

ADEQ

ARKANSAS
Department of Environmental Quality

October 17, 2007

Dan Peterson
Ash Grove Cement Company
P.O. Box 130
Foreman, AR 71836

Re: NPDES Permit Number AR0042846 AFIN: 41-00001

Dear Mr. Peterson:

The application for modification of your NPDES permit and State Construction permit was received on 10/9/2007. In accordance with Department policy, your application has been reviewed and determined to be administratively complete. This request will be acted upon as soon as possible in accordance with existing priorities. However, a request for permit modification does not suspend any portion or requirement of your existing permit. Please note, you are still legally obligated to meet all permit requirements pending final disposition of your request.

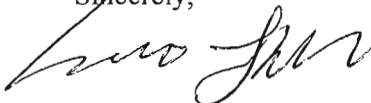
Pursuant to Arkansas Act 163 of 1993, public notice must be given for all permit applications submitted to this Department. Enclosed is a public notice, deemed acceptable to this Department, that is to be published by the applicant in a local newspaper of general circulation for **one day only**. Arkansas Pollution Control and Ecology Commission (APCEC) Regulation No. 8 § 2.1.4(c) requires the applicant to bear the expense of the notice's publication and provide proof of payment of the publication. Until the Department receives **proof of publication** of the public notice and **proof of payment** for the public notice, no further action will be taken on your NPDES permit application. The proof of publication and proof of payment of the public notice should be submitted to Amanda Gallagher, ADEQ.

Additionally, a permit fee is required by Arkansas Act 817 of 1983, as amended, Arkansas Act 1254 of 1993, as amended, and APCEC Regulation No. 9. Your fee will be calculated in accordance with the fee schedule contained in APCEC Regulation No. 9, and an invoice will be sent to you.

Please note that the permit cannot be issued until the Department has received a completed Financial Assurance form as per Act 832.

Thank you for your cooperation in this matter. If there are any questions concerning this submittal, please contact Amanda Gallagher at (501) 682-0617 or by email at gallagher@adeq.state.ar.us.

Sincerely,



Mo Shafii
Permits Manager, Water Division

Enclosure

Public Notice of an Application for Modification of Permit Number AR0042846

Under the provisions of Arkansas Act 163 of 1993, this is to give notice the Water Division of the Arkansas Department of Environmental Quality (ADEQ) received an application for modification of NPDES Permit Number AR0042846 on 10/9/2007 from the following facility:

Ash Grove Cement Company
P.O. Box 130
Foreman, AR 71836

The facility under consideration is located at AR0042846, in Section 28, Township 32 West, Range 12 South, in Little River County.
Latitude: 33° 41' 11" Longitude: 94° 25' 25"

Interested persons desiring to request a public hearing on the application may do so in writing. All requests should be received by ADEQ within 10 days of the date of this notice and should be submitted to:

Arkansas Department of Environmental Quality
NPDES Branch, Water Division
5301 Northshore Drive
North Little Rock, AR 72118-5317
Telephone: (501) 682-0620