

Peltier, Hannah

Subject: AR0022381_Defiance Metals ARP001047 Nov 2014 non compliant semi annual Pretreatment report with ADEQ reply_20141202

Attachments: Defiance Metal's Nov 2014 Semi-Annual Report.PDF; Pret. Change in Signatory Authorization Form Dec 2013.doc

From: Gilliam, Allen
Sent: Tuesday, December 02, 2014 11:25 AM
To: 'tgerard@defiancemetal.com'; 'rlynch@defiancemetal.com'; 'rmiller@defiancemetal.com'
Cc: Fuller, Kim; Peltier, Hannah; heber springs; Healey, Richard; Allen-Daniel, Leslie
Subject: AR0022381_Defiance Metals ARP001047 Nov 2014 non compliant semi annual Pretreatment report with ADEQ reply_20141202

Tom,

Defiance Metal Products' (DMP) November 2014 semi-annual report was received December 1, 2014, reviewed and deemed non-compliant with the Metal Finishing standards in 40 CFR 433.17 and the reporting requirements in 40 CFR 403.12(g)(2).

- 1) DMP's sample taken on October 30, 2014 violated the Metal Finishing monthly average Zn and Ni standards at 1.832 and 2.724 mg/l respectively;
 - a. DMP did not "notify ADEQ within 24 hrs or becoming aware of the violation" per 40 CFR 403.12(g)(2);
 - b. However, DMPs' seven (7) October samples met the Metal Finishing "monthly average not to exceed" for Zn and Ni;
- 2) The sample taken on 11/6/14 indicated a Zn excursion of the Metal Finishing monthly avg standard (1.48 mg/l) at 1.85 mg/l;
 - a. DMP did not "notify ADEQ within 24 hrs or becoming aware of the violation" per 40 CFR 403.12(g)(2);
 - b. DMP has until 12/6/14 to resample and resubmit the analytical results to show compliance with the Zn Metal Finishing monthly average per 40 CFR 403.12(g)(2).

Also, please include the complete chains of custody that should accompany each sampling event in future reports.

Please submit the 2nd (MS Word) attachment within thirty (30) days from the date on this correspondence since this office has been corresponding with Carmela Simmons regarding DMP's wastewater issues over the last three (3) years and if there has been changes in signatory authority.

If there are any questions or comments please feel free to contact this office.

Sincerely,

Allen Gilliam
ADEQ State Pretreatment Coordinator
501.682.0625

Ec: Donald Knight, Heber Springs General Manager

Richard Healey, Enforcement Branch Manager
Leslie Allen-Daniel, Enforcement Analyst

E/NPDES/NPDES/Pretreatment/Reports



November 24, 2014

Arkansas Department of Environmental Quality
Water Division
5301 North Shore Drive
North Little Rock, Arkansas 72218-5317

Re: May 2014 – November 2014 Semi-Annual Report for Industrial Users Regulated By 40CFR433

The purpose of this letter and supporting documents is to submit Defiance Metal Products, Heber Springs, Arkansas Semi-Annual Report for Industrial Users for the report period May 2014 – November 2014.

The supporting document are:

- ANPCANFORM # CIU_SAR_433Form – (May 2014 – November 2014)
- Arkansas Testing Laboratories Water Analysis Dated November 6, 2014
- Arkansas Testing Laboratories Water Analysis' Dated October 7-30, 2014 – Weekly Monitoring

If you have any questions with our report and or supporting documents, please contact me at the following address, telephone number, or e-mail address.

Tom Gerard
Environmental/Human Resources/Safety Manager
Defiance Metal Products
944 Bypass Road
Heber Springs, Arkansas 72543
501.362.1919
E-mail: tgerard@defiancemetal.com

Respectfully,

A handwritten signature in black ink that reads "Tom Gerard". The signature is written in a cursive, slightly slanted style.

Tom Gerard
EHS
Defiance Metal Products

SEMI-ANNUAL REPORT FOR INDUSTRIAL USERS REGULATED BY 40CFR433

Use of this form is not an EPA/ADEQ requirement.

Attn: Water Div/NPDES Pretreatment

(1) IDENTIFYING INFORMATION

Defiance Metal Products
944 Bypass Road
Heber Springs, Arkansas 72543

Defiance Metal Products
944 Bypass Road
Heber Springs, Arkansas 72543

C. FACILITY CONTACT: Tom Gerard TELEPHONE NUMBER: 501.887.4756 e-mail: tgerard@defiancemetal.com

(2) REPORTING PERIOD--FISCAL YEAR From May 1 to Apr 30 (Both Semi-Annual Reports must cover Fiscal Year)

A. MONTHS WHICH REPORTS ARE DUE

May 2014 & November 2014

B. PERIOD COVERED BY THIS REPORT

FROM: May 2014 TO: November 2014

(3) DESCRIPTION OF OPERATION

A. REGULATED PROCESSES

CORE PROCESS(ES)

CHECK EACH APPLICABLE BLOCK

- Electroplating
- Electroless Plating
- Anodizing
- Coating
- Chemical Etching and Milling
- Printed Circuit Board Manufacture

ANCILLARY PROCESS(ES)*

LIST BELOW EACH PROCESS USED IN THE FACILITY

*SEE 40CFR433.10(a) FOR 40 DIFFERENT OPERATIONS

B. CHANGES: SUMMARIZE ANY CHANGES IN THE REGULATED PROCESSES SINCE THE LAST REPORT. ATTACH AN ADDITIONAL SHEET IF THE SPACE BELOW IS INADEQUATE. PROVIDE A NEW SCHEMATIC IF APPROPRIATE.

No changes have been made since the last report.

C. Number of Regular Employees at this Facility 244

D. [Reserved]

(4) FLOW MEASUREMENT

INDIVIDUAL & TOTAL PROCESS FLOWS DISCHARGED TO POTW IN GALLONS PER DAY

Process	Average	Maximum	Type of Discharge
Regulated (Core & Ancillary)	8,000	12,000	Batch
Regulated (Cyanide)			
' 403.6(e) Unregulated*			
' 403.6(e) Dilute			
Cooling Water			
Sanitary	3,800	5,000	
Total Flow to POTW	11,800	17,000	*****

*"Unregulated" has a precise legal meaning; see 40CFR403.6(e).

(5) MEASUREMENT OF POLLUTANTS

A. TYPE OF TREATMENT SYSTEM

CHECK EACH APPLICABLE BLOCK

- Neutralization
- Chemical Precipitation and Sedimentation
- Chromium Reduction
- Cyanide Destruction
- Other _____
- None

B. COMMENTS ON TREATMENT SYSTEM

C. THE INDUSTRIAL USER MUST PERFORM SAMPLING AND ANALYSIS OF THE EFFLUENT FROM ALL REGULATED PROCESSES--CORE & ANCILLARY--(AFTER TREATMENT, IF APPLICABLE). ATTACH THE LAB ANALYSIS WHICH SHOWS A MAXIMUM; TABULATE ALL THE ANALYTICAL DATA COLLECTED DURING THE REPORT PERIOD IN THE SPACE PROVIDED BELOW. ZERO CONCENTRATIONS ARE NOT ACCEPTABLE; LIST THE DETECTION LIMIT IF CONCENTRATION WAS BELOW DETECTION LIMIT.

Pollutant(mg/l)	Cd	Cr	Cu	Pb	Ni	Ag	Zn	CN	TTO*
Max for 1 day	0.11	2.77	3.38	0.69	3.98	0.43	2.61	1.20	2.13
Monthly Ave	0.07	1.71	2.07	0.43	2.38	0.24	1.48	0.65	--
Max Measured	<0.004	0.005	0.049	0.005	1.728	<0.003	1.85	<0.01	-----
Ave Measured									

Sample Location Clarifier Effluent

Sample Type (Grab or Composite) Grab Sample

Number of Samples and Frequency Collected One Sample

40CFR136 Preservation and Analytical Methods Use: Yes No

(7) POLLUTION PREVENTION ACT OF 1990 [42 U.S.C. 13101 et seq.]

'6602 [42 U.S.C. 13101] Findings and Policy para (b) Policy.—The Congress hereby declares it to be the national policy of the United States that pollution should be prevented or reduced at the source whenever feasible; pollution that cannot be prevented should be recycled in an environmentally safe manner, whenever feasible; pollution that cannot be prevented or recycled should be treated in an environmentally safe manner whenever feasible; and disposal or other release into the environment should be employed only as a last resort and should be conducted in an environmentally safe manner.

The User may list any new or ongoing Pollution Prevention practices:

(8) GENERAL COMMENTS

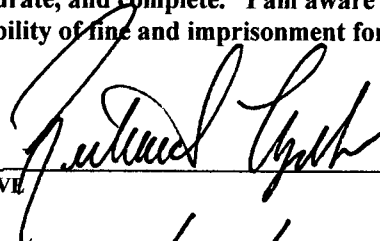
Please find attached supporting documentation documents regarding Defiance Metal Products waste water grab sampling data.
Attachments: Arkansas Testing Laboratories Water Analysis Dated November 6, 2014
Arkansas Testing Laboratories Water Analysis Dated October 7-30, 2014 – Weekly Monitoring

(9) SIGNATORY REQUIREMENTS [40CFR403.12(l)]

I certify under penalty of law that I have personally examined and am familiar with the information in this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Richard Lynch

NAME OF CORPORATE OFFICER OR AUTHORIZED REPRESENTATIVE



SIGNATURE

Plant Manager

OFFICIAL TITLE

11/24/2014

DATE SIGNED

(6) CERTIFICATION

A. [Reserved]

[Reserved]

B. CHECK ONE: '433.11(e) TOXIC ORGANIC ANALYSIS ATTACHED '433.12(a) TTO CERTIFICATION

Based on my inquiry of the person or persons directly responsible for managing compliance with the pretreatment standard for total toxic organics (TTO), I certify that, to the best of my knowledge and belief, no dumping of concentrated toxic organics into the wastewaters has occurred since filing of the last semi-annual compliance report. I further certify that this facility is implementing the toxic organic management plan submitted to Arkansas Department of Environmental Quality.

Tom Gerard
(Typed Name)

Tom Gerard
(Corporate Officer or authorized representative)

Date of Signature November 24, 2014

CORPORATE ACKNOWLEDGEMENT (Optional)

STATE OF ARKANSAS)
COUNTY OF Faulkner)

Before me, the undersigned authority, on this day personally appeared Tom Gerard of Defiance Metal Products, a corporation, known to me to be the person whose name is subscribed to the foregoing instrument(s), and acknowledged to me that he executed the same for purposes and considerations therein expressed, in the capacity therein stated and as the act and deed of said corporation.

Given under my hand and seal of office on this 24 day of November, 2014.

Jacqueline Kordsmeier
Notary Public in and for Faulkner
County, Arkansas

JACQUELINE KORDSMEIER
NOTARY PUBLIC - STATE OF ARKANSAS
FAULKNER COUNTY
My Commission Expires 2-28-2023
Commission # 12391891

My commission expires 2-28-2023

Arkansas Testing Laboratories

3301 Langley Drive · Searcy, AR 72143 (501) 268-6431 f(501) 268-9314

NPDES Wastewater Monitoring
 Water and Wastewater Analysis
 Concrete, Asphalt, and Aggregate Testing
 Geotechnical Testing
 Industrial and Construction Quality Control

DEFIANCE METALS

Collection Date: November 6, 2014
 Collection Time: 6:37 AM
 Collected By: R. Miller

WATER ANALYSIS


Collection Place: Final Discharge Point

KLB

Parameter	Analysis Begin Date / Time	Analysis End Date / Time	Results	Unit	Analyst	% Spike	Rel %	Sample Type	Method <small>Analysis complies with 40 CFR Part 136</small>
Cyanide	11/10 12:00 PM	NA	< 0.01	mg/l	KLB	94.5	0.00	GRAB	SM 4500 CN-E
Cadmium	11/10 4:52 PM	NA	< 0.004	mg/l	KLB	99.5	1.52	GRAB	SM 3120 B
Chromium	11/10 4:52 PM	NA	0.005	mg/l	KLB	98.3	0.22	GRAB	SM 3120 B
Copper	11/10 4:52 PM	NA	0.049	mg/l	KLB	91.4	0.12	GRAB	SM 3120 B
Lead	11/10 4:52 PM	NA	0.005	mg/l	KLB	95.8	2.67	GRAB	SM 3120 B
Nickel	11/10 4:52 PM	NA	1.728	mg/l	KLB	91.5	0.82	GRAB	SM 3120 B
Zinc	11/10 4:52 PM	NA	1.850	mg/l	KLB	93.80	1.35	Grab	SM 3120 B
Silver	11/10 4:52 PM	NA	< 0.003	mg/l	KLB	85.0	4.11	Grab	SM 3120 B

Quality Assurance: All Parameters include 10% duplication studies by random selection. The following equipment is checked and calibrated daily: pH meter, balance, incubators, water baths, drying oven and sterilizing apparatus. Ammonia Nitrogen and Oil & Grease Analysis include duplication and spike studies at a rate of at least 10%.

Notes: Samples iced at collection. Preserved with H₂SO₄ to pH₂: Oil & Grease, Ammonia, COD


 Neville Adams, Manager

Arkansas Testing Laboratories

3301 Langley Drive · Searcy, AR 72143

(501) 268-6431 f(501) 268-9314

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DEFIANCE METALS

Collection Date: October 7, 2014

Collection Time: 1:32 PM

Collected By: R. Miller

WATER ANALYSIS

Collection Place: Final Discharge Point

KLB

Parameter	Analysis Begin Date / Time	Analysis End Date / Time	Results	Unit	Analyst	% Spike	Rel %	Sample Type	Method: <small>Analysis complies with 40 CFR Part 136</small>
Nickel	10/14 4:11 PM	NA	0.725	mg/l	KLB	99.0	2.48	GRAB	SM 3120 B
Zinc	10/14 4:11 PM	NA	0.980	mg/l	KLB	100.20	1.67	Grab	SM 3120 B

Quality Assurance: All Parameters include 10% duplication studies by random selection. The following equipment is checked and calibrated daily: pH meter, balance, incubators, water baths, drying oven and sterilizing apparatus. Ammonia Nitrogen and Oil & Grease Analysis include duplication and spike studies at a rate of at least 10%.

Notes: Samples iced at collection. Preserved with H₂SO₄ to pH₂; Oil & Grease, Ammonia, COD


 Neville Adams, Manager

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DEFIANCE METALS

Collection Date: October 10, 2014
 Collection Time: 6:56 AM
 Collected By: R. Miller

WATER ANALYSIS


Collection Place: Final Discharge Point

KLB

Parameter	Analysis Begin Date / Time	Analysis End Date / Time	Results	Unit	Analyst	% Spike	Rel %	Sample Type	Method:
Nickel	10/14 4:13 PM	NA	1.545	mg/l	KLB	99.0	2.48	GRAB	SM 3120 B
Zinc	10/14 4:13 PM	NA	0.820	mg/l	KLB	100.20	1.67	Grab	SM 3120 B

Quality Assurance: All Parameters include 10% duplication studies by random selection. The following equipment is checked and calibrated daily: pH meter, balance, incubators, water baths, drying oven and sterilizing apparatus. Ammonia Nitrogen and Oil & Grease Analysis include duplication and spike studies at a rate of at least 10%.

Notes: Samples iced at collection. Preserved with H₂SO₄ to pH₂: Oil & Grease, Ammonia, COD


 Neville Adams, Manager

Arkansas Testing Laboratories

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DEFIANCE METALS

Collection Date: October 14, 2014

Collection Time: 1:15 PM

Collected By: R. Miller

WATER ANALYSIS


Collection Place: Final Discharge Point

KLB

Parameter	Analysis Begin Date / Time	Analysis End Date / Time	Results	Unit	Analyst	% Spike	Rel. %	Sample Type	Method: <small>Analysis complies with 40 CFR Part 136</small>
Nickel	10/23 12:20 PM	NA	0.746	mg/l	KLB	100.8	4.08	GRAB	SM 3120 B
Zinc	10/23 12:20 PM	NA	0.656	mg/l	KLB	95.80	1.11	Grab	SM 3120 B

Quality Assurance: All Parameters include 10% duplication studies by random selection. The following equipment is checked and calibrated daily: pH meter, balance, incubators, water baths, drying oven and sterilizing apparatus. Ammonia Nitrogen and Oil & Grease Analysis include duplication and spike studies at a rate of at least 10%.

Notes: Samples iced at collection. Preserved with H₂SO₄ to pH₂: Oil & Grease, Ammonia, COD


 Neville Adams, Manager

Arkansas Testing Laboratories

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NPDES Wastewater Monitoring
 Water and Wastewater Analysis
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 Industrial and Construction Quality Control

DEFIANCE METALS

Collection Date: October 16, 2014
 Collection Time: 6:41 AM
 Collected By: R. Miller

WATER ANALYSIS


Collection Place: Final Discharge Point

KLB

Parameter	Analysis Begin Date / Time	Analysis End Date / Time	Results	Unit	Analyst	% Spike	Rel %	Sample Type	Method: <small>Analysis complies with 40 CFR Part 136</small>
Nickel	10/23 12:22 PM	NA	0.812	mg/l	KLB	100.8	4.08	GRAB	SM 3120 B
Zinc	10/23 12:22 PM	NA	0.721	mg/l	KLB	95.80	1.11	Grab	SM 3120 B

Quality Assurance: All Parameters include 10% duplication studies by random selection. The following equipment is checked and calibrated daily: pH meter, balance, incubators, water baths, drying oven and sterilizing apparatus. Ammonia Nitrogen and Oil & Grease Analysis include duplication and spike studies at a rate of at least 10%.

Notes: Samples iced at collection. Preserved with H₂SO₄ to pH₂: Oil & Grease, Ammonia, COD


 Neville Adams, Manager

Arkansas Testing Laboratories

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DEFIANCE METALS

Collection Date: October 21, 2014

Collection Time: 8:19 AM

Collected By: R. Miller

WATER ANALYSIS


Collection Place: Final Discharge Point

KLB

Parameter	Analysis Begin Date / Time	Analysis End Date / Time	Results	Unit	Analyst	% Spike	Rel %	Sample Type	Method: <small>Analysis complies with 40 CFR Part 136</small>
Nickel	10/23 12:30 PM	NA	0.773	mg/l	KLB	100.8	4.08	GRAB	SM 3120 B
Zinc	10/23 12:30 PM	NA	0.780	mg/l	KLB	95.80	1.11	Grab	SM 3120 B

Quality Assurance: All Parameters include 10% duplication studies by random selection. The following equipment is checked and calibrated daily: pH meter, balance, incubators, water baths, drying oven and sterilizing apparatus. Ammonia Nitrogen and Oil & Grease Analysis include duplication and spike studies at a rate of at least 10%.

Notes: Samples iced at collection. Preserved with H₂SO₄ to pH₂: Oil & Grease, Ammonia, COD


 Neville Adams, Manager

Arkansas Testing Laboratories

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 Industrial and Construction Quality Control

DEFIANCE METALS

Collection Date: October 28, 2014

Collection Time: 8:21 AM

Collected By: R. Miller

WATER ANALYSIS


Collection Place: Final Discharge Point

KLB

Parameter	Analysis Begin Date / Time	Analysis End Date / Time	Results	Unit	Analyst	% Spike	Rel %	Sample Type	Method: <small>Analysis complies with 40 CFR Part 136</small>
Nickel	11/10 4:43 PM	NA	0.693	mg/l	KLB	91.5	0.82	GRAB	SM 3120 B
Zinc	11/10 4:43 PM	NA	0.706	mg/l	KLB	93.80	1.35	Grab	SM 3120 B

Quality Assurance: All Parameters include 10% duplication studies by random selection. The following equipment is checked and calibrated daily: pH meter, balance, incubators, water baths, drying oven and sterilizing apparatus. Ammonia Nitrogen and Oil & Grease Analysis include duplication and spike studies at a rate of at least 10%.

Notes: Samples iced at collection. Preserved with H₂SO₄ to pH₂; Oil & Grease, Ammonia, COD


 Neville Adams, Manager

Arkansas Testing Laboratories

3301 Langley Drive · Searcy, AR 72143

(501) 268-6431 f(501) 268-9314

NPDES Wastewater Monitoring
Water and Wastewater Analysis
Concrete, Asphalt, and Aggregate Testing
Geotechnical Testing
Industrial and Construction Quality Control

DEFIANCE METALS

Collection Date: October 30, 2014

Collection Time: 3:17 PM

Collected By: R. Miller

WATER ANALYSIS


Collection Place: Final Discharge Point

KLB

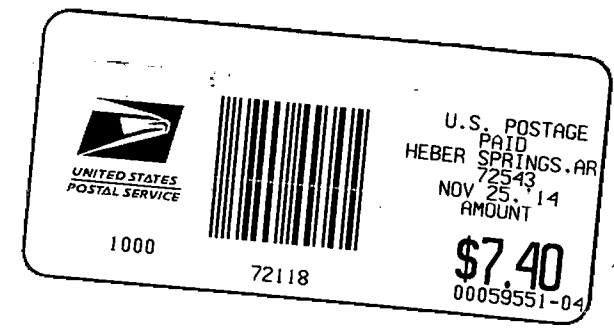
Parameter	Analysis Begin Date / Time	Analysis End Date / Time	Results	Unit	Analyst	% Spike	Rel %	Sample Type	Method: <small>Analysis complies with 40 CFR Part 136</small>
Nickel	11/10 4:47 PM	NA	2.724	mg/l	KLB	91.5	0.82	GRAB	SM 3120 B
Zinc	11/10 4:47 PM	NA	1.832	mg/l	KLB	93.80	1.35	Grab	SM 3120 B

Quality Assurance: All Parameters include 10% duplication studies by random selection. The following equipment is checked and calibrated daily: pH meter, balance, incubators, water baths, drying oven and sterilizing apparatus. Ammonia Nitrogen and Oil & Grease Analysis include duplication and spike studies at a rate of at least 10%.

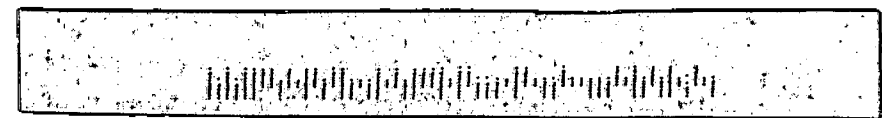
Notes: Samples iced at collection. Preserved with H₂SO₄ to pH₂: Oil & Grease, Ammonia, COD


Neville Adams, Manager

**TOM GERARD
DEFIANCE METAL PRODUCTS
944 BYPASS ROAD
HEBER SPRINGS, AR 72543**



**ARKANSAS DEPARTMENT OF ENVIRONMENTAL
QUALITY - WATER DIVISION
5301 NORTH SHORE DRIVE
NORTH LITTLE ROCK, AR 72118 - 5328**



Pretreatment Permit
and/or Tracking
Number: _____

Facility Name: _____

- Type of Change: (check one)
- New Cognizant Official (or duly authorized representative) (sections 1 and 2)
 - New Responsible Official (complete section 2 only)
 - Both (sections 1 and 2)

NEW COGNIZANT OFFICIAL (or *Duly Authorized Representative*) [See 40 CFR 403.12(l)(3)]; the individual, authorized by the ranking official in writing, as **having responsibility for the overall operation** of the regulated facility **or** activity responsibility, having overall responsibility for environmental matters for the facility **or** having responsibility for environmental matters pertaining to wastewater discharged to the City and pretreatment.

The ranking official hereby designates the following ***individual*** as the cognizant official, (duly authorized representative), for signing the Pretreatment required reports, etc., including Periodic Monitoring Reports required by the Federal Pretreatment Regulations, and other information requested by the Director:

Signature of the Cognizant Official (Duly Authorized Representative)

Name (First Name, MI, Last Name) Typed or Printed

Mailing Address

City, State, and Zip

()

()

Title

Phone

Cell

Email Address: _____

By signature below, the responsible official certifies that the above named ***individual*** is qualified to act as the duly authorized representative under the provisions of 40 CFR 402.12(l)(3).

1. **RESPONSIBLE OFFICIAL** {**Note:** For a *Corporation*: it is the responsible corporate officer. For a Partnership or Sole Proprietorship: a general partner or proprietor. [see 40 CFR 403.12(l)(1) or (2)]}

Signature of the Responsible Official

Date

Name (First Name, MI, Last Name) Typed or Printed

Mailing Address

City, State, and Zip

()

Title

A/C

Phone

Fax

Email Address: _____

Certification: I certify under penalty of law that this document and all attachments were prepared under my direct supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Will the Responsible Official also be the person signing submittals?

Yes No