



May 29, 2019

Honorable Frank Fogleman  
Mayor of Marion  
P.O. Box 717  
Marion, AR 72364

email: [mayormarionar@aol.com](mailto:mayormarionar@aol.com)

**RE: NPDES Permit Number: AR0021971, AFIN: 18-00110  
CAP Progress**

Dear Mayor Fogleman,

The City of Marion has reported two (2) effluent violations of Part I, Section A. of NPDES Permit No. AR0021971 since the Corrective Action Plan, dated March 14, 2019, was submitted.

DMR End Date	Discharge #	Parameter Description	Reported Value	Limit Value	Vio %
04/30/2019	002-A	BOD, 5-day, 20 deg. C (MO AVG, mg/L)	41	30	37%
04/30/2019	002-A	BOD, 5-day, 20 deg. C (7 DA AVG, mg/L)	64	45	42%

Any violation of your NPDES Permit is subject to enforcement action by this Department, pursuant to the Arkansas Water and Air Pollution Control Act. The regulations and your NPDES Permit require that you take all reasonable measures necessary to eliminate or prevent the occurrence of violations. Also, be aware that we maintain records of violations and of non-compliance reports documenting corrective action to determine the appropriateness and level of the enforcement action.

As a reminder, the City of Marion is to submit a final compliance report detailing the corrective actions taken to achieve final compliance with permit limits by June 1, 2019.

Thank you for your attention to this matter. Should you have any questions, feel free to contact me at 501-682-0639 or you may e-mail me at [bailey.taylor@adeq.state.ar.us](mailto:bailey.taylor@adeq.state.ar.us).

Sincerely,

Bailey Taylor  
Enforcement Coordinator  
Office of Water Quality

cc: Jerome Alford, P.E., Bond Consulting Engineers, Inc. ([bondengineering@hotmail.com](mailto:bondengineering@hotmail.com))  
Jim Shempert, City of Marion ([jshempert.waterdept@yahoo.com](mailto:jshempert.waterdept@yahoo.com))