

ADEQ

ARKANSAS
Department of Environmental Quality

MAR 14 2014

CERTIFIED MAIL: RETURN RECEIPT REQUESTED 91 7199 9991 7030 4910 1690

David Conrad, Market Area Engineer
Eco-Vista, LLC
2210 Waste Management Drive
Springdale, AR 72762

Re: State Construction Permit Number ARG160045C, AFIN 72-00144

Dear Mr. Conrad:

Enclosed are the public notice, Statement of Basis, and a copy of the draft construction permit that the Arkansas Department of Environmental Quality has prepared, as required by Act 163 of 1993.

In accordance with Reg. 8.207, the enclosed public notice will be or has been published by ADEQ in a newspaper of general circulation of your facility for one (1) day only. An invoice for the cost of publishing the public notice and proof of publication will be sent to you by the advertising newspaper. The permittee must send proof of publication and proof of payment to the address at the bottom of this letter as soon as possible but no later than 30 days from the above date. Until this Department receives proof of publication of the public notice and payment of all permit fees, no further action will be taken on the issuance of your construction permit.

Should you have any questions concerning any part of the draft permit, please contact the Arkansas Department of Environmental Quality, NPDES Branch, at (501) 682-0622.

Sincerely,



Ellen Carpenter
Chief, Water Division

EC:jdb

Enclosure

**PUBLIC NOTICE OF DRAFT CONSTRUCTION PERMIT
CONSTRUCTION PERMIT NUMBER ARG160045C, AFIN 72-00144**

This is to give notice that the Arkansas Department of Environmental Quality (ADEQ), Water Division, 5301 Northshore Drive, North Little Rock, Arkansas 72118-5317 at telephone number (501) 682-0622, proposes a draft construction permit for which an application was received on 11/26/2013 in accordance with Regulation No. 6.

Applicant: Eco-Vista, LLC, 2210 Waste Management Drive, Springdale, AR 72762; Latitude: 36° 08' 38.56" Longitude: 94° 15' 20.84"; in Washington County, Arkansas.

The discharge from this existing facility will be made into an unnamed Tributary of Wildcat Creek, thence to Wildcat Creek, thence to Osage Creek, thence to the Illinois River in Segment 3J of the Arkansas River Basin.

Proposed Construction will include a sedimentation pond with a design flow of 2.11 MGD. Modification of the NPDES discharge permit is not required.

ADEQ's contact person for submitting written comments, requesting information regarding the draft permit, or obtaining a copy of the permit and the Statement of Basis is J.D. Borgeson, E.I., at the above address and telephone number or by email at Water-Draft-Permit-Comment@adeq.state.ar.us. For those with Internet access, a copy of the proposed draft permit as well as the publication date may be found on the ADEQ's website at: http://www.adeq.state.ar.us/water/branch_permits/individual_permits/pn_permits/pnpermits.asp.

The comment period shall end at 4:30 P.M. (Central Time) on the 30th day after the publication date. If the last day of the comment period is a Saturday, Sunday or legal holiday, the public comment period shall expire on the next day that is not a Saturday, Sunday or legal holiday. For information regarding the actual publication date along with the actual date and time the comment period will end, please contact J.D. Borgeson at the above address and telephone number or by email at Water-Draft-Permit-Comment@adeq.state.ar.us. Public notice, comments, and hearings will be conducted in accordance with Regulation 8.209 and 8.210 (Administrative Procedures). All persons, including the permittee, who wish to comment on ADEQ's draft permitting decision must submit written comments to ADEQ, along with their name and mailing address. A Public Hearing will be held when ADEQ finds a significant degree of public interest. After the public comment period, ADEQ will issue a final permitting decision. ADEQ will notify the applicant and each person who has submitted written comments or request notice of the final permitting decision. Any interested person who has submitted comments may appeal a final decision by ADEQ in accordance with the APCEC Regulation No. 8.603.

DRAFT

Permit No. ARG160045C
AFIN: 72-00144
Page 1

STATE CONSTRUCTION PERMIT Permit Number: ARG160045C

TO:

Consulting Engineer:

Eco-Vista, LLC
2210 Waste Management Drive
Springdale, AR 72762

Jennifer Harmon
Terracon Consultants, Inc.
25809 I-30 South
Bryant, AR 72022

This permit is your authority to construct the wastewater treatment system in accordance with the permit application and plans and specifications which were received on 11/26/2013 under authority of the Arkansas Water and Air Pollution Control Act (Arkansas Code Annotated §8-4-101 et seq. and Arkansas Code Annotated §8-4-201 et seq.) and the following terms and conditions.

1. The treatment system shall be constructed in accordance with the final plans and specifications as approved by the Arkansas Department of Environmental Quality (ADEQ). In case any statement or representation in the aforementioned documents is found to be incorrect, this approval may be revoked.
2. There should be no deviation from the approved plans and specifications unless the revisions have been submitted for review and written approval is received.
3. Within thirty (30) days of completion of construction, a Professional Engineer (PE) registered in Arkansas shall submit written certification to the Department (Permits Branch of the Water Division) that the facility has been constructed or modified in accordance with the approved plans and specifications.
4. This permit is issued in reliance upon the statements and representations made in the application and the plans and specifications. Issuance of a State Construction Permit does not guarantee satisfactory operation of the treatment system. The permittee shall ensure that water quality standards are not violated. Any modifications to the treatment facility necessary to meet water quality standards are the responsibility of the permittee and would require a modification to this State Construction Permit.
5. The sedimentation pond must have a pond bottom liner with a permeability of less than 1×10^{-7} cm/sec and a thickness of at least 1 foot or equivalent before the start of operation in accordance with Section 3.2.2 of the 'Stormwater Management Plan.'
6. A complete "Operations and Maintenance (O&M) Manual" of the wastewater treatment system shall be developed by the engineering consultant for the operator's use before the plant is in operation.
7. If the construction site will disturb in excess of one (1) acre, the permittee must comply with the terms of the Stormwater Construction General Permit Number ARR150000 prior to the start of construction. Best Management Practices (BMPs) must be in place regardless of the size.
8. This facility is located as follows: Latitude: 36° 08' 38.56" Longitude: 94° 15' 20.84"; in Washington County, Arkansas.

DRAFT

Permit No. ARG160045C

AFIN: 72-00144

Page 2

8. If the construction site will disturb in excess of one (1) acre, the permittee must comply with the terms of the Stormwater Construction General Permit Number ARR150000 prior to the start of construction. Best Management Practices (BMPs) must be in place regardless of the size.
9. This facility is located as follows: Latitude: 36° 08' 38.56" Longitude: 94° 15' 20.84"; in Washington County, Arkansas.
10. The receiving waters named: Unnamed Tributary of Wildcat Creek, thence to Wildcat Creek, thence to Osage Creek, thence to the Illinois River in Segment 3J of the Arkansas River Basin. The outfall is located at the following coordinates: Outfall 002: Latitude: 36° 08' 39.09"; Longitude: 94° 15' 41.11".
11. The construction will include a sedimentation pond with a design flow of 2.11 MGD.

Effective Date:

Ellen Carpenter
Chief, Water Division
Arkansas Department of Environmental Quality

Issue Date

STATEMENT OF BASIS

For a draft State Construction Permit Number ARG160045C.

The issuing office is:

Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, Arkansas 72118

The applicant is:

Eco-Vista, LLC
2210 Waste Management Drive
Springdale, AR 72762

1. BASIS FOR PERMIT AND CONDITIONS

This permit is your authority to construct the wastewater treatment system in accordance with the permit application and plans and specifications which were received on 11/26/2013. The issuance of the permit and conditions are based on the Arkansas Water and Air Pollution Control Act (Arkansas Code Annotated §8-4-101 et seq. and Arkansas Code Annotated §8-4-101 et seq.), Arkansas Pollution Control and Ecology Commission (APCEC) Regulation No. 6.202, NPDES Discharge permit ARG160045C, and 40 CFR 122.26.

Specific permit conditions and their sources are listed as follows:

Conditions 1, 2, 3, 4, 5, 7, 9, 10, and 11 are self-explanatory. Condition 8 is based on 40 CFR 122.26(b)(15). Condition 10 is based on submitted application and Plans and Specifications. Condition 6 is based on Section 93.42 of 2004 Edition of Recommended Standards For Wastewater Facilities (10-SS) and generally accepted scientific knowledge, and engineering practices.

2. PUBLIC NOTICE

In accordance with Arkansas Pollution Control and Ecology Commission (APCEC) Regulation No. 8, the public notice will be published by ADEQ in a newspaper of general circulation for one (1) day only. The public comment period will begin on the date of publication and will end no sooner than 30 days from that date. Comments must be received at ADEQ prior to the close of the public comment period.

3. SOURCES

1. Application Form 1 and Plans and Specifications dated 11/26/2013.
2. 2004 Edition of Recommended Standards for Wastewater Facilities (10-SS).
3. APC&EC Reg. 6, Reg. 8, and Reg. 9
4. A.C.A. §8-4-217(b)(1)(C)
5. 40 CFR 122.26

DRAFT

Page 2 of Statement of Basis
Permit No. ARG160045C
AFIN: 72-00144

4. CONTACT PERSON

The ADEQ contact person for submitting written comments, requesting information, or obtaining copies of the application, permit, and the Statement of Basis is:

J.D. Borgeson, E.I.
NPDES Branch, Water Division
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, Arkansas 72118-5317
(501) 682-0045