

ADEQ

ARKANSAS
Department of Environmental Quality

February 7, 2012

Russell Thomas
Wastewater Manager
Magnolia Wastewater System
P.O. Box 666
Magnolia, Arkansas 71754

Re: Magnolia (NPDES #AR0043613) SNC for Pretreatment Program Implementation

Dear Mr. Thomas,

The Department received your correspondence and can appreciate Magnolia's budget constraints.

From your correspondence, it can also be seen that you are attempting to correct your Pretreatment Program's deficiencies. Now that you have "just started to realize the increase in [your] revenue", it is encouraging to see what steps you have begun to comply with your NPDES permit requirements in implementing and enforcing a Pretreatment Program.

Summarizing your 11/25/11 submittal contents with findings:

- 1) The latest Significant Industrial Users' (SIU) permits:
 - a. You submitted one (1) expired (3/29/2000) permit to Alcoa (now SAPA);
 - i. ADEQ has information there are at least two (2) other Categorical ("Significant") Users of your system that are required to be permitted per 40 CFR 403.8(f)(1)(iii) – Everette Plating and Southern Aluminum, both Federally Regulated Categoricals under the Metal Finishing Standards per 40 CFR 433;
- 2) The latest inspection reports for the City's SIUs:
 - a. No inspection reports per 40 CFR 403.8(f)(2)(v) were submitted;
- 3) The latest self-monitoring reports from the City's permitted SIUs:
 - a. SAPA's monthly self-monitoring reports from 6/11 through 9/11 were submitted per their expired permit;
 - b. Magnolia Regional Med. Center's monthly self-monitoring reports from 6/11 through 10/11 were submitted with no evidence this facility has a current City Pretreatment Permit requiring them to do so;
 - i. The proper certification statement required on all periodic reports per 40 CFR 403.12(g) was not included;
 - c. Unit Structure's monthly self-monitoring reports from 10/10 through 9/11 were submitted with no evidence this facility has a current City Pretreatment Permit requiring them to do so;
 - i. The proper certification statement required on all periodic reports per 40 CFR 403.12(g) was not included;

- d. AMFUEL's monthly self-monitoring reports from 5/11 through 9/11 were submitted with no evidence this facility has a current City Pretreatment Permit requiring them to do so;
 - i. The proper certification statement required on all periodic reports per 40 CFR 403.12(g) was not included;
- 4) The latest compliance monitoring (sampling) results the City conducted at its SIUs:
 - a. None were submitted per 40 CFR 403.8(f)(2)(v); and
- 5) The latest industrial user survey of non-domestic users of the City's sewage collection system:
 - a. Four (4) industrial surveys (City used "Discharge Permit Applications") were sent (apparently) in 2011;
 - i. This office can readily see from the Arkansas' Manufacturers Register (2011) there's approximately twenty-one (21) other potential industrial users the City did not provide information for per 40 CFR 403.8(f)(2)(i);
 - ii. The City did not provide information on twenty-three (23) hazardous waste generators with Magnolia mailing addresses.

Items 1), 2) and 4) alone, indicate the City is in significant non-compliance with its NPDES permit requirement to implement and enforce a Pretreatment Program's requirements.

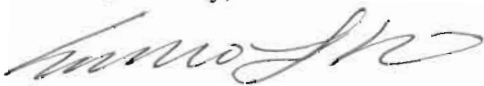
Again, the Department can appreciate your budget situation and lauds your recent attempts to return to compliance. It is hoped this renewed implementation momentum will only increase.

This office cannot locate a copy of your Pretreatment Program. Please submit the City's entire Pretreatment Program (including the Pretreatment Ordinance) preferably in a MS Word formatted attachment to an e-mail to Allen Gilliam (gilliam@adeq.state.ar.us) as well as sending a hard copy via the U.S. mail service within sixty (60) days from the date on this correspondence.

Also submit a corrective action plan with milestone dates within ninety (90) days from the date on this correspondence. The corrective action schedule shall contain progress increments in the form of dates for the commencement and completion of major events leading the City's full implementation of all aspects of the National Pretreatment Regulations in 40 CFR 403 and its Pretreatment Program, not just the deficiencies identified above.

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

Sincerely,



Mo Shafii
Assistant Water Division Chief
(501) 682-0616

cc: Craig Uyeda, NPDES Enforcement Branch Manager

ms/ag