



August 5, 2016

*Via First-Class and Electronic Mail*

Assistant Attorney General  
U.S. DOJ – ENRD  
P.O. Box 7611  
Washington, D.C. 20044-7611  
pubcomment-ees.enrd@usdoj.gov

**Re: Proposed Modified Consent Decree in *United States and the State of Maryland v. Mayor and City Council of Baltimore* (Case 1:02-cv-01524-JFM)**

To the Environmental Protection Agency and Maryland Department of the Environment:

Baltimore's neighborhood streams, rivers, and Harbor receive failing grades year after year; high levels of fecal bacteria in our waterways prevent safe swimming, fishing and boating; and chronic sewer backups threaten public health by contaminating homes and businesses. The City was required to fix Baltimore's pipes and eliminate sewage leaks by January 1, 2016. However, a substantial amount of the work to fix the pipes remains incomplete and the sewer leaks continue. Without written explanation, the EPA and State have now proposed giving the City until 2033 to get the job done.

We are 1,239 individuals, including 784 Baltimore City residents, and 35 community, environmental, and health organizations who demand adequate and enforceable requirements to eliminate sewer overflows and protect our communities and waterways from raw sewage as soon as possible.

We respectfully request that EPA and MDE revise the proposed Consent Decree to:

- Require actual improvements in water quality after each phase of infrastructure work is completed. Require water quality monitoring and modeling of city waterways for indicators most closely associated with raw sewage discharges and human health threats, including fecal bacteria, nutrients, and sediment.
- Assist residents and institutions whose homes and properties have been damaged by basement backups caused by the City's sewage system. At minimum, this should include rapid response and property cleanup by the City, financial assistance from the City with cleanup costs and property losses caused by backups, and prioritization of infrastructure projects that will benefit the communities experiencing the most backups.
- Require public notifications within 24 hours for all discharges or releases of raw sewage to parks, communities, and city waterways.

- Require the City to provide detailed annual reports to the public on how it has spent taxpayer money on sewage infrastructure work under the Consent Decree. Reports should cover, at minimum, the amount of money raised by the City for this work, all expenditures on sewage infrastructure projects, and a description of exactly what was achieved by the projects.
- Require the City to find and eliminate sources of sewage contamination in Baltimore's stormwater system by a date that is specified in the Consent Decree.
- Include conditions ensuring that Baltimore's neighborhood streams, rivers, and the Harbor meet standards showing that they are safe for public recreation, including swimming, fishing, and boating, by a date that is specified in the Consent Decree.

We also call on EPA and MDE to hold a public meeting, with at least 30 days' notice, at which the agencies appear and explain their responses to the written comments submitted by the public during this public comment period.

Thank you for your attention and consideration of our comments.

Sincerely,

**Baltimore City Residents**

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| Diane Allen, Baltimore, MD 21214          | Cacile Audette, Baltimore, MD 21212        |
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| Moss Amer, Baltimore, MD 21231            | Johanna Bachman, Baltimore, MD 21211       |
| Michel Anderson, Baltimore, MD 21214      | Alex Baglione, Baltimore, MD 21230         |

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Claudia Balog, Baltimore, MD 21210  
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Rhonda Barton, Baltimore, MD 21214  
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Kara Berger, Baltimore, MD 21211  
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Kara Black, Baltimore, MD 21211  
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Kathleen Brown, Baltimore, MD 21212  
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Martha Little, Baltimore, MD 21211  
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Bonni Lloyd, Baltimore, MD 21214  
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Calvert McCabe, Baltimore, MD 21210  
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Kevin McLaughlin, Baltimore, MD 21214

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Sally MlcCabe, Baltimore, MD 21210  
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Mark Mobley, Baltimore, MD 21210  
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Cate Mulvihill, Baltimore, MD 21215  
Joseph Murray, Baltimore, MD 21213

Christina Myers, Baltimore, MD 21217  
Amy Myers, Baltimore, MD 21211  
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Victoria Pennacchia, Baltimore, MD 21218  
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Djuan Phillips, Baltimore, MD 21231  
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Julia Porterfield, Baltimore, MD 21224  
Penelope Power, Baltimore, MD 21211  
Larcia Premo, Baltimore, MD 21217

Gregory Preston, Baltimore, MD 21210  
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Ric Boule, Columbia, MD 21045  
Robert Brooks, Annapolis Junction, MD 20701  
Jan Clark, Ellicott City, MD 21042  
Katarzyna Donaldson, Elkridge, MD 21075  
Kenny Duffy, Columbia, MD 21045  
Brenda Gnap, Columbia, MD 21045  
Wanda Henderson, Columbia, MD 21046  
Vanessa Hoffman, Columbia, MD 21045  
Emily Iseman, Ellicott City, MD 21042  
Katherine Jones, Columbia, MD 21046  
Jennifer Kirschnick, Columbia, MD 21045  
Victoria Laidler, Savage, MD 20763  
Lori Levine, Laurel, MD 20723  
Michael Loll, Columbia, MD 21046  
Debbie MacDonald, Highland, MD 20777  
Ellen Millhollon, Ellicott City, MD 21042  
Christina Potis, Ellicott City, MD 21043  
Steven Ragsdale, Columbia, MD 21045  
Diane Roca, Columbia, MD 21044  
Kurt Schwarz, Ellicott City, MD 21042  
Kevin Shea, Ellicott City, MD 21042  
Cynthia Skoglund, Ellicott City, MD 21043  
Wendy Summers, Jessup, MD 20794  
Kathy Swan, Ellicott City, MD 21043  
Alexandra DySard, Rockville, MD 20852  
Zack Gerdes, Silver Spring, MD 20910  
Ryan Hollander, North Potomac, MD 20878  
Lee Kolakowski, Olney, MD 20832  
Lisa Nicholson, Silver Spring, MD 20904  
David O'Leary, Takoma Park, MD 20912  
Adam Rosenfeld, Potomac, MD 20854  
Ryan Seo, Rockville, MD 20851  
Tabitha Simms, Olney, MD 20832  
Sylvia Tognetti, Silver Spring, MD 20910  
Robert Witkop, Chevy Chase, MD 20815  
Melinda Campbell, Laurel, MD 20708  
George Hardy, Glenn Dale, MD 20769  
Natalie Larson, Berwyn Heights, MD 21401  
Einston Pearl, Laurel, MD 20708  
James Soule, Greenbelt, MD 20770  
Patricia Walters, Greenbelt, MD 20770  
Rebecca Giller, Hagerstown, MD 21740  
Kathy Phillips, Berlin, MD 21811

### **Out-of-State Residents**

Sandy Begay, Window Rock, AZ 86515  
Michael Dimenna, Tucson, AZ 85718  
Serena Rockey, Tucson, AZ 85711  
Jacob Freeman, San Francisco, CA 94110  
Tina Meyers, Sherman Oaks, CA 91403  
Cecelia Littlepage, Berkeley, CA 94702  
Alison Romano, Littleton, CO 80124  
Amy Eisner, Washington, DC 20012  
Rev. Inryu Ponce-Barger, Washington, DC 20009  
Mark Stilp, Washington, DC 20002  
Jennifer Carter, Victor, ID 83455  
Suzanne Greene, Cambridge, MA 02139  
Shannon Candito, Camden, NY 13316  
Carl Espenshade, Wrightsville, PA 17368  
Clara Feigelson, State College, PA 16801  
Bret Goodman, Lancaster, PA 17603  
Theodora Martino, Waybe, PA 19087  
Andrew Sottile, Arlington, VA 22204  
Heather Robson-Griffin, Oak Harbor, WA 98277

### **Baltimore City Organizations**

1000 Friends of Maryland, Inc., Baltimore, MD 21202  
Baltimore Green Space, Baltimore, MD 21213  
Baltimore Tree Trust, Baltimore, MD 21210  
Belair-Edison Community Association, Baltimore, MD 21213  
Belair-Edison Neighborhoods, Inc., Baltimore, MD 21213  
Board of Directors, Hampden Community Council, Baltimore, MD 21211  
Clean Water Action, Baltimore, MD 21201  
Friends of Herring Run Parks, Baltimore, MD 21214  
Friends of Stony Run, Baltimore, MD 21218  
Maryland Environmental Health Network, Baltimore, MD 21202  
Master Gardeners, Bay-Wise Committee, University of Maryland Extension - Baltimore City, Baltimore, MD 21215  
MedStar Harbor Hospital Green Team, Baltimore, MD 21225  
Mondawmin Neighborhood Improvement Association, Baltimore, MD 21215  
Mt. Winans Community Association, Baltimore, MD 21230  
Old Goucher Community Association, Baltimore, MD 21218  
Robert W. Coleman Community Organization, Baltimore, MD 21215

United Workers, Baltimore, MD 21218

Westport Neighborhood Association, Baltimore,  
MD 21230

Your Baltimore Community Development,  
Baltimore, MD 21213

Greenmount West Community Association,  
Baltimore, MD 21202

### **Maryland Organizations**

Assateague Coastal Trust, Berlin, MD 21811

Back River Restoration Committee, Inc., Essex,  
MD 21221

Baltimore Canoe and Kayak Club, Severn, MD  
21144

Community Engagement, Environmental  
Justice, and Health (CEEJH), Maryland Institute  
for Applied Environmental Health, School of  
Public Health, University of Maryland-College  
Park, College Park, MD 20742

Green Towson Alliance, MD 21212

Gunpowder Riverkeeper, Monkton, MD 21111

Interfaith Partners for the Chesapeake,  
Annapolis, MD 21403

Maryland League of Conservation Voters,  
Annapolis, MD 21401

Trout Unlimited, Maryland Chapter, Towson,  
MD 21204

Trout Unlimited, Mid-Atlantic Council,  
Towson, MD 21204

Midshore Riverkeeper Conservancy, Easton,  
MD 21601

Sierra Club Maryland Chapter, College Park,  
MD 20740

South River Federation, Edgewater, MD 21037

Waterkeepers Chesapeake, Takoma Park, MD  
20913

### **Out-of-State Organizations**

Potomac Riverkeeper Network, Washington,  
DC 20036