



ARKANSAS
Department of Environmental Quality

May 22, 2014

Stoney Barton, VP
FSTI, Inc
6300 Bridge Point Parkway, Suite 2-110
Austin, TX 78730

RE: Industrial Stormwater General Permit, FSTI - Malvern, Malvern, AR (Permit Tracking No. **ARR000415** - AFIN **30-00596**)

Dear Permittee:

An appeal was filed in a timely manner on January 30, 2014 requesting a Hearing of the 2014 final issued permit (effective July 1, 2014). However, through Permit Appeal Resolution (PAR) executed on May 6, 2014 the appeal was dismissed (Docket No. 14-002-P). As a result there are no changes in the 2014 final issued permit. **You must still submit the recertification Notice of Intent (NOI) that was mailed to you (dated December 31, 2013) by the effective date of the permit. In addition, facilities that have submitted an incomplete or deficient recertification NOI must provide the deficiencies to the Department no later than the effective date of the permit.**

If the facility will no longer be in operation after June 30, 2014 and you wish not to renew your coverage, you must submit a Notice of Termination (NOT) before the expiration date of June 30, 2014. Failure to submit either an NOT or a Recertification NOI could result in enforcement action. The Department will not grant an extension to the deadline set for the submittal of recertification NOI.

Permittees who fail to make a written request to the Director to be covered by this general permit by **June 30, 2014 will be operating without a permit** which will be in violation of the Arkansas Water and Air Pollution Control Act (Ark. Code Ann. § 8-4-101 *et seq.*), and the Clean Water Act (33 U.S.C. § 1251 *et seq.*) and subject to enforcement action.

One of the requirements of the 2014 permit is to update the facility's Stormwater Pollution Prevention Plan (SWPPP) to meet the requirements of the 2014 permit by the effective date of the permit. You may request an extension on or before July 1, 2014 to update the SWPPP if an adequate reason is provided. Any extension granted for updating the SWPPP will be good only through September 1, 2014.

If you have any questions concerning this matter or need additional information, please feel free to contact the General Permits Section at (501) 682-0623.

Sincerely,

A handwritten signature in black ink, appearing to read "Mo Shafii".

Mo Shafii
Assistant Chief, Water Division