

**Water Enforcement Meeting between
East Monticello Plant and ADEQ
February 19, 2016
2:30-5:00 P.M.**

NPDES: AR0021831

AFIN: 22-00379

Present: ADEQ - Gina Porter, Enforcement Analyst, Richard Healey, Enforcement Manager, Scott McDonald, Enforcement Coordinator, Clark McWilliams, Permits, Adam Yates, Permits, Guy Lester, Permit Engineer, Deb Gerst, Admin. Specialist
ETC Engineers, Inc. – Mizan Rahman, Engineer
City of Monticello – Zack Tucker, Mayor

Mr. Healey thanked the gentlemen for coming. Introductions were made. He explained that the Enforcement Branch tracks permits. Mr. Healey said that since Monticello is a major waste water discharger the Environmental Protection Agency (EPA) and the Arkansas Department of Environmental Quality (ADEQ) require that if a facility has violations in two consecutive quarters of the year, they must settle violations through a Consent Administrative Order (CAO).

The Mayor expressed his concern about the initial inspection report and explained that they were working to remediate the violations. He said he wrote a letter and resent it to Ms. Porter. He asked why they were out of compliance. Ms. Porter explained that ADEQ had no record that the letter had been received. She also explained that after being shown the letter, the permit number was not on the document. It seemed that it was not clear that the letter had been received by ADEQ. Mr. Healey did explain that there was no violation assessed for not being received.

West Plant

They need a reliable flow measuring device (their device was not operational at the time of the inspection). Mr. Lester said that the need for a flow meter should be addressed. He reminded them that violations with a major facility must be addressed through a CAO. He explained that although violations are present, if the work to correct them has begun it may lighten the concern of the violations somewhat. They also need a staff gauge. The mayor asked how often inspections are performed. Mr. Lester replied for major facilities it is once a year.

Mr. Lester said that licensed operators are supposed to see that the plant is in compliance at all times. They are expected to check that things are maintained properly and working efficiently. McClelland Consulting Engineering, Inc. will be reviewing the operating systems for Monticello. Mr. Lester said the engineering group is new to the plant.

He asked how the chlorine got so high. It was explained that 50 percent of the time they do not discharge, so it may be from residual chlorine. He was also concerned that Wet Test sampling required by the permit is not getting done at the time samples are pulled. Discharge Monitoring Report (DMR) violations were discussed and the fact that DMRs are not being submitted to ADEQ by the 25th of each month. They were reminded that the lab can prepare their DMRs and get them to them to sign and send in on time. Mr. Healey and Mr. Lester said that more averages can be taken to, hopefully, lower the average. Mr. Lester said that his phone number is on the Meeting Attendance Sheet and the facility personnel are welcome to call him for questions or to have him help them understand how to do these things.

They were reminded that the facility is required to apply 180 days prior to when the current permit ends.

Mr. Lester said that the flow meter needs to be corrected. He reminded them that violations by major facilities must be settled through a Consent Administrative Order (CAO). He explained that although violations are present, if corrections and repairs are begun, it might have a positive influence on the process. The City of Monticello was

asked by Mr. Healey to come back with a letter showing how violations have been corrected. He said, at the same time they could also ask for a reduction in the penalty.

The Mayor explained that their operators were not both full-time employees. One of the operators had a family member with a terminal illness.

Mr. Healey explained to the Mayor that he was the responsible official. He said that he should have followed up with a letter to explain what occurred. The Mayor explained that it had been mailed. Mr. Lester said that the licensed operator is to know that they are to operate the plant in compliance with the permit. They are to be constantly checking to make sure it is operating effectively and doing what needs to be done.

It was explained that when using a Supplemental Environmental Project (SEPs) the facility is allocating some of the penalty to do something to assist a community of their choice.

East Plant

The permit did not come up for renewal. There were not as many effluent violations. The Mayor explained that they had no industries except one company. They are reporting copper and toxicity quarterly. In discussing each violation, Mr. Healey said that Sorrells will do the sampling/monitoring for them. He said there should be some retraining of operators so that they can do all the work expected of them to keep the facility in compliance.

Influent records at the West Plant indicate BOD5 removal is not at 85 percent – it is more like 20-40 mg/L. They had a change in contract lab in 2014, which showed a change in response for influent BOD5.

Mr. Healey explained that ADEQ would entertain any offer on a civil penalty. It was suggested they go on ADEQ website and review previous Orders to see what might be an acceptable penalty amount. He also said that since they are a major facility, EPA will also review their facility. They were reminded that their permit was up for renewal. Mr. Healey explained they are required to apply for their renewal permit 180 days prior to the conclusion of their current permit. They did not do that.

It was explained that their General Stormwater permit had lapsed in June, 2014. Mr. Healey reminded them to take care of that.

Mayor Tucker requested copies of DMRs going ten years back showing effluent violations. He said they will include all violations so there would be a clean slate going forward. Mr. Healey reminded them that Rural Water could be called to come help Monticello operators learn about their system.

Mr. Healey also asked if ADEQ could get a letter or counter offer from them within three weeks (March 11, 2016). They agreed. He explained the process of signing, public notice, etc. Meeting adjourned at 5:00 P.M.

ADEQ

A R K A N S A S
Department of Environmental Quality

Facility: City of Monticello- East & West Plants

Date: 2/19/16

MEETING ATTENDANCE

Name	Organization	Job Title	E-Mail Address	Telephone Number
Gina Porter Deb Gerst	ADEQ	Water Division Enforcement Analyst	porter@adeq.state.ar.us	501-682-0636
Richard Healey	ADEQ	Admin. Specialist	gerst@adeq.state.ar.us	501-682-0638
Scott McDonald	ADEQ	Enforcement Mgr.	healey@adeq.state.ar.us	501-682-0640
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REMARKS: