

October 27, 2016

Mr. Danny Wooten, Owner Wooten Sand and Gravel, Inc. 3207 South State Line Texarkana, AR 71854

RE: Wooten Sand & Gravel, Inc. Inspection

AFIN: 46-00330 Permit No.: AR0052035

Dear Mr. Wooten:

On October 20, 2016, I performed a Compliance Evaluation Inspection of the above referenced facility in accordance with the provisions of the Federal Clean Water Act, the Arkansas Water and Air Pollution Control Act, and the regulations promulgated thereunder. A copy of the inspection report is enclosed for your records.

Please refer to the "Summary of Findings" section of the attached inspection report and provide a written response for each violation that was noted. This response should be mailed to the attention of the Water Division Inspection Branch at the address at the bottom of this letter or emailed to <a href="Water-Inspection-Report@adeq.state.ar.us">Water-Inspection-Report@adeq.state.ar.us</a>. This response should 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 documentation (i.e. photos) is due by November 14, 2016.

If I can be of any assistance, please contact me at <a href="mailto:smithron@adeq.state.ar.us">smithron@adeq.state.ar.us</a> or 870-777-7585.

Sincerely,

Red Smith

District 7 Field Inspector

Port Soll

Water Division

Inspection Report: Wooten Sand & Gravel, Inc., AFIN: 46-00330, Permit #: AR0052035

WATER DIVISION INSPECTION REPO								I REPORT	
A R K A N S A S			IN: <b>46-00330</b> PI	ERMIT #: <b>AR0052035</b>				DATE: <b>10/20/2016</b>	
			OUNTY: 46 Miller		PDS #: <b>093576</b>		576	MEDIA: WN	
Dep	partment of Environmental Quality	GF	GPS LAT: <b>33.305337</b> LONG: <b>-93.806362</b> LOCATION: <b>General Area</b>				eneral Area		
FACILITY INFORMATION				INSPECTION INFORMATION					
Wooten Sand & Gravel, Inc.				FACILITY TYPE:  2 - Industrial					
1 mile south of Miller CR 249 at the end of Miller CR				FACILITY EVALUATION RATING: INSPECTION TYPE: 4 - Satisfactory Compliance Evalua					
253 CITY:					RY TIME:	EXIT T		PERMIT EFFECTIVE DATE:	
	noa			10/20/2016 10	):15	12:	45	5/1/2013	
	RESPONSIBLE OFFIC	CIAL						PERMIT EXPIRATION DATE: <b>4/30/2018</b>	
Danny Wooten / Owner				FAYETTEVILLE SHALE RELATED: <b>N</b>					
WC	ooten Sand & Gravel			FAYETTEVILLE SHALE RELATED: N FAYETTEVILLE SHALE VIOLATIONS: N					
MAILING ADDRESS: 3207 South State Line								IPANTS	
	STATE, ZIP:			NAME/TITLE/PHONE/FAX/EMAIL	/ETC.:				
	karkana AR 71854			Danny Wooten,	Owne	er / 903	-824-3	897 C.	
	IE & EXT: / FAX: <b>)-653-4357</b> /								
EMAIL	: :								
CO	NTACTED DURING INSPECTION:	Ye	 S						
			AREA EVA	LUATIONS					
S	PERMIT (S=Si	atisfac	tory, M=Marginal, U=Unsati FLOW MEASUR	isfactory, N=Not Applicable/E	Evaluated		ΣΝ <i>Ι</i> ΝΛ/Λ'	TED	
	RECORDS/REPORTS	N	LABORATORY	KEIVIEINI		N STORMWATER S FACILITY SITE REVIEW			
S	OPERATION & MAINTENANCE	S		CEIVING WATER	N				
	SAMPLING	S		LING/DISPOSAL	N PRETREATMENT				
N	OTHER:				1				
			SUMMARY C						
	1. Flow measurement records		not being kept as	s required. Refer	to Pa	rt III, S	ection	C, Condition 8 of	
	the permit for further details							0	
	2. During the inspection, it was			=					
	Industrial Classification (SIC	•	•			•			
	"Discharge Stormwater Ass			-				-	
	Arkansas Water and Air Poll				i ACL	THETA	acility i	is required to obtain	
a Stormwater Industrial General Permit (ARR000000).  GENERAL COMMENTS									
At	the time of the inspection, the se	dim			cility	was pu	ımpino	water from a mined	
At the time of the inspection, the sedimentation pond was low and the facility was pumping water from a mined out pit to the pond to ensure plenty of water to operate with.									
D 10 H									
INS	INSPECTOR'S SIGNATURE: Red Smith							DATE: <b>10/24/2016</b>	
		/	Montron						
SU	PERVISOR'S SIGNATURE:	son Bolenbaugh				DATE: <b>10/27/2016</b>			

Inspection Report: Wooten Sand & Gravel, Inc., AFIN: 46-00330, Permit #: AR0052035

SECTION A: PERMIT VERIFICATION	
PERMIT SATISFACTORILY ADDRESSES OBSERVATIONS	☑S □M □U □NA □NE
DETAILS:	
1. CORRECT NAME AND MAILING ADDRESS OF PERMITTEE:	Øy □n □na □ne
2. NOTIFICATION GIVEN TO EPA/STATE OF NEW DIFFERENT OR INCREASED DISCHARGES:	□Y □N ☑NA □NE
3. NUMBER AND LOCATION OF DISCHARGE POINTS AS DESCRIBED IN PERMIT:	□Y □N ØNA □NE
4. ALL DISCHARGES ARE PERMITTED:	□y □n ☑na □ne
SECTION B: RECORDKEEPING AND REPORTING EVALUATION	
RECORDS AND REPORTS MAINTAINED AS REQUIRED BY PERMIT	□S □M ☑U □NA □NE
DETAILS: The facility was not keeping a record of the flow measurements.	•
1. ANALYTICAL RESULTS CONSISTENT WITH DATA REPORTED ON DMRS:	☑Y □N □NA □NE
2. SAMPLING AND ANALYSES DATA ADEQUATE AND INCLUDE:	□s □m ☑u □na □ne
a. DATES AND TIME(S) OF SAMPLING:	□y Øn □na □ne
b. EXACT LOCATION(S) OF SAMPLING:	□Y ØN □NA □NE
c. NAME OF INDIVIDUAL PERFORMING SAMPLING:	□y Øn □na □ne
d. ANALYTICAL METHODS AND TECHNIQUES:	□y □n ☑na □ne
e. RESULTS OF CALIBRATIONS:	□y □n ☑na □ne
f. RESULTS OF ANALYSES:	□y □n ☑na □ne
g. DATES AND TIMES OF ANALYSES:	□Y □N ☑NA □NE
h. NAME OF PERSON(S) PERFORMING ANALYSES:	□Y □N ☑NA □NE
3. LABORATORY EQUIPMENT CALIBRATION AND MAINTENANCE RECORDS ADEQUATE:	□s □m □u Øna □ne
4. PLANT RECORDS INCLUDE SCHEDULES, DATES OF EQUIPMENT MAINTENANCE AND REPAIR:	☑S □M □U □NA □NE
5. EFFLUENT LOADINGS CALCULATED USING DAILY EFFLUENT FLOW AND DAILY ANALYTICAL DATA:	□y □n ☑na □ne
SECTION C: OPERATIONS AND MAINTENANCE	
TREATMENT FACILITY PROPERLY OPERATED AND MAINTAINED	☑S □M □U □NA □NE
DETAILS:	·
1. TREATMENT UNITS PROPERLY OPERATED:	Øs □m □u □na □ne
2. TREATMENT UNITS PROPERLY MAINTAINED:	☑S ☐M ☐U ☐NA ☐NE
3. STANDBY POWER OR OTHER EQUIVALENT PROVIDED:	□S □M □U ☑NA □NE
4. ADEQUATE ALARM SYSTEM FOR POWER OR EQUIPMENT FAILURES AVAILABLE:	□S □M □U ØNA □NE
5. ALL NEEDED TREATMENT UNITS IN SERVICE:	☑S □M □U □NA □NE
6. ADEQUATE NUMBER OF QUALIFIED OPERATORS PROVIDED:	☑s □m □u □na □ne
7. SPARE PARTS AND SUPPLIES INVENTORY MAINTAINED:	☑S ☐M ☐U ☐NA ☐NE
8. OPERATION AND MAINTENANCE MANUAL AVAILABLE:	☑Y □N □NA □NE
9. STANDARD OPERATING PROCEDURES AND SCHEDULES ESTABLISHED:	☑Y □N □NA □NE
10. PROCEDURES FOR EMERGENCY TREATMENT CONTROL ESTABLISHED:	Øy □n □na □ne
11. HAVE BYPASSES/OVERFLOWS OCCURRED AT THE PLANT OR IN THE COLLECTION SYSTEM IN THE LAST YEAR:	□y □n ☑na □ne
12. IF SO, HAS THE REGULATORY AGENCY BEEN NOTIFIED:	□y □n ☑na □ne
13. HAS CORRECTIVE ACTION BEEN TAKEN TO PREVENT ADDITIONAL BYPASSES/OVERFLOWS:	□y □n ☑na □ne
14. HAVE ANY HYDRAULIC OVERLOADS OCCURRED AT THE TREATMENT PLANT:	□y Øn □na □ne
15. IF SO, DID PERMIT VIOLATIONS OCCUR AS A RESULT:	□y □n ☑na □ne

Inspection Report: Wooten Sand & Gravel, Inc., AFIN: 46-00330, Permit #: AR0052035

SECTION D: SAMPLING	
PERMITTEE SAMPLING MEETS PERMIT REQUIREMENTS	□S □M □U □NA ☑NE
DETAILS: The facility has never had a discharge.	
SAMPLES TAKEN AT SITE(S) SPECIFIED IN PERMIT:	□Y □N □NA ☑NE
2. LOCATIONS ADEQUATE FOR REPRESENTATIVE SAMPLES:	□Y □N □NA ☑NE
3. FLOW PROPORTIONED SAMPLES OBTAINED WHEN REQUIRED BY PERMIT:	□Y □N □NA ☑NE
4. SAMPLING AND ANALYSES COMPLETED ON PARAMETERS SPECIFIED IN PERMIT:	□Y □N □NA ☑NE
5. SAMPLING AND ANALYSES PERFORMED AT FREQUENCY SPECIFIED IN PERMIT:	□Y □N □NA ☑NE
6. SAMPLE COLLECTION PROCEDURES ADEQUATE:	□y □n □na ☑ne
a. SAMPLES REFRIGERATED DURING COMPOSITING:	□Y □N □NA ☑NE
b. PROPER PRESERVATION TECHNIQUES USED:	□Y □N □NA ☑NE
c. CONTAINERS AND SAMPLE HOLDING TIMES CONFORM TO 40 CFR 136:	□Y □N □NA ☑NE
7. IF MONITORING IS PERFORMED MORE OFTEN THAN REQUIRED ARE RESULTS REPORTED ON THE DMR:	□Y □N □NA ☑NE
SECTION E: FLOW MEASUREMENT	
PERMITTEE FLOW MEASUREMENT MEETS PERMIT REQUIREMENTS	☑S □M □U □NA □NE
DETAILS:	
1. PRIMARY FLOW MEASUREMENT DEVICE PROPERLY INSTALLED AND MAINTAINED: TYPE OF DEVICE: 8 Inch pipe	☑Y □N □NA □NE
2. FLOW MEASURED AT EACH OUTFALL AS REQUIRED:	Øy □n □na □ne
3. SECONDARY INSTRUMENTS (TOTALIZERS, RECORDERS, ETC.) PROPERLY OPERATED AND MAINTAINED:	□Y □N ☑NA □NE
4. CALIBRATION FREQUENCY ADEQUATE:	□Y □N ☑NA □NE
5. RECORDS MAINTAINED OF CALIBRATION PROCEDURES:	□Y □N ☑NA □NE
6. CALIBRATION CHECKS DONE TO ASSURE CONTINUED COMPLIANCE:	□Y □N ☑NA □NE
7. FLOW ENTERING DEVICE WELL DISTRIBUTED ACROSS THE CHANNEL AND FREE OF TURBULENCE:	□y □n ☑na □ne
8. FLOW MEASUREMENT EQUIPMENT ADEQUATE TO HANDLE EXPECTED RANGE OF FLOW RATES:	☑Y □N □NA □NE
9. HEAD MEASURED AT PROPER LOCATION:	ØY □N □NA □NE
SECTION F: LABORATORY	
PERMITTEE LABORATORY PROCEDURES MEET PERMIT REQUIREMENTS	□S □M □U □NA ☑NE
DETAILS: The facility has never had a discharge.	
1. EPA APPROVED ANALYTICAL PROCEDURES USED (40 CFR 136.3 FOR LIQUIDS, 503.8(B) FOR SLUDGES) :	□Y □N □NA ☑NE
2. IF ALTERNATIVE ANALYTICAL PROCEDURES ARE USED, PROPER APPROVAL HAS BEEN OBTAINED:	□Y □N □NA ☑NE
3. SATISFACTORY CALIBRATION AND MAINTENANCE OF INSTRUMENTS AND EQUIPMENT:	□Y □N □NA ☑NE
4. QUALITY CONTROL PROCEDURES ADEQUATE:	□Y □N □NA ☑NE
5. DUPLICATE SAMPLES ARE ANALYZED ≥10% OF THE TIME:	□Y □N □NA ☑NE
6. SPIKED SAMPLES ARE ANALYZED ≥10% OF THE TIME:	□Y □N □NA ☑NE
7. COMMERCIAL LABORATORY USED:	□Y □N □NA ☑NE
a. LAB NAME:	
b. LAB ADDRESS:	
c. PARAMETERS PERFORMED:	
8. BIOMONITORING PROCEDURES ADEQUATE:	□y □n ☑na □ne
a. PROPER ORGANISMS USED:	□Y □N ☑NA □NE
b. PROPER DILUTION SERIES FOLLOWED:	□Y □N ☑NA □NE
c. PROPER TEST METHODS AND DURATION:	□Y □N ☑NA □NE
d. RETESTS AND/OR TRE PERFORMED AS REQUIRED:	□Y □N ☑NA □NE

OFOTION 6	•	•		•	5-00330, Permit #.	AR0052055					
	: EFFLUENT/R			ATIONS			= =				
	N VISUAL OBS						IU □NA ☑NE				
DETAILS: No flow at the time of the inspection.											
OUTFALL #:	OIL SHEEN	GREASE	TURBIDITY	VISIBLE FOAM	FLOATING SOLIDS	COLOR	OTHER				
001											
SECTION H: SLUDGE DISPOSAL											
SLUDGE DISPOSAL MEETS PERMIT REQUIREMENTS  ØS DM DU DNA DNE											
DETAILS:					<u>.</u>						
1. SLUDGE MANAGEMENT ADEQUATE TO MAINTAIN EFFLUENT QUALITY:   **SUDGE MANAGEMENT ADEQUATE TO MAINTAIN EFFLUENT QUALITY:   **DISCRIPTION OF THE PROPERTY OF THE											
2. SLUDGE R											
3. FOR LAND	APPLIED SLUDGE, T	YPE OF LAND APPLIE	D TO: (E.G., FOREST,	, AGRICULTURAL, PU	BLIC CONTACT SITE):						
SECTION I:	SAMPLING IN	SPECTION PRO	CEDURES								
SAMPLE F	RESULTS WITH	HIN PERMIT R	EQUIREMENT	S			U ⊠NA □NE				
DETAILS:											
1. SAMPLES	OBTAINED THIS INSP	ECTION:				□Y	□n ☑na □ne				
2. TYPE OF S	SAMPLE: GRAB:	□COMPOSITE: N	METHOD: FREQUE	NCY:							
3. SAMPLES	SAMPLES PRESERVED:										
4. FLOW PRO	FLOW PROPORTIONED SAMPLES OBTAINED:										
5. SAMPLE O	SAMPLE OBTAINED FROM FACILITY'S SAMPLING DEVICE:										
6. SAMPLE R	EPRESENTATIVE OF	VOLUME AND NATUR	E OF DISCHARGE:			□Y	□n ☑na □ne				
7. SAMPLE S	PLIT WITH PERMITTE	E:				□Y	□n ☑na □ne				
8. CHAIN-OF-	CHAIN-OF-CUSTODY PROCEDURES EMPLOYED:										
9. SAMPLES	SAMPLES COLLECTED IN ACCORDANCE WITH PERMIT:										
SECTION J	: STORM WAT	ER POLLUTION	PREVENTION	PLAN							
STORM W	ATER MANAG	EMENT MEET	S PERMIT RE	QUIREMENTS	3	□S □M □	U ⊠NA □NE				
DETAILS:											
1. SWPPP UF	PDATED AS NEEDED:	DATE OF LAST UP	DATE:			□Y	□N ☑NA □NE				
2. SITE MAP	INCLUDING ALL DISCI	HARGES AND SURFA	CE WATERS:			□Y	□N ☑NA □NE				
3. POLLUTIO	POLLUTION PREVENTION TEAM IDENTIFIED:										
4. POLLUTIO	POLLUTION PREVENTION TEAM PROPERLY TRAINED:										
5. LIST OF PO	LIST OF POTENTIAL POLLUTANT SOURCES:										
6. LIST OF PO	LIST OF POTENTIAL SOURCES AND PAST SPILLS AND LEAKS:										
7. ALL NON-S	STORM WATER DISCH	IARGES ARE AUTHOR	IZED:			□Y	□N ☑NA □NE				
8. LIST OF ST	TRUCTURAL BMPS:					□Y	□n ⊠na □ne				
9. LIST OF NO	ON-STRUCTURAL BMF	PS:				□Y	□N ☑NA □NE				
10. BMPS PRO	0. BMPS PROPERLY OPERATED AND MAINTAINED:										
11. INSPECTION	ONS CONDUCTED AS	REQUIRED:				□Y	□N ☑NA □NE				
1											

Water Division Photographic Evidence Sheet										
Location:	Location: Wooten Sand & Gravel, Inc.									
Photographer: Red Smith			Date:	10/20/2016	Time:	1215				
Witness:	Photo #:	1								



Photographer:Red SmithDate:10/20/2016Time:1215Witness:Danny WootenPhoto #:2







## **CERTIFIED MAIL: 91 7199 9991 7037 2594 8083**

July 6, 2017

Mr. Dale Wooten, Owner Wooten Sand and Gravel, Inc. PO Box 180 Fouke, AR 71840

RE: Wooten Sand & Gravel, Inc. Failure to Respond to Inspection

AFIN: 46-00330 Permit No.: AR0052035

Dear Mr. Wooten:

A letter dated October 24, 2016 was sent by ADEQ to Wooten Sand and Gravel, Inc. The letter outlined the findings of my October 20, 2016 inspection of the above referenced facility. The letter requested that a written response be submitted to the Water Division Inspection Branch of this Department by November 7, 2016. To date, no response has been received.

Please submit a written response by **July 20, 2017**. A copy of the inspection report has been included for your convenience.

Thank you for your attention to this matter. Should you have any questions, feel free to contact me at **870-777-7585** or you may e-mail me at <a href="mailto:smithron@adeq.state.ar.us">smithron@adeq.state.ar.us</a>.

Sincerely,

Red Smith

District 7 Inspector Water Division

Port Soth



Geologists • Engineers • Chemists • Hygienists

Via email: Red Smith <SmithRon@adeq.state.ar.us>

July 6, 2017

## MR. RED SMITH

District 7 Inspector Water Division 2510 N. Hervey Hope, AR 71801 Tel: 870.777.7585

RE: Wooten Sand & Gravel, Inc.

AFIN: 46-00330 Permit No.: AR0052035

June 26, 2017, Certified Letter

Dear Mr. Smith:

On behalf of Wooden Sand & Gravel, Inc. I submit this letter regarding your June 26, 2017, certified letter to Mr. Dale Wooten concerning your site inspection October 20, 2016.

Mr. Wooten has recently hired HEC Environmental Group, Inc. to address the findings that were outlined in the inspection and address any deficiencies noted. We are working towards that goal currently. Our written response for each violation that was noted will be submitted to the Water Division Inspection Branch in North Little Rock as requested. At this time I ask that we be allowed until September 8, 2017, to correct the violations and provide you with the supporting documentation.

If you should have any questions or need any additional information, please call Kevin Stanley or me anytime at 870-772-4700.

Sincerely,

Leon Sanderson

President

cc: Dale Wooten

From: <u>Leon Sanderson</u>

To: <u>Water-Inspection-Report</u>
Cc: <u>Smith, Ronald; Dale Wooten</u>

Subject: Wooten Sand & Gravel, Inc. - AFIN: 46-00330 Date: Thursday, September 07, 2017 5:02:34 PM

Attachments: Reply Letter 9-7-17.pdf

Dear Sir or Madam,

See attached letter.

Thank you.

Leon Sanderson, P.G. HEC Environmental Group, Inc. 409 Hazel Texarkana, Arkansas 71854 Tel: (870) 772-4700

Fax: (870) 772-4700 leon@gotohec.com



Geologists • Engineers • Chemists • Hygienists

Via email: Water Division Inspection Branch < Water-Inspection-Report@adeq.state.ar.us>

September 7, 2017

Water Division Inspection Branch Arkansas Department of Environmental Quality 5301 Northshore Drive North Little Rock, Arkansas 72118-5317

Tel: 501.682.0744

**RE:** Wooten Sand & Gravel, Inc.

AFIN: 46-00330 Permit No.: AR0052035

Dear Sir or Madam:

On behalf of Wooden Sand & Gravel, Inc. I submit this letter regarding Mr. Red Smith's June 26, 2017, certified letter to Mr. Dale Wooten concerning his site inspection on October 20, 2016. In discussions with Mr. Dale Wooten regarding Item 1 of the Summary of Findings of the October 20, 2016, inspection report, he has started keeping flow measurement records as required in his permit and will continue to do so.

Regarding Item 2 of the Summary of Findings, we have begun to work with Mr. Wooten to apply for a Stormwater Industrial General Permit (ARR00000) and to renew his NPDES Permit Number AR0052035 which is due to expire April 30, 2018. We plan to apply for the coverage under the Stormwater General Permit at the same time we submit his renewal for his NPDES Permit with a plan to have all documents in to ADEQ prior to November 1, 2017.

Thank you for working with us on these issues. If you should have any questions or need any additional information, please call Kevin Stanley or me anytime at 870-772-4700.

Sincerely,

Leon Sanderson

President

cc: Dale Wooten < Wooten SG@outlook.com>

Red Smith <SmithRon@adeq.state.ar.us>



**September 15, 2017** 

Dale Wooten, Manager Wooten Sand and Gravel, Inc. PO Box 180 Genoa, AR 71840

RE: Wooten Sand & Gravel, Inc Inspection

> Permit No.: AR0052035 AFIN: 46-00330

Dear Mr. Wooten:

I have reviewed the response pertaining to my August 3, 2017 inspection of the Wooten Sand and Gravel, Inc. The information provided sufficiently addresses the violations referenced in my inspection report. At this time the Department has no further comment concerning this particular inspection. Acceptance of this response by the Department does not preclude any future enforcement action deemed necessary at this site or any other site.

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 870-777-7585 or you may e-mail me at smithron@adeq.state.ar.us.

Sincerely,

Red Smith

District 7 Field Inspector Office of Water Quality

Port Soth

Office of Water Quality Enforcement Branch CC:

Office of Water Quality Permits Branch