

**Henderson, Katie**

---

**From:** Torrence, Rufus  
**Sent:** Tuesday, October 25, 2011 3:12 PM  
**To:** Jake Rice III (jrice@jonesborocwl.org)  
**Cc:** Myra Taylor; Susan Merideth (smerideth@jonesborocwl.org); Adam Saulsbury (asaulsbury@jonesborocwl.org)  
**Subject:** AFIN 16-00936 AR0043401 City of Jonesboro Pretreatment Ordinance  
**Attachments:** CWL Sewer Use Ordinance



October 25, 2011

Jake Rice, III, PE  
General Operations Director  
City Water & Light  
400 East Monroe  
Jonesboro, Arkansas 72403-1289

RE: City of Jonesboro Draft Ordinance for Streamlining Rule Requirements  
(NPDES Permit Number AR0043401, AFIN 16-00936)

Dear Mr. Rice:

In reference to City Water & Light (CWL) letter dated October 21, 2011 (attached to CWL email: sent by Jake Rice on Friday 10/21/2011 at 2:20 pm), the Department has decided to accept CWL's proposal to separate the currently approved unitary ordinance into two separate ordinances, one addressing General Sewer Use and the other addressing Pretreatment. However, the Department has four requirements:

1. CWL must agree to discontinue all efforts to adopt the previously ADEQ approved unitary ordinance,
2. CWL must agree to adopt the EPA Model Pretreatment Ordinance (January 2007) and CWL must submit a draft version to the Department for review by December 1, 2011 (the Department's review should take less than a week),

3. CWL may adopt a new General Sewer Use ordinance but this new ordinance (and/or any amendments) must not contain any language which conflicts with the language in the pretreatment draft ordinance submitted to ADEQ,
4. And, finally, CWL must adopt the new pretreatment ordinance by April 2, 2011 and submit an updated pretreatment program narrative to ADEQ by July 2, 2011.

The Department appreciates CWL's efforts to comply with the Streamlining revisions to the General Pretreatment Standards [40 CFR Part 403] promulgated on October 14, 2005.

If CWL has any questions or concerns, please feel free to contact Rufus Torrence at (501) 682-0626 or [torrence@adeq.state.ar.us](mailto:torrence@adeq.state.ar.us).

Sincerely,



Rufus Torrence, ADEQ Water Engineer

Cc: Susan Meredith, CWL  
Myra Taylor, CWL  
Adam Saulsbury, CWL

**ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY**  
5901 NORTHSIDE DRIVE / NORTH LITTLE ROCK / ARKANSAS 72118-9317 / TELEPHONE 501-682-0744 / FAX 501-687-0884  
[www.adeq.state.ar.us](http://www.adeq.state.ar.us)

## Henderson, Katie

---

**From:** Jake Rice <jrice@jonesborocwl.org>  
**Sent:** Friday, October 21, 2011 2:20 PM  
**To:** Fuller, Kim; Gilliam, Allen; Torrence, Rufus; Ewing, Jamie  
**Cc:** 'Marcy Taylor'; 'Allan Gates'; 'Ralph Waddell'; 'Ron Bowen'; 'Kevan Inboden'; 'Simpkins Randy'; smerideth@jonesborocwl.org; mtaylor@jonesborocwl.org; asaulsbury@jonesborocwl.org; 'Jake Rice'  
**Subject:** CWL Sewer Use Ordinance  
**Attachments:** CWL Sewer Use Ordinance.pdf

Ms. Fuller & Messrs Gilliam & Torrence,

Please find attached, a letter that discusses CWL's intentions regarding our Sewer Use Ordinance. I hope this addresses any concerns that you have.

If you have any comments or questions, please don't hesitate to contact me at (870) 926-9142.

Thanks,  
Jake Rice, III, PE  
General Operations Director



*Owned by the Citizens of Jonesboro*

October 21, 2011

Ms. Kim Fuller, Engineer Supervisor  
Mr. Rufus Torrence, Engineer  
Mr. Allen Gilliam, Engineer  
ADEQ, Water Division  
5301 Northshore Drive  
North Little Rock, AR 72118-5317

Dear Ms. Fuller & Messrs Gilliam & Torrence,

This is in reference to Jonesboro City Water & Light's (CWL) current plans regarding revision of Jonesboro's existing Sewer Use Pretreatment Ordinance. Although we originally discussed with you the idea of preserving the unitary ordinance structure, CWL has now decided to separate Jonesboro's current ordinance into two ordinances, one addressing general sewer use and the other addressing pretreatment.

The primary reason for our decision to split the current ordinance is to conform Jonesboro's ordinances to the pattern recommended by the Department. We appreciate the Department's willingness to try to accommodate Jonesboro's original preference for a single unitary sewer ordinance, but our deliberations on our discussions with the Department have now persuaded us to change our plans and follow the Department's recommendation.

In our discussions with the Department, CWL has indicated that it plans to include in the General Sewer Use Ordinance an authorization to develop conventional pollutant (BOD & TSS) allocations for local industries. We wish to make it clear that these allocations will not be developed to prevent pass through or interference at our waste water treatment plant. Currently, the conventional pollutant loadings to our plant are well below plant capacity. In addition, an analysis of conventional pollutants revealed that Local Limits are not needed.

The allocations authorized in the General Sewer Use Ordinance will be used to ensure that our industries' needs are addressed reasonably, equitably, and predictably. CWL realizes that if head works loading to the plant indicate a need for Local Limits for conventional pollutants, these would be regulated under the Pretreatment Program and Pretreatment Ordinance. At that time, CWL would develop Local Limits and regulate them under the Pretreatment Program.

In our discussions with the Department, we have also indicated that CWL plans to list the conventional pollutant allocations in the industries' Industrial Discharge Permits. The Industrial Discharge Permits will include language which makes it clear that portion of the permit containing the allocation for conventional pollutants is based solely on the authority of the General Sewer Use Ordinance and is not part of the Pretreatment Program.

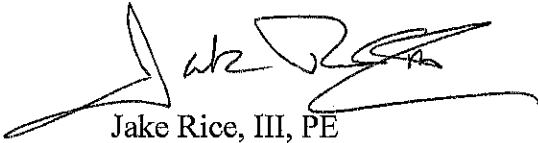
Ronald L. Bowen, MANAGER

**CITY WATER & LIGHT** • 400 East Monroe • P.O. Box 1289 • Jonesboro, Arkansas 72403-1289 • 870-935-5581

We hope that this resolves the questions that have been raised regarding the proper manner to revise Jonesboro's ordinance.

If you have any comments or questions, please feel free to contact me at (870) 926-9142. I would like to thank you for your patience and kind consideration of this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'JR III', with a large, sweeping flourish extending to the left and right.

Jake Rice, III, PE  
General Operations Director

cc: Jamie Ewing, ADEQ  
Allan Gates, Mitchell Williams  
Marcella J. Taylor, Mitchell Williams  
file