



# ARKANSAS

## ENERGY & ENVIRONMENT

August 28, 2020

Jake Harper  
Department of Energy and Environment  
5301 Northshore Drive  
North Little Rock, AR 72118

Re: Comments on Arkansas Pollution Control and Ecology Commission Rule 2  
Docket No. 20-004-R

Dear Mr. Harper,

This letter serves to document the Division of Environmental Quality's (DEQ) comments on the Triennial Review of Rule 2, Rule Establishing Water Quality Standards for Surface Waters of the State of Arkansas. The rulemaking to consider changes to Rule 2 was initiated by the Arkansas Pollution Control and Ecology Commission (APC&EC) on June 26, 2020.

DEQ, Office of Water Quality submits the following comments for consideration:

**Reg. 2.511(A), Mineral Quality**

The following third party rulemaking was approved after development of the triennial review draft Rule 2 and should be included:

1. Stennitt Creek from Brushy Creek to Spring River ER 43.3 456\*

Brushy Creek from Unnamed Tributary to Stennitt Creek ER 126 549

Unnamed Tributary from Vulcan Outfall 001 to Brushy Creek ER 260 725

On January 24, 2020, the APC&EC approved adoption of the above amendments to Rule 2.

On June 4, 2020, EPA Region 6 via letter and corresponding Technical Support Document, approved these site specific criteria proposed by Vulcan Construction Materials, LLC.

**Reg. 2.511(A), Mineral Quality**

Remove the † that corresponds to the footnote “† Not applicable for Clean Water Act purposes until approved by EPA.” from the following site specific mineral criteria:

1. Holman Creek from the confluence with Town Branch downstream to the confluence with War Eagle Creek 180† 48† 621†

Town Branch from point of discharge of the City of Huntsville WWTP downstream to the confluence with Holman Creek 223† 61† 779†

On May 22, 2020, EPA Region 6 via letter and corresponding Technical Support Document approved these site specific criteria proposed by the City of Huntsville.

2. Poteau River from confluence of Unnamed trib to Scott County Road 59 185† 200† 786†

Unnamed trib from Tyson-Waldron Outfall 001 to confluence with the Poteau River 180† 200† 870†

On June 2, 2020, EPA Region 6 via letter and corresponding Technical Support Document approved these site specific criteria proposed by Tyson Foods, Inc. – Waldron Plant.

Thank you for the opportunity to comment.

Sincerely,



Robert E. Blanz, PhD, P.E.

Associate Director, Office of Water Quality