



# ARKANSAS

## ENERGY & ENVIRONMENT

January 28, 2022

Honorable Rhonda Halbrook, Mayor  
City of Melbourne  
P.O. Box 800  
Melbourne, AR 72556

email: [rhalbrook@yelcot.net](mailto:rhalbrook@yelcot.net)

**RE: NPDES Permit Number AR0020036, AFIN 33-00026  
PROPOSED CONSENT ADMINISTRATIVE ORDER**

Dear Mayor Halbrook:

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 Melbourne, Izard County, Arkansas. The Division of Environmental Quality (DEQ) 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 **\$4800.00** is proposed by DEQ to settle the violations outlined in this CAO, which shall be **DISMISSED** if the Order is fully complied. If you choose to accept the terms of the CAO, please sign, date, and **return the signed copy** to [sarah.pierce@adeq.state.ar.us](mailto:sarah.pierce@adeq.state.ar.us) or the address below within **twenty (20) calendar days** of receipt of this letter. A City Council Resolution that approves the CAO and authorizes the Mayor and Clerk/Treasurer to sign the CAO on behalf of the City of Melbourne must also be submitted. Subsequently, the Chief Administrator of DEQ 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.

Failure to contact the DEQ’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) 628-0664, or you may e-mail me at [sarah.pierce@adeq.state.ar.us](mailto:sarah.pierce@adeq.state.ar.us).

Sincerely,

A handwritten signature in black ink that reads 'Sarah Pierce'.

Sarah Pierce, Enforcement Analyst  
Office of Water Quality, Enforcement Branch  
5301 Northshore Drive North Little Rock, AR 72118

Cc: James Dreher, P.E., Landmark Engineering, [jdreher@landmarkeng.co](mailto:jdreher@landmarkeng.co)  
Julie Whitmire, P.E., Landmark Engineering, [jwhitmire@landmarkeng.co](mailto:jwhitmire@landmarkeng.co)  
Coy Dale, Operator, [cbdale49@gmail.com](mailto:cbdale49@gmail.com)  
Bridget Mcspadden, City of Melbourne, [bmcspadden@yelcot.net](mailto:bmcspadden@yelcot.net)