



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6  
1445 ROSS AVENUE, SUITE 1200  
DALLAS, TEXAS 75202-2733

**DRAFT**

March XX, 2016

CERTIFIED MAIL-RETURN RECEIPT REQUESTED:

Mr. Ray Gosack  
City Administrator  
City of Fort Smith  
623 Garrison Avenue  
P.O. Box 1908  
Fort Smith, AR 72902

Re: NPDES Permit Nos.: AR0033278 and AR0021750  
Civil Action No. 2:14-cv-02266-PKH  
CMOM – Sanitary Sewer Overflow Emergency Response Program Plan

Dear Mr. Gosack:

This office has received the City of Fort Smith's Sanitary Sewer Overflow Emergency Response Program (OERP) component of the Capacity, Management, Operation, and Maintenance (CMOM) Program, pursuant to Paragraphs 48 & 49 of the Consent Decree in the above-captioned case. EPA has reviewed this submittal, dated December 22, 2015, and has determined that it satisfies each of the OERP Consent Decree requirements.

EPA therefore approves this submittal. If you have any questions, please contact Mr. Damon McElroy, P.E. at (214) 665-7159 or by e-mail at [mcelroy.damon@epa.gov](mailto:mcelroy.damon@epa.gov).

Sincerely,

Jerry Saunders  
Associate Director  
Compliance Assurance and  
Enforcement Division

Re: City of Fort Smith  
Sanitary Sewer Overflow Emergency Response Plan Component

2

cc: Jerry L. Canfield, P.A.  
Daily and Woods, LLC  
58 South Sixth Street  
P.O. Box 1446  
Fort Smith AR 72902

Becky Keogh, Director  
Arkansas Department of Environmental Quality  
5301 Northshore Drive  
North Little Rock, AR 72118-5317

Lisa L. Russell, Section Chief  
Environment and Natural Resources Division  
U.S. Department of Justice  
Box 7611 Ben Franklin Station  
Washington, D.C. 20044-7611  
Re: DOJ No. 90-5-1-1-08677

Steve Parke, Director of Utilities  
City of Fort Smith  
623 Garrison Avenue  
P.O. Box 1908  
Fort Smith, AR 72902

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