



**DIVISION OF  
ENVIRONMENTAL QUALITY**

Sarah Huckabee Sanders  
GOVERNOR

Shane E. Khoury  
SECRETARY

October 20, 2023

Honorable Larry Dunaway, Mayor  
City of Nashville  
426 North Main  
Nashville, AR 71852

Email: [npw@nashar.org](mailto:npw@nashar.org)

**RE: NPDES Permit Number AR0021776, AFIN 31-00036  
Executed Consent Administrative Order LIS 23-080**

Dear Mayor Dunaway:

Enclosed is a fully executed copy of the Consent Administrative Order (CAO) LIS 23-080. This CAO is subject to public review and comment in accordance with Ark. Code Ann. § 8-4-103(d). Public notice of this CAO will be published on or about October 22, 2023, and the CAO will become effective thirty (30) days following the publication date of the public notice, November 21, 2023.

Payment of the civil penalty of \$3000.00, as agreed to in the Order and Agreement Section of CAO LIS 23-080, **must be received by DEQ** on or before **December 21, 2023**. You will not receive an invoice for civil penalties due.

To assist you with meeting the deliverable requirements of this CAO, DEQ has created a personalized compliance checklist for you enumerating each deliverable due to DEQ and the due date for each enumerated deliverable. Your personalized compliance checklist is enclosed with this letter.

Please refer to CAO LIS 23-080 in any written correspondence to DEQ. Should you have any questions, please feel free to contact me directly at (501) 682-0699, or you may e-mail [tiana.toups@adeq.state.ar.us](mailto:tiana.toups@adeq.state.ar.us).

Sincerely,

A handwritten signature in cursive script that reads "Tiana Toups".

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

Enclosures    Executed CAO LIS 23-080  
                  Compliance Checklist

**ARKANSAS DEPARTMENT OF ENERGY AND ENVIRONMENT**

ee.arkansas.gov | 5301 Northshore Drive, North Little Rock, AR 72118 | 501.682.0744

Permittee:	City of Nashville	CAO LIS #	23-080
Permit Number:	AR0021776	AFIN:	31-00036
CAO Execution Date:	October 16, 2023		
Public Notice Date:	October 22, 2023		
Effective Date:	November 21, 2023		
Enforcement Analyst:	Tiana Toups <a href="mailto:tiana.toups@adeq.state.ar.us">tiana.toups@adeq.state.ar.us</a>		

In accordance with the Consent Administrative Order (CAO) executed by the City of Nashville and the Division of Environmental Quality (DEQ) on the above-referenced date, the following action items, itemized below, must be completed by the due dates set forth below in order to comply with the CAO.

No.	Action Items	Due Date	Date Completed
1.	Provide adequate documentation to support its August 25, 2022, response to the inspection performed on December 30, 2020	11/21/2023	
2.	Quarterly Progress Report	12/15/2023	
3.	Submit a comprehensive Corrective Action Plan (CAP) developed by a Professional Engineer (P.E.) licensed in the state of Arkansas	12/21/2023	
4.	Quarterly Progress Report	3/15/2024	
5.	Pay a civil penalty of \$3000.00	3/15/2024	
6.	Quarterly Progress Report	6/15/2024	
7.	Quarterly Progress Report	9/15/2024	
8.	Develop and submit a Sewer System Evaluation Study (SSES) for the sanitary sewer collection system	11/21/2024	
9.	Quarterly Progress Report	12/15/2024	
10.	Quarterly Progress Report	3/15/2025	
11.	Quarterly Progress Report	6/15/2025	
12.	Quarterly Progress Report	9/15/2025	
13.	Quarterly Progress Report	12/15/2025	
14.	Quarterly Progress Report	3/15/2026	
15.	Quarterly Progress Report	6/15/2026	
16.	Quarterly Progress Report	9/15/2026	
17.	Quarterly Progress Report	12/15/2026	
18.	Final Compliance Report	12/31/2026	

DEQ conditionally suspended \$5600.00 of the civil penalty with dismissal of that amount contingent upon the City of Nashville's compliance with the terms of the CAO. If the City of Nashville fails to comply with the CAO, the full amount of the civil penalty will become due and payable immediately to DEQ upon demand.

Further, failure to comply with the CAO may result in the assessment of stipulated penalties as set forth in the Order and Agreement section of the CAO.

Please contact the above-named Enforcement Analyst if you have any questions.