

ADEQ

ARKANSAS
Department of Environmental Quality

January 6, 2015

Honorable Zack Tucker
Mayor, City of Monticello
P.O. Box 505
Monticello, AR 71657

RE: NPDES Permit AR0021831, AFIN 22-00379
Effluent Violations
Missing Noncompliance Reports
Missing DMRs

Dear Mayor Tucker,

A review of the NPDES file for the above mentioned facility for the period of March 1, 2014 through April 30, 2014 reveals the following compliance issues:

The facility has reported **2 effluent violations** of Part 1, Section A. of NPDES Permit No. AR0021831:

DMR End Date	Discharge Number	Parameter Description	Reported DMR Value	Permit Limit	Vio %
03/31/2014	001-Q	Copper, total recoverable (MO AVG, ug/L)	23	19	21%
04/30/2014	001-A	pH (MAXIMUM, SU)	9.3	9	

The above referenced Permit requires that a Noncompliance Report (NCR) be submitted for any violation of permit parameters. NCRs were not submitted for effluent violations for Total Recoverable Copper found in your Discharge Monitoring Report (DMR) for the monitoring period ending March 30, 2014, Discharge Number 001-Q and Maximum pH found in your DMR for the monitoring period ending April 30, 2014, Discharge Number 001-A.

For an NCR to be considered adequate it must contain all of the following:

- (1) a description of the violations,
- (2) the reason for the violations,
- (3) the duration of the violations,
- (4) the corrective action being taken to eliminate the violations,
- (5) the compliance date or expected compliance date,
- (6) an original signature of the cognizant official.

Please submit the required NCRs by **January 23, 2015**. Failure to correctly and completely

report exceeded parameters is a direct violation of your permit and is subject to enforcement action under the Arkansas Water and Air Pollution Control Act.

According to the DMR submitted for the period ending June 30, 2014, Discharge 001-Q, no samples were taken for Total Recoverable Copper. The DMR submitted for the month of April, 2014, indicated the facility did discharge during the second quarter. Please explain why no samples were taken for Total Recoverable Copper during the second quarter of 2014.

In addition to the NCRs, the Department is requesting the facility submit a Corrective Action Plan detailing the measures that are being taken or will be taken to bring the facility into compliance. Please provide a date you expect to achieve compliance with the effluent limits outlined in Part I, Section A of NPDES Permit Number AR0021831. Please submit the requested report by **January 23, 2015**.

Furthermore, DMRs have not been received for the monitoring periods ending in October 2014 and November 2014. DMRs required by your permit are required to be completed and either postmarked or electronically submitted to the Department by the 25th of the month following the end of the monitoring period (as referenced in Part III Section C.5 of your permit). Submittal of these missing DMRs is due immediately.

Please take notice that any future late DMR submittals could result in a formal enforcement action that may include the assessment of a civil penalty.

The current Responsible official listed for Permit AR0021831 is Honorable Tim Chase. ADEQ requests that you submit an updated signatory authorization form. Enclosed is a signatory authorization form. Please fill out the form completely and submit the completed form back to ADEQ so that we may place them on file and correct our records.

Thank you for your attention to these matters. Should you have any questions, feel free to contact me by phone at 501-682-0636 or e-mail at porterg@adeq.state.ar.us.

Sincerely,



Gina Porter
Enforcement Analyst