

ADEQ

ARKANSAS
Department of Environmental Quality

May 17, 2011

Dan Dawson, General Manager
Searcy Water and Sewer System
P O Box 1319
Searcy, AR 72145-1319

RE: Searcy's Non-substantial Pretreatment Program Modifications
(NPDES AR0021601; AFIN 73-00055)

Dear Mr. Dawson:

The Department has reviewed the document submitted with Searcy Water and Sewer System (SWASS) letter dated May 13, 2011. The document meets the minimum required updates in 40 CFR 403 commonly referred to as the "Streamlining Rule" promulgated on October 14, 2005. Therefore, ADEQ has approved the document and modified the City's permit.

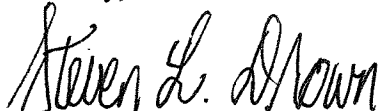
These revisions do not meet the criteria for substantial modifications located in 40 CFR 403.18 and are not required to be publicly noticed. These non-substantial revisions made to SWASS's Pretreatment Program meet all the requirements in 40 CFR 403.

Incorporation of these revisions into SWASS's Pretreatment Program and NPDES permit will be dated May 17, 2011 per 40 CFR 122.63(g) as non-substantial modifications.

Please find attached the new, revised pages of SWASS's NPDES permit reflecting this minor modification. Please replace the old pages with these new ones in the NPDES permit.

If the City has questions or concerns, please contact the Department at (501) 682-0626 or by email at torrence@adeq.state.ar.us.

Sincerely,



Steven L. Drown
Chief, Water Division

SD:rt

Attachments

cc: Dave Ramsey / Environmental Program Coordinator
Kevin Suel / Enforcement Analyst

**AUTHORIZATION TO DISCHARGE WASTEWATER UNDER
THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM AND
THE ARKANSAS WATER AND AIR POLLUTION CONTROL ACT**

In accordance with the provisions of the Arkansas Water and Air Pollution Control Act (Act 472 of 1949, as amended, Ark. Code Ann. 8-4-101 et seq.), and the Clean Water Act (33 U.S.C. § 1251 et seq.),

The applicant's mailing address is:

Searcy Board of Utilities - Searcy Wastewater Treatment Facility
P. O. Box 1319
Searcy, AR 72145

The facility address is:

Searcy Wastewater Treatment Facility
260 North Bypass Rd.
Searcy, AR 72143

is authorized to discharge from a facility located as follows: west of the intersection of Davis Drive and the Little Red River on North Bypass Road, in Section 2, Township 7 North, Range 7 West in White County, Arkansas.

Latitude: 35° 16' 5.84"; Longitude: 91° 42' 58.00"

to receiving waters named:

the Little Red River and thence to the White River in Segment 4E of the White River Basin.

The outfall is located at the following coordinates:

Outfall 001: Latitude: 35° 16' 12.34"; Longitude: 91° 42' 27.61"

Discharge shall be in accordance with effluent limitations, monitoring requirements, and other conditions set forth in Parts I, II, III, and IV hereof.

Response to comments attached.

Original Issue Date: 12/31/2007

Original Effective Date: 02/01/2008

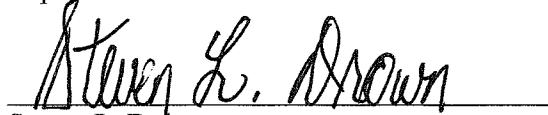
First Minor Modification Issue Date: 08/13/2010

First Minor Modification Effective Date: 08/16/2010

Second Minor Modification Issue Date: 05/17/2011

Second Minor Modification Effective Date: 05/20/2011

Expiration Date: 01/31/2013



Steven L. Drown

Chief, Water Division

Arkansas Department of Environmental Quality

issuance that would have justified the application of different permit conditions at the time of permit issuance.

6. Other Specified Monitoring Requirements

The permittee may use alternative appropriate monitoring methods and analytical instruments other than as specified in Part I Section A of the permit without a major permit modification under the following conditions:

- The monitoring and analytical instruments are consistent with accepted scientific practices;
- The requests shall be submitted in writing to the NPDES Section of the Water Division of the ADEQ for use of the alternate method or instrument.
- The method and/or instrument is in compliance with 40 CFR Part 136 or acceptable to the Director; and
- All associated devices are installed, calibrated, and maintained to insure the accuracy of the measurements and are consistent with the accepted capability of that type of device. The calibration and maintenance shall be performed as part of the permittee's laboratory Quality Control/Quality Assurance program.

Upon written approval of the alternative monitoring method and/or analytical instruments, these methods or instruments must be consistently utilized throughout the monitoring period. ADEQ must be notified in writing and the permittee must receive written approval from ADEQ if the permittee decides to return to the original permit monitoring requirements.

7. CONTRIBUTING INDUSTRIES AND PRETREATMENT REQUIREMENTS

- a. The permittee shall operate an industrial pretreatment program in accordance with Section 402(b)(8) of the Clean Water Act, the General Pretreatment Regulations (40 CFR Part 403) and the approved POTW pretreatment program submitted by the permittee. The pretreatment program was approved on 03/5/1985 and modified on 07/02/1996, 11/22/2004 and 05/17/2011. The POTW pretreatment program is hereby incorporated by reference and shall be implemented in a manner consistent with the following requirements:

- (1) Industrial user information shall be updated at a frequency adequate to ensure that all IUs are properly characterized at all times;
- (2) The frequency and nature of industrial user compliance monitoring activities by the permittee shall be commensurate with the character, consistency and volume of waste. The permittee must inspect and sample the effluent from each Significant Industrial User in accordance with 40 CFR 403.8(f)(2)(v). This is in addition to any industrial self-monitoring activities;

- (3) The permittee shall enforce and obtain remedies for noncompliance by any industrial users with applicable pretreatment standards and requirements;
- (4) The permittee shall control through permit, order, or similar means, the contribution to the POTW by each Industrial User to ensure compliance with applicable Pretreatment Standards and Requirements. In the case of Industrial Users identified as significant under 40 CFR 403.3 (v), this control shall be achieved through individual or general control mechanisms, in accordance with 40 CFR 403.8(f)(1)(iii). Both individual and general control mechanisms must be enforceable and contain, at a minimum, the following conditions:
 - i. Statement of duration (in no case more than five years);
 - ii. Statement of non-transferability without, at a minimum, prior notification to the POTW and provision of a copy of the existing control mechanism to the new owner or operator;
 - iii. Effluent limits, including Best Management Practices, based on applicable general Pretreatment Standards, categorical Pretreatment Standards, local limits, and State and local law;
 - iv. Self-monitoring, sampling, reporting, notification and recordkeeping requirements, including an identification of the pollutants to be monitored (including the process for seeking a waiver for a pollutant neither present nor expected to be present in the Discharge in accordance with § 403.12(e)(2), or a specific waiver for a pollutant in the case of an individual control mechanism), sampling location, sampling frequency, and sample type, based on the applicable general Pretreatment Standards in 40 CFR 403, categorical Pretreatment Standards, local limits, and State and local law;
 - v. Statement of applicable civil and criminal penalties for violation of Pretreatment Standards and requirements, and any applicable compliance schedule. Such schedules may not extend the compliance date beyond federal deadlines; and
 - vi. Requirements to control slug discharges, if determined by the POTW to be necessary.
- (5) The permittee shall evaluate, whether each Significant Industrial User needs a plan or other action to control slug discharges, in accordance with 40 CFR 403.8(f)(2)(vi);
- (6) The permittee shall provide adequate staff, equipment, and support capabilities to carry out all elements of the pretreatment program; and
- (7) The approved program shall not be modified by the permittee without the prior approval of ADEQ.

- b. The permittee shall establish and enforce specific limits to implement the provisions of 40 CFR Parts 403.5(a) and (b), as required by 40 CFR Part 403.5(c). POTWs may develop Best Management Practices (BMPs) to implement paragraphs 40 CFR 403.5(c)(1) and (c)(2). Such BMPs shall be considered local limits and Pretreatment Standards. Each POTW with an approved pretreatment program shall continue to develop these limits as necessary and effectively enforce such limits.

All specific prohibitions or limits developed under this requirement are deemed to be conditions of this permit. The specific prohibitions set out in 40 CFR Part 403.5(b) shall be enforced by the permittee unless modified under this provision.

- c. The permittee shall analyze the treatment facility influent and effluent for the presence of the toxic pollutants listed in 40 CFR 122 Appendix D (NPDES Application Testing Requirements) Table II at least once/year and the toxic pollutants in Table III at least 4 times/year (quarterly). If, based upon information available to the permittee, there is reason to suspect the presence of any toxic or hazardous pollutant listed in Table V, or any other pollutant, known or suspected to adversely affect treatment plant operation, receiving water quality, or solids disposal procedures, analysis for those pollutants shall be performed at least 4 times/year (quarterly) on both the influent and the effluent.

The influent and effluent samples collected shall be composite samples consisting of at least 12 aliquots collected at approximately equal intervals over a representative 24 hour period and composited according to flow. Sampling and analytical procedures shall be in accordance with guidelines established in 40 CFR 136. Where composite samples are inappropriate, due to sampling, holding time, or analytical constraints, at least 4 grab samples, taken at equal intervals over a representative 24 hour period, shall be taken.

- d. The permittee shall prepare annually a list of Industrial Users which during the preceding twelve months were in significant noncompliance with applicable pretreatment requirements. For the purposes of this Part, significant noncompliance shall be determined based upon the more stringent of either criteria established at 40 CFR Part 403.8(f)(2)(viii) [rev. 10/14/05] or criteria established in the approved POTW pretreatment program. This list is to be published annually in the newspaper of general circulation that provides meaningful public notice within the jurisdiction(s) served by the POTW during the month of March.