



May 2, 2018

CERTIFIED MAIL: 9489 0090 0027 6022 2339 10

Honorable George McKee, Mayor
City of Mena
520 Mena Street
Mena, AR 71953

**RE: NPDES Permit No. AR0036692, AFIN: 57-00423
REVISED PROPOSED CONSENT ADMINISTRATIVE ORDER**

Dear Mayor McKee:

On February 2, 2018, the Arkansas Department of Environmental Quality (ADEQ) issued a proposed Consent Administrative Order (CAO) to the City of Mena with an assessed civil penalty of \$4,000.00. On February 26, 2018, the City of Mena requested the assessed civil penalty be reduced to \$2,000.00. On March 28, 2018, the City of Mena explained that it would take seven (7) to ten (10) years to complete its collection system rehabilitation plan and requested that the final compliance date in the proposed CAO reflect this timeline. After careful consideration, ADEQ is willing to offer \$3,000.00 and extend the final compliance date to June 1, 2028.

Enclosed is a copy of the revised CAO in this matter. If you choose to accept the terms of the CAO, with the reduced penalty of \$3,000.00, please sign, date, and **return the original, embossed copy** to the address below **within (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 Mena 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 (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, you may contact me at (501) 682-0639, or you may e-mail bailey.taylor@adeq.state.ar.us.

Sincerely,

A handwritten signature in blue ink that reads "Bailey Taylor".

Bailey Taylor
Enforcement Analyst
Office of Water Quality