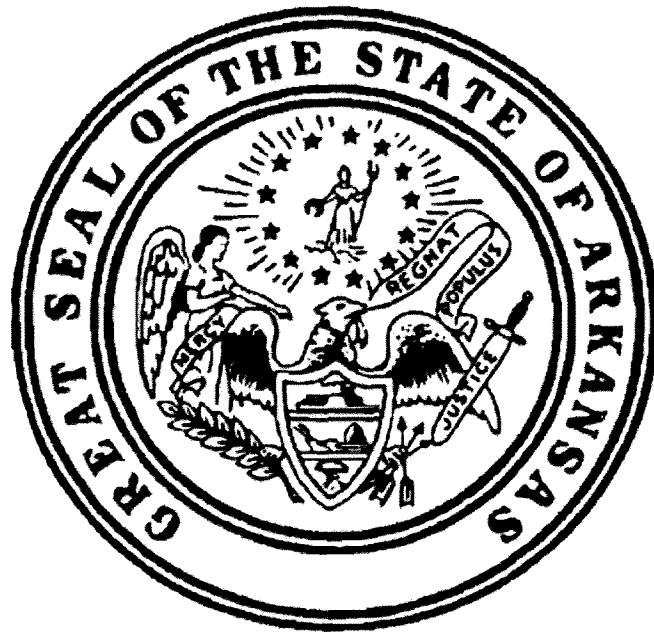


EXHIBIT A

Arkansas Pollution Control and Ecology Commission

Regulation No. 6 Regulations for State Administration of the National Pollutant Discharge Elimination System (NPDES)



INITIAL DRAFT

REGULATION NO.6
REGULATIONS FOR STATE ADMINISTRATION OF THE NATIONAL
POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)

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CHAPTER SIX: ~~LAKE MAUMELLE BASIN~~ WATERSHED SPECIFIC REGULATIONS

Reg. 6.601 Lake Maumelle Basin

All surface discharges of wastewater in the Lake Maumelle Basin are prohibited, with the exception of discharges permitted under the NPDES stormwater discharge program.

Reg. 6.602 Buffalo National River Watershed

(A) The following definitions apply to Reg. 6.602:

- (1) The “Buffalo National River Watershed” is the area within United States Geologic Service Hydrologic Unit Code 11010005.
- (2) “Coverage” means a notice of coverage issued pursuant to a general permit.

(B) The Director shall not issue a permit or coverage pursuant to Regulation No. 6 for a CAFO in the Buffalo National River Watershed with:

- (1) 750 or more swine weighing 55 pounds or more; or
- (2) 3,000 or more swine weighing less than 55 pounds.

(C) Reg. 6.602(B) does not prohibit the Director from:

- (1) Issuing a permit or coverage renewal or modification for a CAFO in the Buffalo National River Watershed with an active permit or coverage as of the effective date of this regulation; or
- (2) Issuing a new Regulation No. 6 permit or coverage for a facility which holds an active Regulation No. 5 permit as of the effective date of this regulation.

(D) A permit or coverage renewal, modification, or new permit or coverage issued pursuant to Reg. 6.602(C) shall not increase the number of swine permitted at a facility.