

**Arkansas Department of Environmental Quality  
NPDES-Water Division  
5301 Northshore Drive  
North Little Rock, AR 72118**

To: Legal Ad Editor  
Flippin Mountaineer  
PO Box 1199  
Flippin, AR 72634-1 199  
870-453-373 1  
mtnecho@gmail.com

RE: Public Notice of NPDES Permit Number AR0021717

Dear Legal Ad Editor:

Please publish the following **Public Notice** in all editions of your newspaper on or before September 14, 2007 for one day only. Please DO NOT INVOICE THIS AGENCY. Send your invoice for the cost of publication and **proof of publication** to:

**Mary Jane Erwin  
Mayor, City of Flippin  
P.O. Box 40  
Flippin, Arkansas 72634**

Additionally, when you receive payment for the publication, please **send** a copy of proof of payment and publication to:

**Arkansas Department of Environmental Quality  
NPDES-Water Division  
5301 Northshore Drive  
North Little Rock, AR 72118**

Thank you for your attention to this request. Please notify me if there is a change in the publication date.

Sincerely,

Mo Shafii  
Permits Branch Manager  
NPDES, Water Division

**PUBLIC NOTICE OF DRAFT NPDES PERMIT  
PERMIT NUMBER AR0021717**

September 14, 2007

This is to give notice that the Arkansas Department of Environmental Quality, 5301 Northshore Drive, North Little Rock, Arkansas 72118-5317 proposes a draft renewal of the permit for which an application was received on 03/02/2007 for the following applicant under the National Pollutant Discharge Elimination System and the Arkansas Water and Air Pollution Control Act.

The applicant's mailing address is:

City of Flippin  
P. O. Box 40  
Flippin, AR 72634

The facility address is:

City of Flippin  
222 East Industrial Drive  
Flippin, AR 72634

**208 PLAN (WATER QUALITY MANAGEMENT PLAN):** The 208 Plan, developed by the ADEQ under provisions of Section 208 of the federal Clean Water Act, is a comprehensive program to work toward achieving federal water goals in Arkansas. The initial 208 Plan, adopted in 1979, provides for annual updates, but can be revised more often if necessary. Updates to the 208 Plan have been proposed to correct design flow from 0.4 MGD to 0.175 MGD:

May-October:           CBOD5/TSS/NH3-N/DO = 10/15/2/7.6 mg/l  
November-April:       CBOD5/TSS/NH3-N/DO = 10/15/9/9.2 mg/l  
Design flow (Q):       0.175   MGD  
Background Flow of the receiving stream (7Q10): 0 cfs

**FACILITY LOCATION:** The facility is located as follows: from Arkansas Hwy 62 turn north into Eighth Street, go north one block, turn left onto East Industrial Drive. Follow to dead-end at facility; Latitude: 36° 16' 56"; Longitude: 92° 35' 03" in Section 20, Township 19 North, Range 15 West in Marion County, Arkansas.

**DISCHARGE LOCATION:** The discharge from this existing facility is made into Fallen Ash Creek, thence into the White River in Segment 4I of the White River Basin. The White River in USGS Hydrologic Unit Code (H.U.C) of 11010003 and Reach # 002 is a Water of the State classified for primary contact recreation; raw water source for public, industrial, and agricultural water supplies; trout fisheries, propagation of desirable species of fish and other aquatic life; and other compatible uses.

**OUTFALL LOCATION:** The outfall is located at the following coordinates: Latitude: 36° 17' 00" Longitude: 92° 35' 09".

**303(d) LIST CONSIDERATION:** The receiving stream, Fallen Ash Creek is not listed on the 2004 303(d) list. Fallen Ash Creek empties into the White River in Reach 002 of HUC 11010003. This Reach of the White River is not listed on the 2004 303(d). Therefore, no permit action is needed.

Discussion: The facility discharges to Fallen Ash thence to the White River in Reach 002 of HUC 11010003. The 3 mile stretch of the White River immediately below the Bull Shoals Dam (in the same Reach and HUC) is listed on the 2004 303d list for Dissolved Oxygen. The point where Fallen Ash Creek reaches the White River is approximately 16 miles downstream from the Bull Shoals Dam in a section of the receiving stream which meets all designated uses and water quality standards. No permit action is needed.

**ENDANGERED SPECIES CONSIDERATION:** No comments on the application were received from the U.S. Fish and Wildlife Service (USF&WS). The draft permit and Statement of Basis will be sent to the USF&WS for their review.

**TYPE OF TREATMENT:** vortex screens, oxidation ditch, final clarifiers, dosing tank, intermittent sand filter, ultra violet disinfection, postaeration with a design flow of 0.175 MGD.

**SLUDGE CONDITION:** Sludge is transported to the landfill.

**ACTIVITY:** Under the standard industrial classification (SIC) code 4952 or North American Industry Classification System (NAICS) code of 22132, the applicant's activities are the operation of a sewage treatment plant.

**CHANGES:** Significant changes from the previously issued permit are listed below. The permittee is responsible for carefully reading the permit in detail and becoming familiar with all of the changes therein:

1. The mailing address has been included.
2. The coordinates of the facility have been corrected.
3. The coordinates and a description of the sampling locations have been added.
4. The effluent limitations for Ammonia Nitrogen for the month of April and the 7-day Average for the months of November through March have been revised.
5. The effluent limitations for Fecal Coliform Bacteria for the months of April through September have been revised.
6. The 7-day Average effluent limitation for Total Suspended Solids has been revised.
7. The effluent limitation for Dissolved Oxygen has been expressed as Montly Average Minimum.
8. The effluent limitations for pH have been changed from 6-9 s.u. to 6.0-9.0 s.u.
9. A requirement specifying the wastewater operator must have a class III license has been included.
10. The monitoring frequencies for all parameters except flow have been reduced.
11. Part II, Part III, and Part IV have been revised.

**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.

A draft permit and draft public notice will be sent to the District Engineer, Corps of Engineers, and to the Regional Director of the USF&WS on a case-by-case basis, and the EPA and Arkansas Department of Health prior to the publication of that notice.

**ISSUANCE OF THE FINAL PERMIT:** The permit will become effective no sooner than 30 days after the close of the comment period unless comments are received and/or a public hearing is requested prior to the close of the comment period requiring a delay of the effective date.

**COMMENTS AND PUBLIC HEARING:** NPDES comments and public hearing procedures may be found at 40 CFR Parts 124.10 through 124.12 and APCEC Regulation No. 8. 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. During the comment period, any interested person may request a public hearing by filing a written request which must state the technical issues to be raised. A public hearing will be held if ADEQ finds a significant degree of public interest. If a public hearing is held, ADEQ will issue a public notice of the hearing at least 30 days prior to the scheduled hearing.

After the public comment period, and public hearing, if one is held, ADEQ will issue a final permitting decision. ADEQ will notify the applicant and each person who has submitted written comments or requested notice of the final permitting decision. A final permitting decision means a final decision to issue, deny, modify, revoke and reissue, or terminate a permit. Any interested person who has submitted comments may appeal a final decision by ADEQ in accordance with the APCEC Regulation No. 8 (Administrative Procedures).

Submitting written comments to ADEQ or making oral statements on the record at the public hearing on the proposed permitting decision provides individuals with legal standing to appeal a final Department permitting decision. Comments supporting or opposing the proposed decision will provide legal standing. Only parties with legal standing may appeal a permitting decision.

**PERMIT APPLICATION RECORD:** The permit application and the administrative record is available for review and copying in the Central Records Section, ADEQ, 5301 Northshore Drive, North Little Rock, Arkansas 72118-5317.

**WEB SITE INFORMATION:** For those with Internet access, a copy of the proposed draft permit may be found on the Arkansas Department of Environmental Quality's website at:

[http://www.adeq.state.ar.us/water/branch\\_npdes/pn\\_permits/pnpermits.asp](http://www.adeq.state.ar.us/water/branch_npdes/pn_permits/pnpermits.asp).

**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:

Marysia Jastrzebski, P.E.  
NPDES Branch, Water Division  
Arkansas Department of Environmental Quality  
5301 Northshore Drive  
North Little Rock, Arkansas 72118-5317  
(501) 682-0613