



Renville
COUNTY
Service · Stewardship · Shared Responsibility

Environmental Services



2023 Annual Report

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ESSD ADVISORY COUNCIL

ESSD STAFF SUPPORT

PLANNING

ZONING ADMINISTRATION

1. Land Use Ordinance.

Staff reviews the Land Use Ordinance annually, and recommended changes are brought to the Planning Commission. There were no Ordinance amendments in 2023.

2. Shoreland Management Regulations.

The Lake Allie/Preston Lake area continues to be an area in the County of ongoing development. Environmental Services staff spends time performing site visits in this area to ensure compliance of the Shoreland Management Regulations. Activities performed include site plan reviews, subdivision reviews, shoreline alteration reviews, rain garden inspections, ordinary high water and setback determinations, and compliance inspections.

3. Subdivision Regulations.

In 2001, Environmental Services began implementing Subdivision Regulations. When a land split is brought to the County Recorder's office for recording, the deed and any supporting development information (survey, etc.) are forwarded to Environmental Services for review in light of the Subdivision Regulations and other pertinent sections of the Land Use Ordinance.

During 2023, staff reviewed and approved 75 minor subdivision land splits.

4. Land Use Permits/Complaints.

Environmental Services is charged with administration of the Land Use Ordinance and areas of the Nuisance Ordinance dealing with the environment/land use. The following tables note the number of permits and investigations undertaken over the past five years:

Land Use Permit Breakdown

	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
New House	8	9	10	5	11
House Addition	7	7	8	3	8
Garage/Garage Addition	10	8	7	7	5
Bin	17	17	13	7	18
Livestock Building	1	2	5	7	5
Building/Building Addition	25	22	24	40	39
Solar Energy Conversion System (Commercial)	1	2	5	3	2
Solar Energy Conversion System (Personal)	2	0	1	1	6
Other	<u>23</u>	<u>13</u>	<u>16</u>	<u>20</u>	<u>16</u>
TOTAL	94	80	89	93	110

Nuisance/Zoning Complaint Investigation Breakdown

	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
Zoning Violations	3	2	4	1	7
Feedlots	2	4	4	0	2
General Environmental	1	1	1	1	2
Other (CUP/IUP Conditions)	3	8	3	4	3

Compliance Inspections

	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
CUP	31	22	38	51	42
IUP	34	29	29	21	17
Variance	32	16	32	32	16
Land Use Permits	12	6	5	7	9

BOARD OF ADJUSTMENT AND APPEALS

The Board of Adjustment and Appeals members include:

Carl E. Rudeen – District 1	12/31/2023 (term expiration)
Jeffrey T. Ruff – District 2	12/31/2023 (term expiration)
Helen A. Ruebel – District 3	12/31/2025 (term expiration)
James Boersma – District 4	12/31/2024 (term expiration)
Paul D. Hamre – District 5	12/31/2025 (term expiration)
ES Director – Secretary	

The Board of Adjustment and Appeals hears and makes decisions regarding Administrative Appeals, Variances, and Official Map appeals. The five-member Board meets on the fourth Thursday of each month (unless there are no public hearings scheduled) at 8:30 a.m. in Suite 313 of the Renville County Government Services Center. One member is appointed by the Renville County Board of Commissioners from each of the five commissioner voting districts. Members serve three-year terms with a term limit of 12 consecutive years. Each Board member is paid a per diem of \$75 per meeting plus compensation for mileage to and from meetings and site visits.

The following actions were taken by the Board of Adjustment and Appeals in 2023 as compared to the previous years:

	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
Meetings	4	4	3	4	5
Variance Hearings	4	5	5	4	6
Administrative Appeals	0	0	0	0	0
Official Map Appeals	0	0	0	0	0
Corrective Action	0	0	0	1	0

2023 Variances

Applicant	Request	Zone	Board of Adjustment and Appeals Action
Steffl, Eric and Lisa	Variance to allow construction of 26' x 28' house addition that does not comply with minimum road right-of-way setback from centerline of 400 th Street.	A	Approved 03/02/2023
Crooks Township	Variance to allow placement of structure that does not comply with minimum road right-of-way setback from centerline of CSAH 21.	A	Approved 04/27/2023
Northern States Power Company d/b/a Xcel Energy (SMBSC)	Variance to allow existing conforming lot or parcel to be split and reduced in size making it nonconforming in lot area.	C/I	Approved 04/27/2023
Olinger, Jordan and Julie	Variance to allow existing building that does not comply with minimum property line setback (to be used for commercial dog kennel).	A	Approved 05/25/2023

Nelson, Nick and Keri (Volz, Joshua and Kristy <u>AND</u> Soukup, Ross and Dawn)	Variance to allow construction of 36' x 40' accessory structure (garage) on parcel of land that does not have primary use (single-family dwelling).	S	Approved 08/24/2023
Halstrom, Tim and Kay (Volz, Joshua and Kristy <u>AND</u> Soukup, Ross and Dawn)	Variance to allow construction of 30' x 40' accessory structure (garage) on parcel of land that does not have primary use (single-family dwelling).	S	Approved 09/28/2023

PLANNING COMMISSION

The Planning Commission members include:

Jeffery A. Kramer – District 1	12/31/2025 (term expiration)
Leif T. U'Ren – District 2	12/31/2023 (term expiration)
Helen A. Ruebel – District 3	12/31/2025(term expiration)
Rick R. Marks – District 4	12/31/2024 (term expiration)
Steve A. Santjer – District 5	12/31/2023 (term expiration)
Neal Johnson – At-Large	12/31/2024 (term expiration)
Joel W. Harmoning – At-Large	12/31/2025 (term expiration)
ES Director – Secretary	

The seven-member Commission meets on the second Monday of each month at 6:00 p.m. in Suite 313 of the Renville County Government Services Center. One member is appointed by the Renville County Board of Commissioners from each of the five commissioner voting districts with two members selected at-large. Members serve three-year terms with a term limit of 12 consecutive years. Each Commission member is paid a per diem of \$75 per meeting plus compensation for mileage to and from meetings and site visits.

The Planning Commission has the following duties and responsibilities:

1. Study, report, and make recommendations on amendments to the official controls including the Ordinance and Official Maps and the Comprehensive Plan prior to adoption of the amendment by the Renville County Board of Commissioners.
2. Conduct public hearings, review all applications, and prepare a report and recommendation to the Renville County Board of Commissioners on the following:
 - A. Conditional Use Permits and Interim Use Permits.
 - B. Major plats for subdivisions of land.
 - C. Planned unit developments.
 - D. Plans for public land acquisition and development.
3. Conduct hearings and make recommendations to the Renville County Board of Commissioners on alleged violations of conditions contained in Conditional Use Permits and Interim Use Permits.
4. Other duties as the Renville County Board of Commissioners may prescribe.

The following actions were taken by the Planning Commission in 2023 as compared to the previous years:

	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
Meetings	8	6	9	8	7
Conditional Use Permits	8	7	10	7	7
Interim Use Permits	1	0	3	2	3
Ordinance New or Amendments	2	2	2	1	0
Map Amendments	1	1	1	0	2
Plats	0	0	0	0	0
Corrective Action	0	0	0	1	0

2023 Conditional Use Permits

Applicant	Request	Zone	County Board Action
MN CSG 2019-60 LLC (Grimm Family Revocable Living Trust and Brad H. Dobberstein Revocable Living Trust)	CUP to allow construction of one megawatt community solar garden (solar energy conversion system).	A	Approved 03/28/2023
MN CSG 2019-79 LLC (Braun, Kevin J. and Bonnie L.)	CUP to allow construction of one megawatt community solar garden (solar energy conversion system).	A	Approved 03/28/2023
Northern States Power Company d/b/a Xcel Energy (SMBSC)	CUP to allow construction of major essential service (electrical substation).	C/I	Approved 05/23/2023
Schmalz, Chad (Schmalz, Larry and Roxanne)	CUP to allow commercial sales and service of agriculture products.	A	Approved 07/25/2023
Westphal, Scott Westphal Trucking, LLC	CUP to allow self-service storage facility, truck repair, and warehousing and distributing.	C/I	Approved 07/25/2023
Enterprise Energy, LLC for EESolar19, LLC (Krause, Gordon)	CUP to allow construction of one megawatt community solar garden (solar energy conversion system).	A	Approved 09/26/2023
SV CSG Granite Falls, LLC (Braun, Kevin J. and Bonnie L.)	CUP to allow construction of one megawatt community solar garden (solar energy conversion system).	A	Approved 09/26/2023

2023 Interim Use Permits

Applicant	Request	Zone	County Board Action
Ims, Doug (Dikken, Jeffrey S. and Jane M.)	IUP to allow mining, extraction, and processing of minerals.	A	Approved 03/28/2023
Shafer Contracting Co., Inc. (Renville County)	IUP to allow temporary concrete plant.	A	Approved 05/23/2023
Olinger, Jordan and Julie	IUP to allow Home Occupation, Level II (commercial dog kennel).	A	Approved 06/27/2023

2023 Ordinance Amendments

Amendments	County Board Action
NONE	

2023 Map Amendments

Amendments	County Board Action
Farmward Cooperative (Schneiderman, Paul Steven and Kami <u>AND</u> Kaiser, Lance and Candace) – Rezone from A to C/I part of S2 of SE4 of 5-115-35.	Approved 06/27/2023
Westphal, Scott (Westphal Trucking, LLC) – Rezone from A to C/I part of NE4 of NW4 of 31-114-35.	Approved 07/25/2023

2023 Plats

Plat	County Board Action
NONE	

ENVIRONMENT

ADMINISTRATION

1. Subsurface Sewage Treatment System (SSTS).

Environmental Services reviewed the designs and inspected the installation of 57 septic systems in 2023. The number of system design types installed over the past five years is:

<u>Type I Systems</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
Rock-Filled Trench	1	1	0	0	1
Gravelless Pipe Trench	0	0	0	0	0
Chamber Trench	0	3	0	1	0
Seepage Bed	2	9	14	6	4
Mound	39	41	44	34	38
At-Grade	3	10	5	6	3
Tank Only			4	0	1
<u>Type II Systems</u>					
Holding Tank/Privies	2	4	6	12	10

The total number of systems installed since 1998 is as follows:

<u>Year</u>	<u>SSTS Permits</u>	<u>Installations</u>
1999		79
2000		93
2001		90
2002		107
2003		93
2004		100
2005		84
2006		105
2007		81
2008		91
2009		60
2010		66
2011		62
2012		72
2013		64
2014		61
2015		43
2016		45
2017		57
2018		41
2019		47
2020		68
2021		73
2022		59
2023		57
TOTAL		1,798

It is estimated that over 676 septic systems (27%) have not been inspected and have a high potential of being noncompliant. There are a total of 2,474 homes (per Renville County Assessor's office) that reside out of city limits and are required to have a septic system.

2. Mining.

Staff completed seven site inspections of permitted mines to determine if they were in compliance with Chapter Seven (Mining Regulations) of the Land Use Ordinance and the conditions of their Interim Use Permits (IUPs).

3. Feedlot Program.

Renville County is a state-delegated feedlot county through the MPCA. The feedlot program offers information and education to feedlot producers along with permitting of feedlots with capacities of less than 1,000 animal units (based on state calculations). Environmental Services staff work to ensure that all areas of the feedlot program are adequately developed to meet the goals of assisting all feedlot owners to achieve compliance with all federal, state, and County rules and regulations. Renville County currently has 338 feedlots of which 271 are required to be registered. We currently conduct inspections on 213 of the feedlots once every four years. The remaining 58 feedlots are state permitted and fall under the responsibility of the MPCA. There are currently 67 feedlots that are not required to be registered because they are under 10 animal units located in the Shoreland District or under 50 animal units in the non-Shoreland District. These sites are surveyed once every four years to keep track of livestock numbers. The following achievements were accomplished in 2023:

- Attended feedlot conferences, trainings, and meetings.
- Conducted 65 compliance inspections.
- Closed six feedlots.
- Assisted state feedlot producers with applications.
- MPCA annual review for 2022 found Renville County met all applicable program requirements.

The number and type of feedlot inspections over the past five years are as follows:

	<u>Feedlot Inspections</u>				
	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
Compliance	88	71	49	60	65
New Feedlot Construction Site	0	0	0	0	0
Complaints	<u>2</u>	<u>4</u>	<u>4</u>	<u>0</u>	<u>0</u>
TOTAL	90	75	53	60	65

4. Water Planning Projects and Programs.

In 1989, the Renville County Board of Commissioners adopted a resolution to develop the County's first Comprehensive Local Water Management Plan. The Minnesota Board of Water and Soil Resources (BWSR) approved the Plan in 1991. Renville County has revised the Water Plan four times since 1991. The current Water Plan was approved by BWSR and adopted for implementation by the Renville County Board of Commissioners on August 13, 2013. The Water Plan was effective for a 10-year period until June 26, 2023, with the five-year Implementation Plan having expired in June 2018.

In December 2022, BWSR approved Renville County's request to extend our Water Plan until December 31, 2026, in order to transition to One Watershed, One Plan (1W1P) watershed planning. 1W1P is a process established by BWSR to assist in developing a Comprehensive Watershed Management Plan (CWMP). According to BWSR, the new Plan intends to increase efficiencies in both planning and resources by establishing one plan based on watershed boundaries, rather than several smaller plans based on county boundaries, such as our current Comprehensive Local Water Management Plan. The goal of 1W1P is to establish priorities to protect and improve both surface water and ground water resources on a watershed basis. BWSR is encouraging all Local Water Plans to transition to watershed plans by 2025.

Hawk Creek – Middle Minnesota Watersheds

(BWSR Planning Area #53, Central Minnesota River Watershed Partnership)

In 2019, planning partners from Chippewa, Kandiyohi, and Renville Counties and Soil and Water Conservation Districts (SWCDs) began the planning process of developing a CWMP for the Hawk Creek watershed and portions of the Middle Minnesota watershed. This area encompasses approximately 71% of the watershed area in Renville County. This area also includes a small portion of Nicollet and Sibley Counties, who chose to "opt out" of the planning process.

The project was awarded a \$251,000 planning grant from BWSR. The BWSR Southern Regional Committee made a recommendation on December 20, 2021, for the Plan to be sent to the full BWSR Board for final approval. BWSR approved the plan on January 26, 2022, and the Renville County Board of Commissioners adopted the plan on February 22, 2022. This Plan is now in the implementation phase and is effective for a 10-year period until January 26, 2032.

High Island Watershed

(BWSR Planning Area #55, Lower Minnesota River West)

In August 2019, the Lower Minnesota River West watershed (the area often referred to as the High Island Watershed) received notification that the planning area was awarded a \$237,000 planning grant from BWSR. The planning area includes Carver, McLeod, Nicollet, Renville, and Sibley Counties. Renville County and Renville County SWCD "opted out" as a "Required Partner" for Plan development due to the small percentage of watershed area located in the County; however, Renville County will be able to utilize the Plan to replace the Comprehensive Local Water Management Plan and have access to future implementation funds. The Plan was submitted to BWSR for its 90-day review on December 28, 2022. Renville County adopted a resolution in February 2023 for the adoption and implementation

of the Plan contingent on the BWSR Board's approval. BWSR then approved the Plan in March 2023, and the Lower Minnesota River West Policy Advisory Committee adopted the plan in April 2023. This Plan is now in the implementation phase and is effective for a 10-year period until March 2033.

South Fork of the Crow River Watershed
(BWSR Planning Area #13)

In September 2019, discussions began regarding a 1W1P process for the South Fork of the Crow River Watershed. This area covers the northeast portion of Renville County as well as portions of Carver, Kandiyohi, Meeker, McLeod, Sibley, Wright, and Hennepin Counties. Renville County is a Required Partner in the planning process with approximately 26% of the planning area being in Renville County. The area also includes the Buffalo Creek Watershed District.

The Renville County Board of Commissioners approved a Resolution in May 2020 expressing intent to participate in the 1W1P process and support a planning grant application to BWSR. In August 2021, BWSR selected the South Fork of the Crow River Watershed planning area for a planning grant. The Steering Committee meets monthly, and the Technical Advisory Committee meets as needed. The Policy Committee meets monthly when there are items to be discussed and decisions to be made. The Steering Committee worked on developing the One Watershed One Plan throughout 2023. A public hearing was held in November 2023 to accept comments on the Plan. The Policy Committee recommended approval of the Plan. Respective Boards adopted resolutions to submit the Plan to BWSR for approval and to adopt the Plan contingent on BWSR's approval. Projected Plan completion is July 2024.

Minnesota River – Mankato Watershed
(BWSR Planning Area #22)

In June 2023, the Minnesota River – Mankato Watershed made application for a planning grant from BWSR. The planning area includes Blue Earth, Brown, Le Sueur, Nicollet, Renville, Sibley, and Watonwan Counties. Renville County and Renville County SWCD "opted out" as a "Required Partner" for Plan development due to the small percentage (.1% of the land area in the watershed boundary) of watershed area located in the County; however, Renville County will be able to utilize the Plan to replace the Comprehensive Local Water Management Plan and have access to future implementation funds.

BWSR Local Water Management Natural Resource Block Grant (NRBG)

Renville County was awarded Local Water Management NRBG funds in the amount of \$14,047 to assist with implementing programs designed to protect and improve water resources.

In 2023, the following water planning projects and programs were completed:

- Provided cost-share to seal four abandoned wells.
- Continued water quality sampling of Lake Allie and Preston Lake.
- Provided funding for a cover crop cost-share program.

- Provided funding to the Hawk Creek Watershed Project to assist with staff activities relating to water quality improvement projects.
- Provided funding to the Renville County SWCD for technical assistance services (i.e., cost-share programs for well sealing and cover crops, eLINK reporting, and other best management practices).

5. Minnesota Department of Ag – AgBMP Loan Program.

Since 1995, Renville County has successfully utilized AgBMP funding to assist rural residents with upgrading failing septic systems, purchasing minimum tillage equipment, financing manure handling equipment, and helping landowners with feedlot improvements. In 2012, Renville County established themselves as a Local Lender to provide a financing resource for rural landowners in need of assistance to update deteriorating or contaminated drinking water wells. Historically, Environmental Services has completed approximately 311 loans encompassing over \$5 million.

In 2018, a new loan program was created through the AgBMP program in which the Renville County Drainage Authority could utilize loan funding to purchase easements and establish perennial vegetative buffers on redetermined drainage systems.

In 2023, Renville County acted as the lender for the construction/repair of 10 wells with AgBMP funding. We helped to coordinate, with outside lenders, the purchase of a manure spreader, two no till drills/air seeders, and one strip till machine.

AgBMP Loans

	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
Well Construction or Repair	\$158,811	\$168,473	\$243,003	\$75,980	\$219,989
Number of Loans	9	10	11	4	10
Ag Waste /					
Manure Application Equipment	\$146,249	0	0	\$549,707	\$393,113
Number of Loans	3	0	0	3	4
Septic	\$128,681	0	0	0	0
Number of Loans	11	0	0	0	0
Drainage System	\$1,477,122	0	0	0	0
Number of Systems	8	0	0	0	0

6. Minnesota Pollution Control Agency – Low-Interest Loan Program.

Septic Loan Program:

Since 2001, Renville County has utilized the Minnesota Pollution Control Agency (MPCA) Clean Water Partnership Watershed Loan Program to assist rural residents with upgrading failing septic systems. Environmental Services has completed approximately 482 septic loans encompassing over \$4.5 million. In 2019, the MPCA Clean Water Partnership Watershed Loan Program expired in each of the watersheds. In 2020, Renville County received \$900,000 in loan funds to create a new countywide septic loan program. In 2022,

Renville County was awarded an additional \$400,000 to continue the loan program. In 2023, Renville County was awarded an additional \$220,000 to continue the loan program until May 8, 2024.

Year	# Loans	Hawk Creek	# Loans	Middle MN	# Loans	Crow
2017	12	\$132,638	4	\$44,019	5	\$60,560
2018	11	\$130,477	2	\$21,706	5	\$43,853
2019	5	\$60,463	0	\$0	1	\$18,550

Year	# Loans	MPCA
2020	28	\$362,132
2021	19	\$246,833
2022	18	\$260,688
2023	17	\$320,980

Drainage System Loan Program:

In 2020, after exhausting the availability of MDA – AgBMP loan funds, an application was submitted to the MPCA Clean Water Partnership Loan Program to establish a new program where loan funds could be utilized to purchase easements and establish perennial vegetative buffers on redetermined drainage systems. Renville County was awarded \$3,000,000 in loan funds to be used over the next three years. In 2022, \$300,000 was reduced so the funds could be utilized by the Lake Allie ESSD Wastewater System Project Loan Program. A Final Progress Report was submitted to the MPCA in June 2023.

Year	# Drainage Systems	MPCA Loans
2020	9	\$1,240,820
2021	0	0
2022	28	\$951,085

Lake Allie ESSD Wastewater Collection System Project Loan Program:

In 2020, an application was submitted to the MPCA Clean Water Partnership Loan Program to establish a new program where loan funds could be utilized to upgrade the centralized wastewater collection system for properties located near Lake Allie. Renville County was awarded \$700,000 in loan funds to be used by property owners for the necessary wastewater system improvements. Due to substantial changes to the proposed design by the MPCA, the cost of the proposed project will be approximately \$900,000. In 2022, the MPCA awarded an additional \$300,000 to the Lake Allie ESSD loan program after reducing the amount that was awarded to our Drainage System Loan Program by \$300,000. In 2023, the MPCA awarded an additional \$708,000 through Amendment 2 (\$508,000 of which was remaining funds from the drainage system loan closed in 2023, and \$200,000 awarded to fully fund the project). With the addition of these funds, the loan total is now at \$1,708,000.

Year	# of Disbursements	MPCA Funds Spent
2023	3	\$1,226,782

7. Minnesota Pollution Control Agency/BWSR – Income-Based SSTS Grant Program.

In 2021, an application was submitted to the MPCA to establish a new income-based SSTS grant program. Renville County was awarded funds in 2021 and 2022. An application was developed and income guidelines were set based on the agency's guidance. The grant pays 50% or 75% of the cost to update a failing system dependent on income.

Year	Awarded from MPCA	Awarded from BWSR	Funds Expire
2022	\$35,447	\$25,450	12/31/2023
2023	\$5,066		12/31/2024

Year	# Grants	MPCA	BWSR
2022	5	\$24,943	\$25,000
2023	1	\$11,000	\$450

ESSD ADVISORY COUNCIL

The ESSD Advisory Council members include:

Randy Kruse	12/31/2023 (term expiration)
Ron Cleland	12/31/2025 (term expiration)
Mike Knodel	Unlimited
Richard DeRock	12/31/2024 (term expiration)
Alan Koll	12/31/2024 (term expiration)
Randy Kramer – Commissioner	Ex Officio
Doug Erickson – Commissioner	Ex Officio (Alternate)
Jerome Schueller – System Operator	Ex Officio
ES Director – System Administrator	Ex Officio

The eight-member Advisory Council meets quarterly. The five voting members represent ESSD property owners and the Oakdale Golf Club. Voting members serve three-year terms with a term limit of nine consecutive years with the exception of the Oakdale Golf Club representative whose term is unlimited.

ESSD STAFF SUPPORT

The original Lake Allie Waste Treatment Project was completed in 2001 with initial startup in September 2001. Construction of the new wastewater treatment facility will be completed in early 2024. The new system will have the capacity to serve 80 dwellings including the Oakdale Golf Course. The community sewer system currently serves 64 users including the Oakdale Golf Course. Environmental Services staff spent considerable time working on the following ESSD issues:

- Provided staff support to the ESSD Advisory Council on Ordinance interpretation and recommendation for monthly service fee and consulting services.
- Worked with System Operator and ESSD Advisory Council on budget, recordkeeping, and operator agreement for 2023.
- Administered overall system operations and fiscal management.
- Continued to assist with the development of the wastewater treatment facility capital improvement plan.
- Worked closely with Stantec Consulting Services Inc. on new wastewater treatment facility plans.
- Worked with Septic Check on the construction of the new wastewater treatment facility.
- Construction of the new wastewater treatment facility started in October 2023.