivalent methods are allowable if they receive the prior written approval of the Commissioner and the U.S. Environmental Protection Agency. When more than one test procedure is approved for the purposes of the NPDES program under 40 CFR 136 for the analysis of a pollutant or pollutant parameter, the test procedure must be sufficiently sensitive as defined at 40 CFR 122.21(e)(3) and 122.44(i)(1)(iv).

During inspections performed on July 26, 2023, and August 8, 2024, IDEM staff observed and documented the following:

A. Inadequate testing methods and documentation for TSS, $CBOD_5$, pH, DO, phosphorus, chlorine, and ammonia;
B. Inadequate quality control or quality assurance testing for TSS, $CBOD_5$, ammonia, phosphorus, and E. coli; and
C. Inadequate meter calibration for pH and DO meters,

All in violation of Part I.B.5 of the Permit.

15. Pursuant to Part I.B.6 of the Permit, for each measurement or sample taken pursuant to the requirements of this permit, the permittee shall record and maintain records of all monitoring information on activities under this permit, including the following information:

A The exact place, date, and time of sampling or measurements;
B. The person(s) who performed the sampling or measurements;
C. The dates and times the analyses were performed;
D. The person(s) who performed the analyses;
E. The analytical techniques or methods used; and
F. The results of all required analyses and measurements.

During inspections performed on July 26, 2023, and August 8, 2024, IDEM staff observed and documented missing or inadequate sample logs for TSS, $CBOD_5$, ammonia, DO, chlorine, pH, and phosphorus, as well as missing sample day versus analysis day documentation for TSS, ammonia, $CBOD_5$, and phosphorus, in violation of Part I.B.6 of the Permit.

16. Pursuant to 327 IAC 5-2-8(9) and Part II.B.1 of the Permit, the permittee shall at all times maintain in good working order and efficiently operate all facilities and systems (and related appurtenances) for the collection and treatment which are installed or used by the permittee and which are necessary for achieving compliance with the terms and conditions of the permit.

Pursuant to 327 IAC 5-23-6(1), the owner or governing body of a WWTP is responsible for providing adequate funding and oversight of the WWTP to ensure proper operation, maintenance, management, and supervision.

During inspections performed on July 26, 2023, May 28, 2024, and August 8, 2024, IDEM staff observed and documented inadequate operation and maintenance, including:

A. Clarifier was covered in solids and appeared septic;
B. Aeration appeared light in color and thin;
C. Inadequate phosphorus chemical being fed for phosphorus treatment;

D. Poor settling in clarifier;
E. Inflow and infiltration (I/I) into the collection system;
F. Records indicated that the plant gets hydraulically overloaded following peak visitation;
G. Daily fluctuation of flows causing operational problems;
H. Inadequate or missing maintenance records for repair or preventative maintenance;
I. Inoperable air lift lines; and
J. Inoperable sand filters,

All in violation of 327 IAC 5-2-8(9), 327 IAC 5-23-6(1), and Part II.B.1 of the Permit.

17. Pursuant to Part II.B.6 of the Permit, any overflow or release of sanitary wastewater from the wastewater treatment facilities or collection system that results in a discharge to waters of the state and is not specifically authorized by this permit is expressly prohibited. These discharges are subject to the reporting requirements in Part II.C.3 of this permit.

On June 4, 2024, IDEM received a complaint regarding a sewage leak at the Site. There were indications that the WWTP did not discharge to the Salamonie Reservoir as indicated in the Permit.

During an inspection on June 7, 2024, IDEM Emergency Response staff conducted dye testing to locate the actual outfall from the WWTP. Testing revealed that the effluent was not directly discharging into the Salamonie Reservoir, as listed in the Permit, but was discharging into a tributary to the reservoir.

During an inspection on June 7, 2024, IDEM staff observed and documented that the WWTP discharges into the creek prior to the Salamonie Reservoir, which is a release of sanitary wastewater to waters of the State not specifically authorized by the Permit, in violation of Part II.B.6 of the Permit.

On June 25, 2024, Respondent made a written request for a permit modification. On October 4, 2024, IDEM issued a permit modification, which changed the effluent outfall location from the Salamonie Reservoir to a tributary just prior to entry into the Salamonie Reservoir.

18. On July 27, 2023, May 29, 2024, June 10, 2024, and August 12, 2024, IDEM sent Inspection Summary Letters to Respondent outlining violations at the WWTP. The letters required a response detailing actions taken to correct the violations. IDEM only received a response to the Inspection Summary letters dated July 27, 2023, May 29, 2024, and August 12, 2024. To date, IDEM has not received a response the other above noted violation and noncompliance letter, and the violations continue at the WWTP.

19. Orders of the Commissioner are subject to administrative review by the Office of Administrative Law Proceedings under IC 4-21.5; however, in recognition of the settlement reached, Respondent acknowledges notice of this right and waives any right to administrative and judicial review of this Agreed Order.

II. ORDER

1. This Agreed Order shall be effective (Effective Date) when it is adopted by Complainant or Complainant's delegate (as evidenced by signature), and the adopted Agreed Order has been received by Respondent. This Agreed Order shall have no force or effect until the Effective Date. In addition to addressing the violations cited in Paragraphs 8 through 17 of the Findings of Fact above, this Agreed Order also addresses any additional violations of these same rules that may have occurred subsequent to the issuance of the NOV and prior to the Effective Date.

2. Respondent shall comply with rules and statutes listed in the findings above at issue.

3. Beginning immediately upon the Effective Date, Respondent shall report any instance of noncompliance not reported under Part II.C.3 of the Permit at the time the pertinent DMR is submitted, including a description of the noncompliance, an explanation of the cause, and corrective measures.

4. Immediately upon the Effective Date, Respondent shall retain records, or a copy of its records, for the previous three (3) years at the Site in accordance with the Permit.

5. Within 30 days of the Effective Date, Respondent shall develop and submit to IDEM for approval a Compliance Plan (CP) which identifies actions that Respondent will take to achieve and maintain compliance with its Permit, specifically including the actions Respondent will take to:

   A. Achieve and maintain compliance with effluent limitations contained in the Permit, specifically TSS, ammonia, phosphorus, chlorine, $CBOD_5$, and E. coli;
   B. Monitor for DO at the correct frequency, per the Permit
   C. Assure proper removal, storage and disposal of sludge solids;
   D. Evaluate capacity of the WWTP against an updated and accurate calibration of flow;
   E. Calibrate the flow meter annually, as required;
   F. Remove solids from the receiving stream and send documentation to IDEM;
   G. Evaluate longevity of the existing WWTP;
   H. Repair or replace several WWTP components, including the sand filter, clarifier, and air lift lines;
   I. Ensure adequate phosphorus treatment;
   J. Develop and implement a preventative maintenance program for WWTP

equipment, and document all maintenance (preventative and repair) in a permanent record;;

K. Ensure access to Outfall 001;
L. Ensure proper analytical and sampling methods are used;
M. Record and maintain records of all monitoring activities, including the place, date, time, techniques or methods, results, and person(s) who performed sampling, measurements, or analysis;
N. Develop and implement a preventative maintenance program for the sanitary sewer collection system, which includes methods and milestone dates for locating and eliminating sources of I/I in the sewer system and the elimination of sanitary sewer overflows;
O. Submit to IDEM any required responses to Inspection Summary or Noncompliance Letters within the required timeframe; and
P. Comply with reporting requirements of the Permit.

The CP shall include an implementation and completion schedule, including specific milestone dates.

Respondent shall notify IDEM in writing of variations to the approved CP.

6. Respondent shall, after completion of the work required pursuant to the approved CP from Paragraph 5 above, demonstrate 12 consecutive months of compliance (Compliance Demonstration) with the terms and conditions of the Permit.

7. In the event that violation(s) occur during the Compliance Demonstration, within 30 days of the violation, Respondent shall develop and submit to IDEM, for approval, an Additional Action Plan (AAP) which identifies the additional actions that Respondent will take to achieve and maintain compliance with the terms and conditions of the Permit. The AAP, if required, shall include an implementation and completion schedule, including specific milestone dates.

8. The plans required by Order Paragraphs 5 and 7 are subject to IDEM approval. In the event IDEM determines that any plan or any modified plan submitted by Respondent is deficient or otherwise unacceptable, Respondent shall revise and resubmit the plan to IDEM in accordance with IDEM's notice. After three submissions of such plan by Respondent, IDEM may seek civil enforcement of this Order.

9. Respondent, upon receipt of written notification from IDEM, shall immediately implement the approved plan(s) and adhere to the milestone dates therein. The approved CP and AAP shall be incorporated into the Agreed Order and shall be deemed an enforceable part thereof.

Following completion of the actions included in the AAP, the 12-month Compliance Demonstration, as specified in Paragraph 6 above, will re-start. Failure to achieve compliance at the conclusion of work under an AAP may subject Respondent to additional enforcement action.

10. Beginning upon receipt of approval of the CP or AAP and continuing until the successful completion of implementation of the approved CP or AAP, Respondent shall submit to IDEM regular progress reports identifying compliance actions implemented and completion of each required milestone in the CP or AAP. The frequency of progress report submittals shall be specified in IDEM's written notification to Respondent of the plan approval and will be based on the proposed milestones in the approved plan(s).

11. Beginning on the Effective Date and continuing until the successful completion of the approved CP, Respondent shall, at all times, operate its existing WWTP as efficiently and effectively as possible.

12. All submittals required by this Agreed Order, unless Respondent is notified otherwise in writing by IDEM, shall be sent to:

    Ryan Julian, Enforcement Case Manager
    Office of Water Quality – IGCN 1255
    Indiana Department of Environmental Management
    100 North Senate Avenue
    Indianapolis, IN 46204-2251

13. Respondent is assessed and agrees to pay a civil penalty of Two Thousand Nine Hundred Fifty-Eight Dollars ($2,958). Respondent shall pay the civil penalty by the due date printed on the invoice, as attached.

    Civil and stipulated penalties are payable to the "Environmental Management Special Fund" by mail, phone, or online following the instructions below:

    Mail:
    Civil and stipulated penalties are payable by check to the "Environmental Management Special Fund." Checks shall include the Case Number 2024-30387-W of this action and shall be mailed to:

    Indiana Department of Environmental Management
    Accounts Receivable
    IGCN, Room 1340
    100 North Senate Avenue
    Indianapolis, IN 46204

    Online:
    Accounts Receivable is accepting payments online by e-Check, Mastercard, Visa, or Discover. Please visit www.IN.gov/IDEM. Under Online Services, click Online Payment options and follow the prompts. A processing fee of $1 plus 1.99% will be charged for credit card payments. A processing fee of $1 will be charged for e-Check payments. The Case Number 2024-30387-W of this action is required to complete the process.

Phone:
Accounts Receivable also accepts payments by phone at 317-234-3099. Follow the instructions for Mastercard, Visa, or Discover payments. A processing fee of $1 plus 1.99% will be charged for credit card payments. A processing fee of $1 will be charged for e-Check payments. The Case Number 2024-30387-W is required to complete the process.

14. In the event the terms and conditions of the following paragraphs are violated, IDEM may assess and Respondent shall pay the corresponding stipulated penalty:

Paragraph	Violation	Stipulated Penalty
3	Failure to report noncompliance and/or provide required information on the pertinent DMR.	$150 per violation.
4	Failure to retain all records and information from the monitoring activities.	$250 per violation.
5	Failure to submit the CP within the required time period.	$250 per week late, or part thereof.
6	For violations of terms and conditions of the Permit during the Compliance Demonstration.	$400 per violation
7	Failure to submit the AAP, if required, within the given time period.	$500 per week late, or part thereof.
8	Failure to modify the CP and/or AAP, if required, within the given time period.	$500 per week late, or part thereof.
9	Failure to meet and/or implement any milestone date set forth in the approved CP or AAP.	$500 per week late, or part thereof.
10	Failure to submit to IDEM a written progress report as specified in the CP or AAP approval letter.	$150 per week late, or part thereof.
11	Failure to operate the WWTP as efficiently and effectively as possible prior to Compliance Demonstration.	$200 per violation.

15. Stipulated penalties shall be due and payable no later than the 30th day after Respondent receives written notice that IDEM has determined a stipulated penalty is due, the 30th day being a "Due Date." IDEM may notify Respondent at any time that a stipulated penalty is due. Failure to notify Respondent in writing in a timely manner of a stipulated penalty assessment shall not waive IDEM's right to collect such stipulated penalty or preclude IDEM from seeking additional relief against Respondent for violation of this Agreed Order. Neither assessment nor payment of stipulated penalties shall preclude IDEM from seeking additional relief against

Respondent for a violation of this Agreed Order. Such additional relief includes any remedies or sanctions available pursuant to Indiana law, including, but not limited to, civil penalties pursuant to IC 13-30-4.

16. This Agreed Order shall apply to and be binding upon Respondent, its successors and assigns. Respondent's signatories to this Agreed Order certify that they are fully authorized to execute this Agreed Order and legally bind the party they represent. No change in ownership, corporate, or partnership status of Respondent shall in any way alter its status or responsibilities under this Agreed Order.

17. In the event that the monies due to IDEM pursuant to this Agreed Order are not paid on or before the Due Date, Respondent shall pay interest on the unpaid balance and any accrued interest at the rate established by IC 24-4.6-1. The interest shall be computed as having accrued from the Due Date until the date that Respondent pays any unpaid balance. The interest shall continue to accrue on the first of each month until the civil penalty and any interest accrued are paid in full. Such interest shall be payable to the "Environmental Management Special Fund," and shall be payable to IDEM in the manner specified above.

18. In the event that any terms of this Agreed Order are found to be invalid, the remaining terms shall remain in full force and effect and shall be construed and enforced as if this Agreed Order did not contain the invalid terms.

19. Respondent shall provide a copy of this Agreed Order, if in force, to any subsequent owners or successors before ownership rights are transferred. Respondent shall ensure that all contractors, firms and other persons performing work under this Agreed Order comply with the terms of this Agreed Order.

20. This Agreed Order is not and shall not be interpreted to be a permit or a modification of an existing permit. This Agreed Order, and IDEM's review or approval of any submittal made by Respondent pursuant to this Agreed Order, shall not in any way relieve Respondent of its obligation to comply with the requirements of its applicable permits or any applicable Federal or State law or regulation.

21. Complainant does not, by his approval of this Agreed Order, warrant or aver in any manner that Respondent's compliance with any aspect of this Agreed Order will result in compliance with the provisions of any permit, order, or any applicable Federal or State law or regulation. Additionally, IDEM or anyone acting on its behalf shall not be held liable for any costs or penalties Respondent may incur as a result of Respondent's efforts to comply with this Agreed Order.

22. Nothing in this Agreed Order shall prevent or limit IDEM's rights to obtain penalties or injunctive relief under any applicable Federal or State law or regulation, except that IDEM may not, and hereby waives its right to, seek additional civil penalties for the same violations specified in the Notice of Violation.

23. Nothing in this Agreed Order shall prevent IDEM (or anyone acting on its behalf) from communicating with the United States Environmental Protection Agency (US EPA) or any other agency or entity about any matters relating to this enforcement action. IDEM or anyone acting on its behalf shall not be held liable for any costs or penalties Respondent may incur as a result of such communications with the US EPA or any other agency or entity.

24. This Agreed Order shall remain in effect until Respondent has complied with the terms and conditions of this Agreed Order and IDEM issues a Resolution of Case (close out) letter to Respondent.

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK.

TECHNICAL RECOMMENDATION:
Department of Environmental Management

By: Jessica Irvine

Jessica Irvine, Chief
Water Enforcement Section
Office of Water Quality

Date: June 12, 2025

RESPONDENT:
Cocojo's A Zoomers RV Resort, LLC

By: ______________________

Printed: Tiffanie Weaver
Title: Manager

Date: June 18, 2025

COUNSEL FOR RESPONDENT:

By: ______________________

Date: ______________________

APPROVED AND ADOPTED BY THE INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT THIS 23rd DAY OF June, 20 25

For the Commissioner:

Martha Clark Mettler

Martha Clark Mettler
Assistant Commissioner
Office of Water Quality

INVOICE

Please Remit To:

INDIANA DEPT. OF ENVIRONMENTAL MANAGEMENT
PO BOX 3295
INDIANAPOLIS IN 46206-3295

Page:	1
Invoice No:	000390143
Invoice Date:	06/25/2025
Customer Number:	CST100052550
Bill Type:	075
Payment Terms:	NET 30
Due Date:	07/25/2025

Bill To:

COCOJO'S A ZOOMERS RV RESORT LLC
TIFFANIE WEAVER
2503 EAST STATE ROAD 524
WABASH IN 46992

AMOUNT DUE: 2,958.00 USD

Amount Remitted

☐ Note Address Changes Above ☐ Email Address:

Write the invoice number on your check and return the upper portion of this invoice.

For billing questions, please email us at BILLING@IDEM.IN.GOV

Line	Adj	Identifier	Description	Quantity	UOM	Unit Amt	Net Amount
1		2024-30387-W	AGREED ORDER	1.00	EA	2,958.00	2,958.00

- Accounts Receivable is accepting payments online by e-Check, MasterCard, Visa, American Express or Discover. Please visit www.in.gov/idem. Under Online Services, click Online Payment options and follow the prompts.

-You may also call us at 317-234-3099 to pay by MasterCard, Visa, American Express or Discover.

-A processing fee of $0.40 plus 2.06% will be charged for credit card payments. A processing fee of $0.15 will be charged for eCheck payments.

- Pursuant to the Agreed Order for the Case Number noted above in the identifier field, please remit the civil penalty within thirty (30) days of the effective date of the Agreed Order.

TOTAL AMOUNT DUE : **2,958.00**

Please write the invoice number on your check and return the upper portion of this invoice with remittance.

INDIANA DEPARTMENT of ENVIRONMENTAL MANAGEMENT

100 N. Senate Avenue • Indianapolis, IN 46204
(800) 451-6027 • (317) 232-8603 • Fax (317) 233-6647 • www.idem.IN.gov

Mike Braun
Governor

Clint Woods
Commissioner

June 12, 2026

Via Email to: zoomersrvindiana@gmail.com
Mr. Mike Weaver, Owner
CoCoJo's A Zoomers RV Resort, LLC
2503 East State Road 524
Wabash, Indiana 46992

Dear Mr. Weaver:

Re: **Inspection Summary/ Noncompliance Letter**
CoCoJo's RV Resort WWTP
NPDES Permit No. IN0041637
Lagro, Wabash County

An inspection of the above-referenced facility or location was conducted by a representative of the Indiana Department of Environmental Management, Northern Regional Office, pursuant to IC 13-18-3-9. A summary of the inspection is provided below:

Date(s) of Inspection:	June 11, 2026
Type of Inspection:	Compliance Evaluation Inspection
Inspection Results:	Violations were observed.

The following concerns were noted:

Maintenance was rated as unsatisfactory due to an inadequate preventative maintenance program. This is a violation of Part II. B. 1 of the permit which requires all facilities to be operated and maintained as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants. At the time of the inspection, the sand filter was still out-of-service and awaiting the replacement of the motor. It also appeared that the dechlorination tank was due for a cleaning. The rest of the facility appeared to be well maintained. It was noted that the park manager keeps all maintenance records and the preventative maintenance schedule in a locked office. At the time of the inspection, the maintenance records and preventative maintenance schedule were unavailable for review. However, this violation is addressed in the facility's Agreed Order and does not require a response at this time.

Part II. A. 1. of your permit requires you to comply with its terms and conditions. Any noncompliance with the terms of your permit may subject you to an enforcement action which can include the imposition of penalties. You are required to immediately take all necessary measures to comply with the terms and conditions of your NPDES Permit, specifically those violations identified above.

This information is being forwarded to the OWQ Enforcement Section for consideration in conjunction with your Agreed Order, Case No. 2024-30387-W. Please direct any response to this letter and any questions to Porfirio Ascencio at 219-216-3235 or by email to PAscenci@idem.IN.gov. A copy of the NPDES Wastewater Facility Inspection Report is enclosed for your records.

Sincerely,

James E. Weingart

James E. Weingart, Director
Northern Regional Office

Enclosure

Cc: Jessica Irvine, Water Enforcement

NPDES Wastewater Facility Inspection Report
INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

NPDES Permit Number:	Facility Type:		Facility Classification:	TEMPO AI ID
IN0041637	Mixed Ownership	Minor	I	

Date(s) of Inspection:	June 11, 2026
Type of Inspection:	Compliance Evaluation Inspection

Name and Location of Facility Inspected:
CoCoJo's RV Resort WWTP
4115 South 700 East
Lagro IN 46941
County: Wabash

Receiving Waters: Unnamed Tributary to Salamonie Reservoir

Permit Expiration Date: 9/30/2030
Design Flow: 0.012MGD

On Site Representative(s):

First Name	Last Name	Title	Email	Phone
Colin	Bullock	Contract Operator	broadwaymotors4675@att.net	260-388-3007

Was a verbal summary of findings presented to the on-site representative? **Yes**

Certified Operator:	Number:	Class:	Effective Date:	Expiration Date:	Email:
Colin Bullock	13827	IV	7-1-25	6-30-28	broadwaymotors4675@att.net

Cyber Security Contact:
Name: Email:

Responsible Official:
Mr. Mike Weaver, Owner
2503 East State Road 524
Wabash, Indiana 46992

Permittee: CoCoJo's A Zoomers RV Resort, LLC
Email: zoomersrvindiana@gmail.com
Phone:
Fax:
Contacted? No

INSPECTION FINDINGS

- ○ Conditions evaluated were found to be satisfactory at the time of the inspection. (5)
- ○ Violations were discovered but corrected during the inspection. (4)
- ○ Potential problems were discovered or observed. (3)
- ◉ Violations were discovered and require a submittal from you and/or a follow-up inspection by IDEM. (2)
- ○ Violations were discovered and may subject you to an appropriate enforcement response. (1)

AREAS EVALUATED DURING INSPECTION

(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated)

N	Receiving Waters	S	Facility/Site	S	Self-Monitoring	S	Enforcement
S	Effluent	M	Operation	S	Flow Measurement	S	Pretreatment
S	Permit	U	Maintenance	M	Laboratory	M	Effluent Limits Compliance
S	Collection System	N	Sludge Disposal	S	Records/Reports	N	Other:

DETAILED AREA EVALUATIONS

Receiving Waters:

_N_ 1. The receiving stream was visibly free of excessive deposits of settled solids, floating debris, oil, scum, or billowy foam.

Comments:
At the time of the inspection, the facility was not discharging, however, the area of the receiving stream was free of notable foam, algae or solids. The outfall was easily located and marked.

Effluent:

_S_ 1. Final effluent was free of excessive solids, floating debris, oil, scum, or billowy foam.

Comments:
At the time of the inspection, the facility was not discharging, however, the final effluent was viewed after dechlorination and appeared to be clean, clear and free of debris or solids.

Permit:

_S_ 1. Did the facility have a current copy of the permit available for reference?

N 2. If the permit expires within 180 days, has a renewal application been submitted?
S 3. Receiving waters and Facility Description in the permit reflect actual conditions at the facility.
N 4. The permit has been properly transferred if there is a new owner.
N 5. The NPDES Permit Schedule of Compliance monitoring and reporting milestones have been met.

Comments:
The facility was found to have a valid permit and the facility description, including units of treatment and receiving stream, is accurate.

Collection System:

N 1. CSO's were found to be adequately monitored and maintained.
S 2. There were/was no reported maintenance-related (clogged or blocked lines) overflow events in last 12 months.
S 3. There were/was no reported hydraulic (I&I) overflow events in last 12 months.
N 4. Facility has met SSO and dry weather CSO reporting requirements
N 5. Any adverse impacts from SSO and CSO events have been properly mitigated.
N 6. Lift stations were found to be adequately inspected, cleaned, and maintained, with adequate documentation of activities.
S 7. Collection system maintenance activities appeared to be adequate.

Comments:
The Collection System generated a satisfactory rating. The collection system is gravity fed and there are no lift stations throughout the park. Operator noted that the EQ tank was brought back online and the sewer lines were redone eliminating the facility's previous I/I issue. There are no longer any issues during increased flow from increased park population nor heavy rain fall.

Facility/Site:

S 1. The facility was found to have standby power or equivalent provision.
N 2. An adequate alarm or notification system for power or equipment failure was available for the treatment facility and lift stations.
S 3. Safe and adequate access was provided for inspection of all units and outfalls.
S 4. Facilities and equipment did not appear beyond their useful life.
5. List any safety concerns:

Comments:
Facility/Site generated a satisfactory rating. The facility consists of a flow diversion tank, an EQ tank, an aeration basin, a secondary clarifier, rapid sand filtration, phosphorus removal, chlorination/dechlorination, post aeration, and an effluent flow meter. It was noted that the sand filter is needing repair and the facility is waiting on the motor to be replaced, however, after significant repairs to the plant, solids removal appears adequate without the use of the sand filter. The flow diversion tank splits influent evenly into the aeration basin and the EQ tank to adequately prevent going over plant capacity. It was noted that the return sludge expelled quickly back into the plant causing splashing onto the walking grates over the aeration basin. Operator states the accumulated sludge on the grates are washed back into the tank weekly and the sludge does not splash onto surrounding soil. Rusting was seen throughout the plant, however, the facility appears to be adequately within its useful life. The alum barrels used for phosphorus removal sit outside in the open environment but adequately have secondary containment pallets. It is recommended to keep the barrels and pallets covered or sheltered to avoid the pallets being filled with rainwater. It was also noted that the dechlorination tank needs cleaning out, however, the resulting effluent still appeared to be clean and clear.

Operation:

S 1. All facilities and systems necessary for achieving compliance with the terms and conditions of the permit were operated efficiently, including a report for an anticipated bypass report for steps of treatment taken out of service.
S 2. An adequate, qualified operating staff was found to be provided to carry out the operation of the facility, including:
   a. Certified Operator's on-site attendance and/or qualified operations personnel attendance was adequate.
   b. Adequate documentation of operational activities, including system monitoring and cleaning.
   c. Adequate funding to ensure proper operation.
M 3. Solids handling procedures include.
   a. Sufficient solids wasted from the treatment system, in a timely manner, to maintain process efficiency.
   b. Wasting of solids based on appropriate operational targets and valid process control testing.
   c. Adequate documentation of solids removal, handling, or control was available for review.
N 4. The facility was found to be operated efficiently during wet weather events.

Comments:

Operations generated a marginal rating due to significant popping sludge visible within the secondary clarifier. At the time of the inspection, the secondary clarifier appeared to have a significant amount of popping sludge at the surface. Operator states this is caused when the skimmers suddenly become plugged by falling leaves from the surrounding forest. Operator removed the plug and the skimmer quickly removed sludge from the surface. Due to low flows, no effluent was passing the clarifiers and no sludge was passing into the troughs. It was also noted that the effluent troughs did not have any accumulated solids. The aeration basin appeared to have good color and mixing.

Maintenance:

__U__ 1. A maintenance record system has been established and includes maintenance/repair history and preventative maintenance plan.

__S__ 2. Facility maintenance activities appeared to be adequate.

Comments:

Maintenance was rated as unsatisfactory due to an inadequate preventative maintenance program. This is a violation of Part II. B. 1 of the permit which requires all facilities to be operated and maintained as efficiently as possible and in a manner which will minimize upsets and discharges of excessive pollutants. At the time of the inspection, the sand filter was still out-of-service and awaiting the replacement of the motor. It also appeared that the dechlorination tank was due for a cleaning. The rest of the facility appeared to be well maintained. It was noted that the park manager keeps all maintenance records and the preventative maintenance schedule in a locked office. At the time of the inspection, the maintenance records and preventative maintenance schedule were unavailable for review. This violation is addressed in the facility's Agreed Order and does not require a response.

Sludge Disposal:

__N__ 1. Sludges, screenings, and slurries were found to be handled and disposed of properly.

Comments:

The facility has not hauled out any sludge in the past 12 months.

Self-Monitoring:

__S__ 1. Samples were found to be taken at pre-designated locations and were found to be representative.

__N__ 2. Flow-proportioned samples were found to be obtained where needed.

__S__ 3. The facility was found to conduct sampling of all waste streams, including type and frequency, as required in the permit.

__S__ 4. Sample collection procedures, including automatic sampling, were found to include:

- a. Samples refrigerated during compositing.
- b. Proper preservation techniques used.
- c. Containers and holding times conformed to 40 CFR 136.3.

__S__ 5. Sample documentation was found to be adequate and included:

- a. Dates, times, and locations of sampling.
- b. Name of individual performing sampling.
- c. Instantaneous flow for flow-weighted aliquots.
- d. Chain of Custody records.

__N__ 6. NPDES Permit Whole Effluent Toxicity (WET) testing requirements were found to be met.

Comments:

The Self Monitoring Program was rated as satisfactory. All sampling practices, including raw and intermediate unit process testing, are conducted accurately and at the frequency required by the permit.

Flow Measurement:

__S__ 1. Flow was found to be properly monitored as required by the permit.

__S__ 2. Flow data and calibration records were available for review, and document that monitoring equipment has been calibrated at the frequency required in the permit.

__N__ 3. The stream flow gauging station is calibrated as often as necessary to provide accurate and reliable data, but at least once every 12 months.

__N__ 4. A copy of the stream flow calibration curve or table is submitted to IDEM (OWQ Compliance Data Section) no later than October 1 of each year.

Comments:

The facility's flow measurement program, including all documentation, was found to be adequate and representative. The effluent flow meter was last calibrated on May 28, 2026 by Rural Utility Operations.

Laboratory:

The following laboratory records were reviewed:

CBOD Bench Sheets	TSS Bench Sheets	Ammonia Bench Sheets
pH Bench Sheets	D. O. Bench Sheets	Chlorine Bench Sheets
Phos. Bench Sheets	E. coli Bench Sheets	

_M_ 1. The laboratory practices and protocol reviewed were adequate, including:

a. A written laboratory QA/QC manual was available.
b. Samples were found to be properly stored.
c. Approved analytical methods were found to be used.
d. Calibration and maintenance of instruments was found to be adequate.
e. QA/QC procedures were found to be adequate.
f. Dates of analyses (and times where required) were recorded.
g. Name of person performing analyses was recorded.

_S_ 2. Review of lab records and/or on-site field testing equipment and protocols was found to be adequate.

Contract Lab Information

Andrews WWTP	Andrews, Indiana

Comments:

The Laboratory evaluation generated a marginal rating due to the following:

A. No duplicate is being ran for TSS. A duplicate must be ran with each TSS setup. Operator may choose between the raw sample, MLSS, or effluent sample to duplicate.
B. No duplicate or standard check is being ran for Ammonia. A duplicate and standard check must be ran at least monthly.
C. E.coli samples must be incubated for at least 24 hours and cannot be pulled any sooner but may be pulled at 26 hours at most. The times must also be accurately recorded on bench sheets.

All other bench sheets reviewed during the inspection appeared to be accurate and complete. These issues were previously mentioned to the contract operator at a separate inspection at another facility. It was noted that these issues have been resolved by the operator at the end of May 2026, however, May 2026 records were not reviewed as part of this inspection.

Records/Reports:

The following records/reports were reviewed:

DMRs for the period of May 2025 to April 2026 were reviewed as part of the inspection.

_S_ 1. All facility records for the period including the previous three years were available for review.

_S_ 2. DMRs and MROs were found to be completed properly and accurately including:

a. "No Ex" column was accurate.
b. Signatory requirements were met.
c. Reports were prepared by or under the direction of a certified operator.

_N_ 3. Bypass and Noncompliance reporting were found to be adequate.

Comments:

The requested records were available and appeared to be complete and accurate. Contract operator keeps all records within his vehicle.

Enforcement:

_S_ 1. Agreed Order and/or Compliance Plan milestones have been met.

2024-30387-W
Nadia Cain

Comments:

The Enforcement evaluation generated a satisfactory rating. All tasks on the compliance plan are due to be complete on June 25, 2026, however, a majority of the tasks appear to have been completed.

Pretreatment:

_S_ 1. No evidence of interference from industrial or other sources of toxic substances was noted.

N 2. For both Delegated and Non-Delegated pretreatment programs:
a. Industrial or commercial dischargers were found to be regulated as required.
b. The permitee was found to enforce the Sewer Use Ordinance (SUO) and the Enforcement Response Plan (ERP).

N 3. If the non-delegated permittee accepts hauled waste:
a. Does the POTW provide written permission to haulers?
b. Does the POTW obtain samples from each hauled waste load and retain them for at least 48 hours?
c. Does the POTW retain records of each load?

Comments:
The facility has no industrial sources and does not accept any hauled waste.

Effluent Limits Compliance:

Yes 1. Were DMRs reviewed as part of the inspection?

DMRs for the period of May 2025 to April 2026 were reviewed as part of the inspection.

Yes 2. Were violations noted during the review of DMRs?

The Effluent Limits Compliance area was rated marginal due to the following self-reported violations of the limits detailed in Part I. A. of the NPDES Permit:

Month	Year	Outfall	Parameter	Number
June	2025	001	Phosphorus	1

Comments:
In the past 12 months, the facility reported one Phosphorus violation. The violation is attributed to an inadequate amount of alum injected into the system to provide enough phosphorus removal. The operator increased the amount of alum and no violations have occurred since.

IDEM REPRESENTATIVE

Inspector Name: Porfirio Ascencio
Email: PAscenci@idem.IN.gov
Phone Number: 219-216-3235

Other staff participating in the Inspection:

Name(s)	Email(s)
Nadia Cain - Enforcement	NVCain@idem.IN.gov

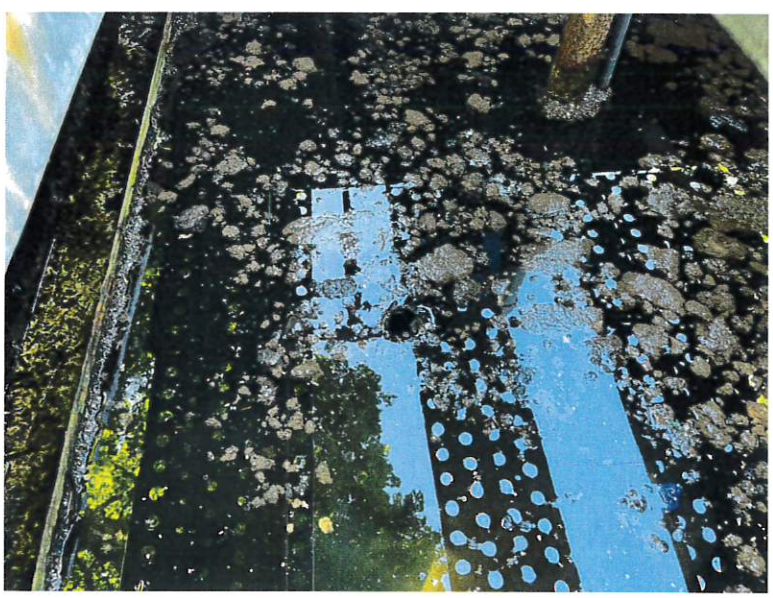
IDEM MANAGER REVIEW

IDEM Manager: James E. Weingart
Date: 6/12/2026

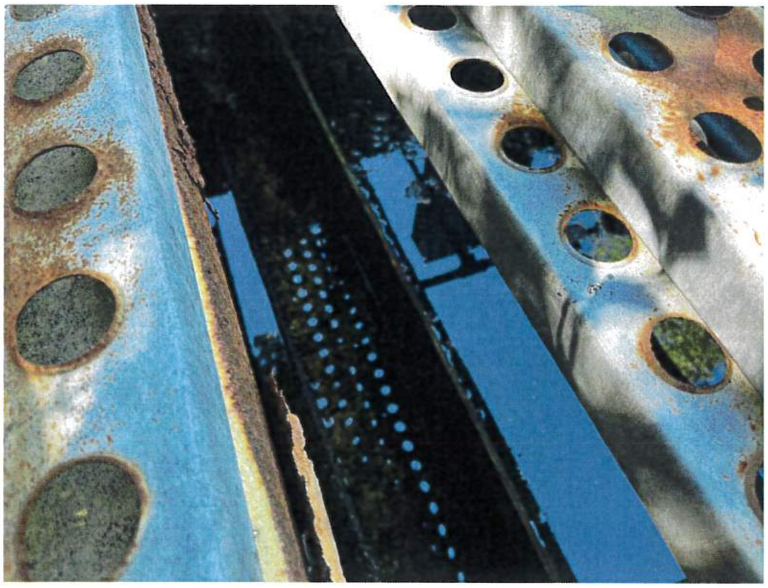
Inspection Photographs

Facility:	
CoCoJo's RV Resort WWTP	
Photographer:	
Porfirio Ascencio	
Date: 6/11/2026	Time: 10:40:00 AM
Others Present:	
Nadia Cain	
Location/Description:	
Chlorination tank appeared to be clean and clear.	

Facility:	
CoCoJo's RV Resort WWTP	
Photographer:	
Porfirio Ascencio	
Date: 6/11/2026	Time: 10:43:00 AM
Others Present:	
Nadia Cain	
Location/Description:	
Dechlorination effluent appeared to be clean and clear. The tank itself appeared to be due for a cleaning.	



Facility:	
CoCoJo's RV Resort WWTP	
Photographer:	
Porfirio Ascencio	
Date: 6/11/2026	Time: 10:48:00 AM
Others Present:	
Nadia Cain	
Location/Description:	
The surface of the clarifier appeared to have popping sludge due to the skimmer being plugged by leaves. After being unplugged by the operator, the skimmer began to remove the sludge promptly.	



Facility:
CoCoJo's RV Resort WWTP
Photographer:
Porfirio Ascencio
Date: 6/11/2026 Time: 10:48:00 AM
Others Present:
Nadia Cain
Location/Description:
Clarifier trough appeared to have no accumulated solids

Facility:
CoCoJo's RV Resort WWTP
Photographer:
Porfirio Ascencio
Date: 6/11/2026 Time: 10:55:00 AM
Others Present:
Nadia Cain
Location/Description:
Effluent appeared to adequately have no solids without the use of the sand filter.

Facility:
CoCoJo's RV Resort WWTP
Photographer:
Porfirio Ascencio
Date: 6/11/2026 Time: 11:05:00 AM
Others Present:
Nadia Cain
Location/Description:
At the time of the inspection, the facility was not discharging. Outfall 001 was clearly marked.

Facility:
CoCoJo's RV Resort WWTP

Photographer: Porfirio Ascencio	
Date: 6/11/2026	Time: 11:05:00 AM
Others Present: Nadia Cain	
Location/Description: The receiving steam did not appear to have any accumulated solids or debris.	