

MINUTE ORDER NO. 83-68

On October 28, 1983, the Regional Administrator of EPA ruled that these two sewer improvement districts would be ineligible to receive federal grant funds for the construction of planned sewerage collection lines to transport sewage from each district to the regional treatment plant of the City of Hot Springs because the prohibition against installation of private sewerage disposal systems in such districts was not currently in effect.

Other sewer improvement districts have completed connection to the Hot Springs treatment plant as planned, leaving only Piney and Pleasant Hill to make such connection and thereby comply with the Commission Orders In the Matter of the Pollution of Hot Springs Creek, Gulpha Creek, Lake Hamilton, and Lake Catherine by the City of Hot Springs, dated December 15, 1972, January 9, 1973, May 17, 1974, and December 14, 1978. Piney and Pleasant Hill Sewer Improvement Districts cannot install the collection lines without grant funds, but will be eligible for such funds with the ban on private systems in effect.

On December 15, 1972, the Commission adopted a resolution "that applications for federal grant funds filed with the Commisison by the City of Hot Springs and the sewer improvement districts hereafter formed and to be served by the comprehensive collection and treatment system shall be accorded high priority by the Commission."

The Commission on Pollution Control and Ecology, therefore, subsequent to public hearing held December 8, 1983, hereby finds that fecal contamination of receiving waters in the area is a continued threat and that the Piney and Pleasant Hill Districts have not and may not construct the necessary improvements to complete the comprehensive area-wide system and, therefore, hereby reimpose the prohibition against installation of any additional private sewerage disposal systems within the area of Piney and Pleasant Hill Sewer Improvement Districts, respectively, to serve any structure or facility the construction of which is commenced after the date hereof, said prohibition to remain in effect until said sewerage collection lines have been installed and are operable, and same has been certified by the engineer for each district, respectively, and approved by the Commission.

COMMISSIONERS

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CHAIRMAN

SUBMITTED BY: James M. McHaney DATE PASSED: 12-8-83