



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
Washington, D.C. 20460

# NPDES Compliance Inspection Report

Form Approved  
OMB No. 2040-0003

## Section A: National Data System Coding

|  |                      |                      |                      |           |           |                                |    |                                |                    |                                |    |                      |    |                      |    |                      |                      |                      |    |
|--|----------------------|----------------------|----------------------|-----------|-----------|--------------------------------|----|--------------------------------|--------------------|--------------------------------|----|----------------------|----|----------------------|----|----------------------|----------------------|----------------------|----|
| Transaction Code   | NPDES                | Yr/Mo/Day            | Inspec. Type         | Inspector | Fac. Type |                                |    |                                |                    |                                |    |                      |    |                      |    |                      |                      |                      |    |
| 1 <input type="text" value="N"/> 2 <input type="text" value="5"/> 3 <input type="text" value="A"/> <input type="text" value="R"/> <input type="text" value="0"/> <input type="text" value="0"/> <input type="text" value="2"/> <input type="text" value="2"/> <input type="text" value="2"/> <input type="text" value="9"/> <input type="text" value="2"/> 11 <input type="text" value="0"/> <input type="text" value="9"/> <input type="text" value="1"/> <input type="text" value="0"/> <input type="text" value="1"/> <input type="text" value="4"/> 17 18 <input type="text" value="R"/> 19 <input type="text" value="S"/> 20 <input type="text" value="1"/> | Remarks              |                      |                      |           |           |                                |    |                                |                    |                                |    |                      |    |                      |    |                      |                      |                      |    |
| Inspection Work Days   |                      |                      |                      |           |           | Facility Evaluation Rating     | BI | QA                             | -----Reserved----- |                                |    |                      |    |                      |    |                      |                      |                      |    |
| 67   | <input type="text"/> | <input type="text"/> | <input type="text"/> | 69        | 70        | <input type="text" value="N"/> | 71 | <input type="text" value="N"/> | 72                 | <input type="text" value="N"/> | 73 | <input type="text"/> | 74 | <input type="text"/> | 75 | <input type="text"/> | <input type="text"/> | <input type="text"/> | 80 |

## Section B: Facility Data

|  |  |   |
|--|--|---|
| Name and Location of Facility Inspected ( <i>For industrial users discharging to POTW, also include POTW name and NPDES permit number</i> )<br><b>City of Decatur POTW (Collection System)</b><br><b>985 Austin St.</b><br><b>Decatur Arkansas</b> | Entry Time/Date<br><b>1310 / 10-14-09</b>  | Permit Effective Date<br><b>June 1, 2009</b>  |
|  | Exit Time/Date<br><b>1505 / 10-14-09</b>   | Permit Expiration Date<br><b>May 31, 2014</b> |
| Name(s) of On-Site Representative(s)/Title(s)/Phone and Fax Number(s)<br><b>James Boston, Public Works Director, 479-752-3912, 479-752-8336</b>  | Other Facility Data  |   |
| Name, Address of Responsible Official/Title/Phone and Fax Number<br><b>James Boston, Public Works Director</b><br><b>City of Decatur</b><br><b>P.O. Box 247</b><br><b>Decatur, Arkansas 72722</b><br><b>479-752-3912, 479-752-8336</b>             | Contacted<br>Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> |   |

## Section C: Areas Evaluated During Inspection

(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated)

|                                |                           |                                |                         |                                |                          |                                |                      |
|--------------------------------|---------------------------|--------------------------------|-------------------------|--------------------------------|--------------------------|--------------------------------|----------------------|
| <input type="text" value="S"/> | Permit                    | <input type="text" value="N"/> | Flow Measurement        | <input type="text" value="N"/> | Operations & Maintenance | <input type="text" value="N"/> | Sampling             |
| <input type="text" value="N"/> | Records/Reports           | <input type="text" value="N"/> | Self-Monitoring Program | <input type="text" value="N"/> | Sludge Handling/Disposal | <input type="text" value="U"/> | Pollution Prevention |
| <input type="text" value="N"/> | Facility Site Review      | <input type="text" value="N"/> | Compliance Schedules    | <input type="text" value="N"/> | Pretreatment             | <input type="text" value="N"/> | Multimedia           |
| <input type="text" value="N"/> | Effluent/Receiving Waters | <input type="text" value="N"/> | Laboratory              | <input type="text" value="N"/> | Storm Water              | <input type="text" value="U"/> | Other: SSO recon     |

## Section D: Summary of Findings/Comments (Attach additional sheets if necessary)

See inspection letter addressed to the City of Decatur dated 11/18/09 for more details. This inspection is one of three SSO reconnaissance inspections that were conducted on 10/09/09, 10/14/09, and 11/03/09.

See next page for violations.

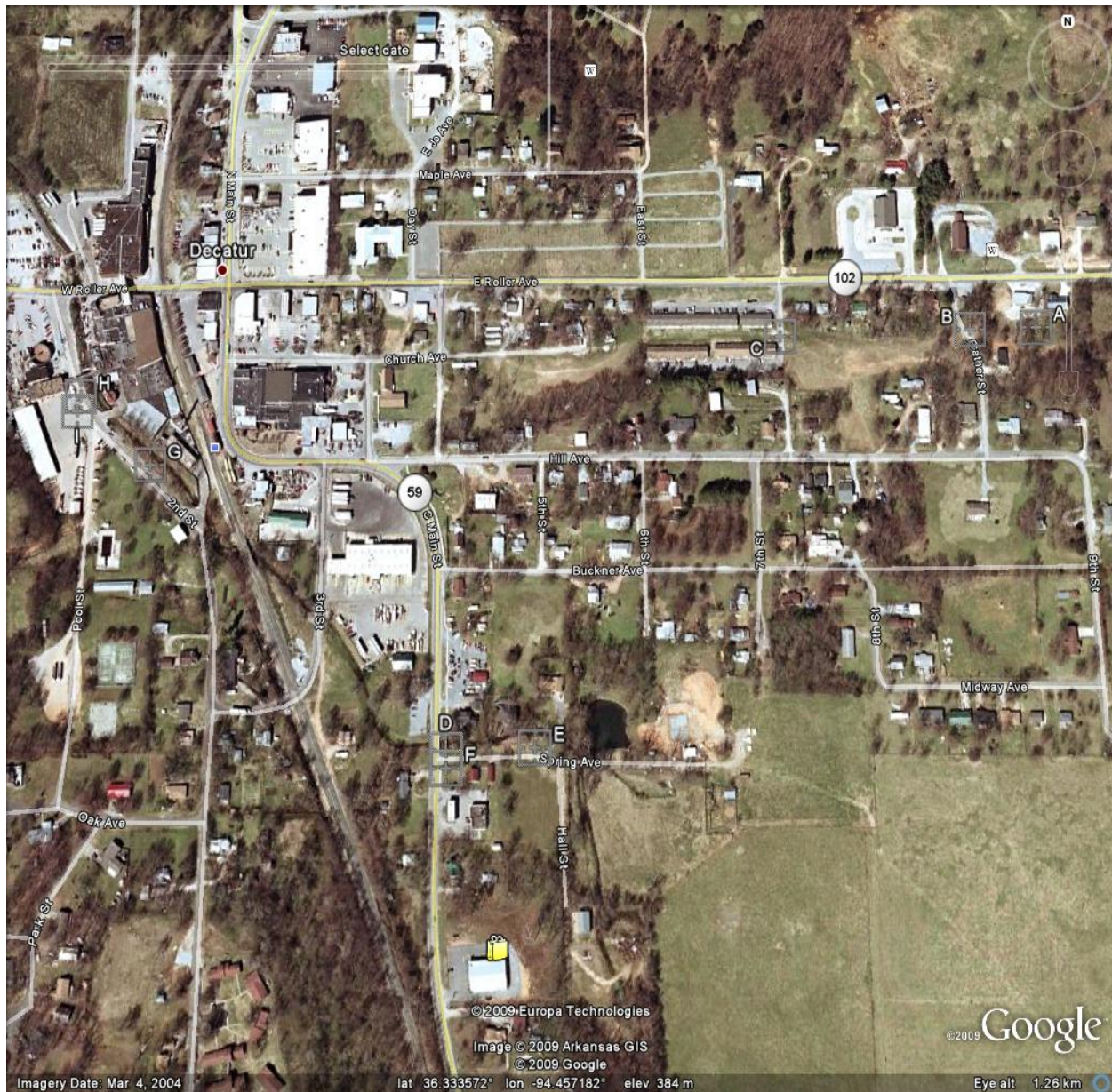
|   |  |                         |
|---|--|-------------------------|
| Name(s) and Signature(s) of Inspector(s)<br><b>John Fazio</b> | Agency/Office/Telephone/Fax<br><b>AR Dept. of Environmental Quality-Fayetteville</b><br><b>479-267-0811, ext. 16; 479-267-0819 (fax)</b> | Date<br><b>11/18/08</b> |
| Signature of Reviewer   | Agency/Office/Phone and Fax Numbers  | Date                    |

## NPDES Compliance Inspection Report Further Explanation

On October 14, 2009, I investigated two complaints related to a discharge from a sewer main cleanout in the City's waste collection system. This cleanout is located at the northeast corner of the intersection of Hwy 59 and Spring St. immediately adjacent to the south bank of Columbia Hollow Creek. The cleanout is positioned where the Spring St. main tees into the Hwy 59 main (as described in item 2.d of the November 18, 2009 letter to the City regarding the October 09, 2009 inspection). The complaints concerning this discharge were received by the Department on October 13, 2009, and another complaint related to this discharge and the October 13, 2009 and October 14, 2009 manhole overflows was received by the Department on October 19, 2009. This investigation revealed the following violations:

1. Discharges of sewage from your collection system causing pollution to the waters of the State. This is in violation of the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. §8-4-217(a)(1). The manhole overflows and the sewer main cleanout release discharged directly into Columbia Hollow Creek (may be referred to as Cave Springs Branch).
  - a. The sewer main cleanout cap was deliberately removed from the City on the morning of October 13, 2009. Direct discharge from the cleanout into the creek began at this time and continued until the Department advised Mr. Boston to cap the cleanout mid-afternoon on October 14, 2009.
  - b. Mr. Boston stated that an overflow from the manhole on Mr. Beemer's property on the morning of October 13, 2009 prompted the City to open this cleanout as a safety precaution because the manhole overflow was entering Hwy 59 and causing a traffic problem. According to Mr. Boston's report and his statements during our October 14, 2009 meeting, the overflow from this manhole entered the creek until the cleanout cap was removed by the City.
  - c. Overflow from the manhole at 404 Spring St. into the creek. On the morning of October 13, 2009, an overflow occurred at this manhole and continued until the cleanout cap was removed. When the cleanout was capped mid-afternoon on October 14, 2009, the manhole at 404 Spring St. began to overflow again and continued until I & I receded.
2. Failure to report the October 13, 2009 overflows to the Department within twenty-four hours from the time the City became aware of the circumstances. This is in violation of Part II.5 and Part III.D.6 of the permit. A report of these overflows was received by the Department on October 15, 2009.
3. The City's deliberate removal of the sewer main cleanout cap to allow for direct discharge of raw sewage into the waters of the State is in violation of Regulation 6.106(C) and Part III.D.2 of the permit. Reg.6.106(C) states that no person shall construct, install or operate any building plant, works, establishment or facility or any extension or modification thereto, the operation of which would result in discharge of any wastes into the waters of the State or would otherwise alter the physical, chemical, or biological properties of any waters of the State in any manner not already lawfully authorized. Part III.D.2 of the permit states that the permittee shall give advance notice to the Director of any planned changes in the permitted facility or activity which may result in noncompliance with permit requirements. During our October 14, 2009 meeting, Mr. Boston stated that the City had opened this sewer main cleanout in the past as well, usually during winter months, as a measure to prevent overflows from the manhole in Mr. Beemer's yard from entering the street and causing traffic or safety hazards.
4. Failure to remove and dispose of the solids associated with this cleanout discharge and manhole overflows in accordance with the requirements of Part II.5 of the permit. On October 18, 2009, the Department received a complaint that the solids around the cleanout and at the manholes on Mr. Beemer's property and 404 Spring St. had not been removed, and that the areas had not been limed. The complainant included photographs with his complaint to support his claim. In addition, the Department observed solids at the cleanout and at the manholes during this inspection and during the subsequent inspection. Mr. Boston indicated in his October 15, 2009 overflow report that there were no visible signs of debris.

## City of Decatur October 9 – 14, 2009 Overflow/Discharge Locations




A, B: Manholes behind Wellness Secrets restaurant on Hwy 102.

C: Manhole at apartment complex on Hwy 102.

D, E, F: F is manhole in James Beemer's yard at Spring St. and Hwy 59. E is manhole next to Columbia Hollow Creek (tributary to Spavinaw) on Spring St. D is Cleanout opened by City to allow for discharge to creek.

G, H, I: G is manhole above Columbia Hollow Creek bank adjacent to 2<sup>nd</sup> St. at Simon's Foods. H is manhole on 2<sup>nd</sup> St. at Simmons Foods. I is stormwater grate that discharges to sanitary sewer along 2<sup>nd</sup> St.

(Locations are approximate.)

| Water Division NPDES Photographic Evidence Sheet                                    |   |  |   |              |                 |          |              |      |
|---|---|--|---|--------------|-----------------|----------|--------------|------|
| <b>Location:</b>  |   | City of Decatur Collection System  |   |              |                 |          |              |      |
| <b>Photographer:</b>  |   | John Fazio   |   |              | <b>Witness:</b> |          | Alison West  |      |
| <b>Photo #</b>  | 1 | <b>Of</b>  | 8 | <b>Date:</b> |                 | 10/14/09 | <b>Time:</b> | 1314 |
| <b>Description:</b>   |   | Solids from overflow at Mr. Beemer's residence. Looking S. Hwy 59 to right of photo. |   |              |                 |          |              |      |
|  |   |  |   |              |                 |          |              |      |

|                      |   |  |   |              |                 |          |              |      |
|----------------------|---|--|---|--------------|-----------------|----------|--------------|------|
| <b>Photographer:</b> |   | John Fazio   |   |              | <b>Witness:</b> |          | Alison West  |      |
| <b>Photo #</b>       | 2 | <b>Of</b>  | 8 | <b>Date:</b> |                 | 10/14/09 | <b>Time:</b> | 1314 |
| <b>Description:</b>  |   | Manhole on Beemer yard. Cleanout behind utility pole across Spring St. Looking N. Hwy 59 at left in photo. |   |              |                 |          |              |      |



**Water Division NPDES Photographic Evidence Sheet**

**Location:** City of Decatur Collection System

**Photographer:** John Fazio **Witness:** Alison West

**Photo #** 3 **Of** 8 **Date:** 10/14/09 **Time:** 1314

**Description:** Overflow from cleanout into Columbia Hollow Creek. Removed cap in foreground. Looking NW.



**Photographer:** John Fazio **Witness:** Alison West

**Photo #** 4 **Of** 8 **Date:** 10/14/09 **Time:** 1314

**Description:** Overflow from cleanout discharging into Columbia Hollow Creek. Looking ~ E. Solids visible.



**Water Division NPDES Photographic Evidence Sheet**

**Location:** City of Decatur Collection System

**Photographer:** John Fazio      **Witness:** Alison West

**Photo #** 5    **Of** 8      **Date:** 10/14/09    **Time:** 1319

**Description:** Solids at 404 Spring St. from 10/09/09 & 10/13/09 overflows.



**Photographer:** John Fazio      **Witness:** Alison West

**Photo #** 6    **Of** 8      **Date:** 10/14/09    **Time:** 1500

**Description:** 404 Spring St. manhole area after solids cleaned by City. However, overflowing again after cleanout was capped. (See photo 8 below).



**Water Division NPDES Photographic Evidence Sheet**

**Location:** City of Decatur Collection System

**Photographer:** John Fazio      **Witness:** N/A

**Photo #** 7    **Of** 8      **Date:** 11/03/09    **Time:** 1224

**Description:** 11/03/09: Solids from 10/13/09 – 10/14/09 cleanout discharge not removed. Area not limed. Cleanout visible at lower left. Creek to right.



**Photographer:** John Fazio      **Witness:** N/A

**Photo #** 8    **Of** 8      **Date:** 11/03/09    **Time:** 1227

**Description:** 11/03/09: 404 Spring St. manhole. Solids from overflow that began after cleanout capped on 10/14/09 not cleaned up. Area not limed.



ADEQ Water NPDES Inspection

AFIN: **04-00052**

Permit #: **AR0022292**