



September 13, 2019

**CERTIFIED NUMBER 9489009000276060655774
RETURN RECEIPT REQUESTED**

**Lion Oil Company - El Dorado Refinery
1000 McHenry Ave.
El Dorado, AR 71730**

**City of El Dorado (operator)
P.O. Box 1587
El Dorado, AR 71731**

**Great Lakes Chemical Corporation Central Plant
P.O. Box 7020
El Dorado, AR 71731-7020**

**El Dorado Chemical Company
P.O. Box 231
El Dorado, AR 71731-0231**

**RE: NPDES Permit Number AR0050296, AFIN 70-00729
PROPOSED CONSENT ADMINISTRATIVE ORDER**

Dear Delmar Respond, General Mgr.:

Attached is a proposed Consent Administrative Order (CAO) for violations of the Arkansas Water and Air Pollution Control Act, Ark. Code Ann. § 8-4-201 *et seq.*, at a site located in north central Union County, approximately 6 miles due east of US Hwy 167, Union County, Arkansas. The Arkansas Department of Environmental Quality (ADEQ) has determined that this CAO is necessary to ensure compliance with the Act.

The enclosed CAO enumerates the violations in the "Findings of Fact" section, and outlines the steps required to achieve compliance in the "Order and Agreement" section of the CAO. Additionally, a civil penalty in the amount of \$54,200.00 is proposed by ADEQ to settle the violations outlined in this CAO. If you choose to accept the terms of the CAO, please sign, date, and **return the original, embossed copy** to the address below within **twenty (20) calendar days** of receipt of this letter. Subsequently, the Director of ADEQ will sign the CAO and you will be provided a copy, including information on the public notice process and the effective date of the CAO.

In addition, you may have the option of directing a portion of your penalty toward a Supplemental Environmental Project (SEP) to advance environmental interests. Generally a SEP will not reduce the recommended administrative civil penalty by more than thirty-five percent (35%); however, the ADEQ Director has the final authority to establish the level of mitigation of a penalty. If you are interested in a SEP as part of your negotiated settlement, please refer to

ADEQ's SEP Policy and Proposal Guidelines at <http://www.state.ar.us/legal/sep.htm> for additional information.

Failure to contact the ADEQ's Office of Water Quality, Enforcement Branch in response to this CAO within **twenty (20) calendar days** of receipt of this letter will constitute rejection of the settlement offer and unilateral enforcement action may proceed through a Notice of Violation (NOV). Should you wish to discuss this matter further, or schedule a meeting, you may contact me at (501) 682-0664, or you may e-mail pemberton@adeq.state.ar.us.

Sincerely,

A handwritten signature in black ink, appearing to read "Layne Pemberton". The signature is written in a cursive, flowing style.

Layne Pemberton
Enforcement Analyst
Office of Water Quality, Enforcement Branch

CC: Basil Hicks, DEQ Legal Division