

June 10, 2014

Tommy Lawson
City of Stuttgart
PO Box 80
Stuttgart, AR 72160

RE: NPDES Permit No. AR0034380, AFIN 01-00041, Required Information

Dear Mr. Lawson:

The Department requested a completed Priority Pollutant Scan (PPS) form, corrected lab report, and a minimum of three sample results for Total Kjeldahl Nitrogen (TKN), Oil and Grease (O & G), and Total Dissolved Solids (TDS) in a letter dated May 20, 2014. The PPS form and the test results for TKN, O & G, and TDS were also requested via e-mail on March 13, 2014, a letter dated April 18, 2014, and a telephone conversation on May 19, 2014. Although some information has been submitted to address the deficiencies, the following information still has not been received:

1. The MQLs achieved were not listed on the laboratory report;
2. The report did not specify if the metals data was for the dissolved portion or for total recoverable;
3. The PPS form was not completed and signed by the responsible official; and
4. The test results for Total Kjeldahl Nitrogen, Oil and Grease, and Total Dissolved Solids have not been submitted.

The application is therefore being placed in an "inactive status" since the information was not received by May 30, 2014, as required in the Department's last letter. APC&EC Reg. 6.201 states "Conditions of a National Pollutant Discharge Elimination System permit issued by the Arkansas Department of Environmental Quality will continue in effect past the expiration date pending issuance of a new permit, if:

- (1) The permittee has submitted a timely and complete application as described in 40 C.F.R. § 122.21; and
- (2) The Director, through no fault of the permittee, does not issue a new permit prior to the expiration date of the previous permit."

The current NPDES permit expires on August 31, 2014. Because the Department has not yet received the information to complete a technical review, permit coverage may lapse if the renewal permit is not issued by the date of expiration.

If the required information is not submitted by June 30, 2014, the renewal application may be denied in accordance with Ark. Code Ann. § 8-4-203 (e). Nothing in this request shall preclude the Department from requiring that additional information be submitted in order to complete processing of your application.

Please be advised that performing an activity without the permit(s) required by state and federal regulations could subject you to an enforcement action and penalties. In the event that permit coverage lapses and the City of Stuttgart should continue to discharge, the Water Division Enforcement Branch will propose appropriate enforcement action.

Should you have any questions concerning the above referenced compliance issues, please feel free to contact me at 501-682-0635, or you may e-mail me at anderson@adeq.state.ar.us.

Sincerely,



Alan Anderson
Enforcement Analyst
Water Division / Enforcement Branch