



**CITY OF WEST MEMPHIS**  
OFFICE OF MAYOR MARCO MCCLENDON

December 5, 2019

Ms. Danielle E. Harbin  
Office of Water Quality  
Arkansas Department of Environmental Quality  
5301 Northshore Drive  
North Little Rock, Arkansas 72118-5317

**RE: PROPOSED CONSENT ADMINISTRATIVE ORDER  
WEST MEMPHIS UTILITIES  
NPDES PERMIT NUMBER AR0022039, AFIN 18-00879**

Dear Ms. Harbin:

On behalf of the City of West Memphis and the West Memphis Utilities Commission, please accept this letter as acknowledgement of our receipt of your proposed Consent Administrative Order (CAO) dated November 15, 2019. I want to assure you and the Department that the City takes very seriously our obligations and responsibility to operate our sewage collection and treatment system in a manner consistent with the requirements of the Arkansas Water and Air Pollution Control Act. As I hope you are aware, my staff and our consultants have been working diligently towards meeting these requirements through engineering studies and assessments as well as construction of improvements to our existing collection system and wastewater treatment facility. In fact, West Memphis has spent or committed over \$4,020,350.00 for the express purpose of eliminating SSOs in our collection system and bypasses at our wastewater treatment facility .

As outlined in your November 15, 2019 letter and CAO, ADEQ has ordered West Memphis to pay a civil penalty totaling \$8,000.00 to settle those various violations referenced therein and to provide a Resolution voted and approved by our City Council accepting the CAO. The City is prepared to provide

Ms. Danielle E. Harbin  
December 5, 2019  
Page 2

this Resolution but would respectfully request that ADEQ consider a reasonable reduction in this proposed penalty so that the difference is directed to the abatement of SSOs within our collection system and bypasses at our wastewater treatment facility.

I would also ask that ADEQ extend the deadline of November 30, 2019 for the completion of the WWTF Recommended Hydraulic Improvement Report to December 31, 2019. While a hydraulic model of both our collection system as well as our WWTF have now been completed and recommendations presented to the City during a public meeting on October 10, 2019, the Final Report of those recommended improvements to the WWTF is still being finalized by our consultant.

In summary, the City of West Memphis stays committed to ADEQ in the goal of eliminating SSOs within our collection system and bypasses at our wastewater treatment facility. Thank you in advance for your department's continued patience and assistance to West Memphis as we continue our efforts in this work. If I can be of any assistance to you in your immediate efforts towards this CAO, please do not hesitate to contact me.

Sincerely,

**CITY OF WEST MEMPHIS**

A handwritten signature in black ink that reads "Marco McClendon". The signature is written in a cursive, flowing style.

Honorable Marco McClendon  
Mayor

MMC/tv