

September 14, 2011

Steve Jernigan, Mayor City of Lepanto P.O. Box 610 Lepanto, AR 72354

RE: City of Lepanto WWTP

AFIN: 56-00056

NPDES Permit No.: AR0023841 (Pending)

Dear Mr. Jernigan:

On August 18, 2011, Michael Greenway and I performed a reconnaissance inspection of the waste water collection system and treatment facility in response to a complaint alleging that a food service business was operating without a grease trap and thus discharging a large amount of grease into the collection system causing blockages and backups into nearby businesses. This inspection was conducted in accordance with the provisions of the Federal Clean Water Act, the Arkansas Water and Air Pollution Control Act, and the regulations promulgated thereunder and revealed the following violations:

- 1. There was seepage of water through the levee in the immediate vicinity of the old outfall structure at the northwest corner of the lagoon. This is an unpermitted discharge in violation of the Arkansas Water and Air Pollution Control Act A.C.A. §8-4-217 (b)(1). It appears that the old outfall into the receiving stream was satisfactorily plugged, however the pipe is now leaking within the levee resulting in the aforementioned seepage.
- 2. There was a large amount of grease entering the manhole located at the intersection of Holmes St. and Alexander Ave. This violates Part III Item 8.a.3. of the expired NPDES Permit (Part II Item 7.a.3. of the Pending NPDES Permit). Solid or viscous pollutants in amounts which will cause obstruction to the flow in the POTW, resulting in interference or pass through may not be introduced into the treatment facility. In discussions with Mr. Robertson and the Arkansas Department of Health, it was determined that a nearby convenience store/restaurant does not have a grease trap and is thus discharging large amounts of grease into the collection system.

The above items require your immediate attention. Please submit a written response to these findings to the Water Division Enforcement Branch of this Department. This response should be mailed to the address below or e-mailed to <u>Water-Enforcement-Report@adeq.state.ar.us</u> and should

Steve Jernigan, City of Lepanto, WWTP September 14, 2011 Page 2

contain documentation describing the course of action taken to correct each item noted. This corrective action should be completed as soon as possible, and the written response with all necessary documentations (i.e. photos) is due by **September 24, 2011.**

For additional information you may contact the Enforcement Branch by telephone at 501-682-0639 or by fax at 501-682-0910.

If I can be of any assistance, please contact me at walker@adeq.state.ar.us or 870-935-7221 ext.-12.

Sincerely,

Brest 2 Walter

Brent L. Walker District 3 Field Inspector Water Division

cc: Water Division Enforcement Branch Water Division Permits Branch AFIN: 56-00056

Permit #: AR0023841

≎EPA										Form Approved OMB No. 2040-0003				
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY														
Washington, D.C. 20460 NPDES Compliance Inspection Report														
	Section A: Nation			-					l					
Transaction Code NPDES Yr/Mo/Day Inspector Fac. Type														
1 N 2 5 3 A R 0 0 2 3 8 4 1 11 12 1 1 0 8 1 8 17 18 R 19 S 20 1 Remarks										1				
Inspection Work Days Facility Evaluation	Rating	BI	QA						Rese	Reserved				
67 69 70 N	71	N	72 N	r 73			74 ~	75						80
	Section 1	B: Facil	ity Dat:	a										
Name and Location of Facility Inspected (<i>For industrial users di</i> <i>include POTW name and NPDES permit number</i>) City of Lepanto, WWTP	ischarging to POTW	V, also		ntry Timo 145 8/18						Permit Effective Date 10/1/2005				
Hwy. 140 - East of Dannette Dr. Lepanto, AR Poinsett Co.				kit Time/ 525 8/18						Permit Expiration Date 9/30/2010				
Name(s) of On-Site Representative(s)/Title(s)/Phone and Fax Nu Billy Robertson/Water Superintendent/870-475-2415	imber(s)]		her Facility Data sp.#: 060808				
Name, Address of Responsible Official/Title/Phone and Fax Number Common Steve Jernigan/Mayor/870-475-2415 City of Lepanto Contacted P.O. Box 610 Yes Lepanto, AR 72354 Yes									np.#. 012765					
	ection C: Areas Ev ory, M = Marginal,					aluat	ted)							
U Permit N Flow Measurem	nent	U	Operat	tions & I	Mainten	ance	:	Ν	San	pling				
N Records/Reports N Self-Monitoring	g Program	Ν	Sludge	Handliı	ng/Dispo	osal		Ν	Pollution Prevention					
N Facility Site Review N Compliance Sch	nedules	Ν	Pretrea	atment				Ν	Mu	Multimedia				
N Effluent/Receiving Waters N Laboratory Section D: Summar			Storm					N	Other:					
This inspection was conducted in response to a complaint regarding a business without a grease trap and revealed the following violations: 1. There was seepage of water through the levee in the immediate vicinity of the old outfall structure at the northwest corner of the lagoon. This is an unpermitted discharge in violation of the Arkansas Water and Air Pollution Control Act - A.C.A. §8-4-217 (b)(1). It appears that the old outfall into the receiving stream was satisfactorily plugged, however the pipe is now leaking within the levee resulting in the aforementioned seepage. 2. There was a large amount of grease entering the manhole located at the intersection of Holmes St. and Alexander Ave. This violates Part III Item 8.a.3. of the expired NPDES Permit (Part II Item 7.a.3. of the Pending NPDES Permit). Solid or viscous pollutants in amounts which will cause obstruction to the flow in the POTW, resulting in interference or pass through may not be introduced into the treatment facility. In discussions with Mr. Robertson and the Arkansas Department of Health, it was determined that a nearby convenience store/restaurant does not have a grease trap and is thus discharging large amounts of grease into the collection system. Name(s) and Signature(s) of Inspector(s) Agency/Office/Telephone/Fax Date														
Brent L. Walker Brest L Walker		Quality 935-4715		ro			8/2	8/25/2011						
Signature of Reviewer Agency/Office/Phone and Fax Numbers								Da	Date					

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY NPDES Report Page 3 5301 NORTHSHORE DRIVE / NORTH LITTLE ROCK / ARKANSAS 72118-5317 / TELEPHONE 501-682-0744 / FAX 501-682-0880 www.adeq.state.ar.us

ADEQ Water NPDES Inspe	ection
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Water Division NPDES Photographic Evidence Sheet										
Location:	Ci	-	epanto, W	WTP						
Photograph	ner:	Brent	Walker		Witness:	-				
Photo #	1	Of	4		Date:	8/18/2011	Time:	1455		
Description	i:	Large	volume o	f grease entering manhole	at Holmes	St. and Alexand	ler Ave.			
					J/18/2	011/14:				
Photograph	ner:	Brent	Walker		Witness:	Michael Gre	enway			
Photo #	2	Of	4		Date:	8/18/2011	Time:	1518		
Description	1:	Partial	ly treated	wastewater seeping into	old outfall st	tructure.				
					8/18/2	011 / 15:	18:26			

AFIN:	56-00056

			Wate	er Division NP	DES Photo	graphic Ev	vidence Sheet		
Location:	City	of Le	panto, W	WTP					
Photographe	r:	Brent Walker Witness: Michael Greenwa		eenway	/ay				
Photo #	3	Of	4			Date:	8/18/2011	Time:	1516
Description:				wastewater se seepage. Arro					e indicates
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Water Division NPDES Photographic Evidence Sheet								
Location:			panto, W	WTP		-		
Photographe		Brent V			Witness:	Michael Gre		
Photo #	4	Of	4		Date:	8/18/2011	Time:	1516
Description:		Partially location	y treated 1 of main	wastewater seeping from seepage. Arrows indicat	levee from e flow to rec	old outfall struc ceiving stream.	cture. Circl	e indicates
								8/18/2011/15:16:52

CITY OF LEPANTO ARKANSAS

P.O. Box 610 Lepanto, Arkansas 72354 Office: Fax: (870) 475-2415 (870) 475-3161

September 23, 2011

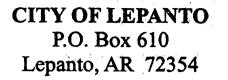
ADEQ Brent L. Walker District 3 Field Inspector Water Division 5301 Northshore Drive North Little Rock, Arkansas 72118-5317

Dear Mr. Walker,

The city water department installed 84 bags of quick-crete in the old outfall structure at the NW corner of the lagoon. As of this date we have not noticed any seepage in this area. We will continue to moniter this on a regular basis.

The city has visited with the property owners of the convenience store and they informed us they have a plumber working on the problem. Also, we are awaiting the report from Matt Myers with the Arkansas Department of Health.

Sincerely yours, Steve Jernygan Mayor



ADEQ Brent L. Walker District 3 Field Inspector Water Division 5301 Northshore Drive North Little Rock, AR 72118-5317

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2011

7211835317



October 6, 2011

CERTIFIED MAIL: 91 7199 9991 7030 4903 8125

Mayor Steve Jernigan City of Lepanto P.O. Box 610 Lepanto, AR 72354

RE: NPDES Permit No. AR0023841, AFIN 56-00056 Failure to Respond to Inspection #060808

Dear Mayor Jernigan:

The Department has <u>not</u> received your response to the August 18, 2011 inspection of your facility by our District Field Inspectors, Brent Walker and Michael Greenway. The inspection noted there was seepage of water through the levee in the immediate vicinity of the old outfall structure at the northwest corner of the lagoon, and there was a large amount of grease entering the manhole located at the intersection of Holmes St. and Alexander Ave. Please submit a response containing detailed documentation describing the course of action taken to correct each item noted. Please provide a written response with photo documentation by **October 16, 2011**. If you cannot complete all of the corrective actions by the due date, please provide expected dates for completion for each item noted.

Please be advised that a continuing lack of cooperation in this matter may result in formal enforcement action. Such action would include but would not be limited to the assessment of a monetary penalty.

Should you have any questions, feel free to contact me at 501-682-0632 or you may email me at <u>bolenbaugh@adeq.state.ar.us</u>.

Sincerely,

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Jason Bolenbaugh Enforcement Analyst Water Division Enforcement Branch



October 7, 2011

Mayor Steve Jernigan City of Lepanto P.O. Box 610 Lepanto, AR 72354

RE: AFIN: 56-00056, NPDES Permit No.: AR0023841 Adequate Response to Inspection #060808

Dear Mayor Jernigan:

The Department has received your response to the August 18, 2011 inspection of your facility by our District Field Inspectors, Brent Walker and Michael Greenway. Your letter appears to satisfy the discrepancies identified during the visit. The Department expects that the corrective actions taken will be maintained to ensure consistent compliance with the requirements of the permit. Acceptance of this response by the Department does not preclude any future enforcement action deemed necessary at this site or any other site.

The Department will keep the inspection and the response on file. If future violations occur that require enforcement action, the Department will consider the inspection and response as required by the Pollution Control and Ecology Commission Regulation No. 7, Civil Penalties. This regulation requires the Department to consider the past history of your site and how expeditiously the violations were addressed in determining any civil penalties that may be necessary for any future violations.

If we need further information concerning this matter, we will contact you. Thank you for your attention to this matter. Should you have any questions, feel free to contact me at 501-682-0632 or you may e-mail me at <u>bolenbaugh@adeq.state.ar.us</u>.

Sincerely,

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Jason Bolenbaugh Enforcement Analyst Water Division Enforcement Branch