

Gilliam, Allen

From: Gilliam, Allen
Sent: Tuesday, February 28, 2012 2:01 PM
To: clarksville pam smith
Cc: Henderson, Katie
Subject: AR0022187_Clarksville Feb 2012 Annual Pretreatment Report reply_20120228

Gregg and Pam,

Your February 2012 annual Pretreatment Report was received 2/23/12, reviewed, deemed complete and compliant with the Federal Pretreatment Regulations per 40 CFR 403.12(i). No further action is deemed necessary at this time.

Comments:

- 1) On future reports, Baldor should be footnoted with an asterisk (*) denoting it no longer has any metal finishing processes on its premises; has no regulated wastewater being discharged to the City and has a “no discharge permit” from the City. This would help an outside party understand why there has been no sampling or inspections conducted at this facility during your Pretreatment year; and
- 2) From the phone conversations this office has had with you and your Pretreatment personnel, Bright Harvest appears to be cooperating in coming back into compliance. But it being in Significant Non-Compliance and the number of NOVs issued by the City might lend an outside party to believe your enforcement option(s) are not effective.
To protect Bright Harvest from a citizens’ lawsuit, the City might consider issuing the facility a consent administrative order (CAO) with a compliance schedule. A CAO is considered a “formal” enforcement option and would supersede any outside parties’ civil enforcement actions.

If there are further questions or comments, please feel free to contact this office.

Sincerely,

Allen Gilliam
ADEQ State Pretreatment Coordinator
501.682.0625