



ARKANSAS
Department of Environmental Quality

August 8, 2018

CERTIFIED MAIL: 9489 0090 0027 6022 2297 39

Honorable Rick Elumbaugh
Mayor, City of Batesville-WWTF
500 East Main
Batesville, AR 72501

**RE: NPDES Permit Number AR0020702, AFIN 32-00044
PROPOSED CONSENT ADMINISTRATIVE ORDER**

Dear Mayor Elumbaugh:

On July 29, 2008, the Arkansas Department of Environmental Quality (ADEQ) and the City of Batesville (facility) entered into Consent Administrative Order (CAO) LIS 08-083. Pursuant to the Order and Agreement, the facility agreed to achieve final compliance no later than October 31, 2018. On June 8th 2015, ADEQ and the facility entered into Amendment number 001, CAO LIS 08-083-001, adding paragraph 8, revising the milestone schedule and extending the final compliance date to December 31, 2020. On December 20, 2017, the facility requested extension of final compliance date to July 31, 2024. After careful consideration, ADEQ is willing to accept this request.

Enclosed is a copy of the revised CAO in this matter. 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. 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 Batesville must also be submitted. 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.

Failure to contact the ADEQ, 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) 682-0699, or you may e-mail myr.lawrence@adeq.state.ar.us.

Sincerely,

Myrl V Lawrence Jr
Enforcement Analyst
Office of Water Quality

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

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