



ARKANSAS
Department of Environmental Quality

September 14, 2016

CERTIFIED NUMBER 91 7199 9991 7036 8212 8634

Honorable Parnell Vann
City of Magnolia
P.O. Box 1126
Magnolia, AR 71754-0666

**RE: NPDES Permit Number AR0043613, AFIN 14-00059
PROPOSED CONSENT ADMINISTRATIVE ORDER**

Dear Mayor Vann:

On December 15, 2015, the Arkansas Department of Environmental Quality – Water Division (ADEQ) issued a proposed Consent Administrative Order (CAO) to the City of Magnolia with an assessed civil penalty of \$10,000.00. On March 17, 2016, the City of Magnolia requested the assessed civil penalty be reduced to \$8,000.00 which would be applied towards a Supplemental Environmental Project (SEP). After careful consideration, ADEQ is willing to accept a reduced penalty offer of \$6,000.00 with up to \$3000.00 to be applied towards a SEP.

Enclosed is a copy of the revised CAO in this matter. If you choose to accept the terms of the CAO, please sign, date, and **return the original, embossed copy** to the address below no later than **October 5, 2016**. 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 Water Division Enforcement Branch in response to this CAO by **October 5, 2016**, will constitute rejection of the settlement offer and unilateral enforcement action may proceed through a Notice of Violation. Should you wish to discuss this matter further, you may contact me at (501)682-0636, or you may e-mail porterg@adeq.state.ar.us.

Sincerely,

Gina Porter, Enforcement Analyst
Water Division, Enforcement Branch