



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 - 2733

SEP 23 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5410)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
Associated Electric Cooperative, Inc. - Dell Power Plant (Permit No. AR0049425)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for the Associated Electric Cooperative, Inc. - Dell Power Plant, which we received electronically on August 23, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR §123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hosch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

William K. Honker
Director
Water Quality Protection Division

cc: Associated Electric Cooperative, Inc. - Dell Power Plant (Duane Highley)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 - 2733

SEP 23 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5441)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
Benton County Stone Company, Inc. (Permit No. AR0046639)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for the Benton County Stone Company, Inc., which we received electronically on August 23, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR §123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hosch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "W. K. Honker".

William K. Honker
Director
Water Quality Protection Division

cc: Benton County Stone Company, Inc. (James A. Kemp)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6

1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 - 2733

SEP 23 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5427)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
Benton Utilities (Permit No. AR0036498)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for Benton Utilities, which we received electronically on August 23, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR §123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hosch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "W.K. Honker".

William K. Honker
Director
Water Quality Protection Division

cc: Benton Utilities (Terry McKinney)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 – 2733

SEP 23 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5397)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
City of Dermott – South Pond (Permit No. AR0022250)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for the City of Dermott – South Pond, which we received electronically on August 23, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR §123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hosch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

William K. Honker
Director
Water Quality Protection Division

cc: City of Dermott – South Pond (Floyd Gray)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 -- 2733

SEP 28 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5373)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
Domtar A.W. LLC – Ashdown Mill (Permit No. AR0002968)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for the Domtar A.W. LLC – Ashdown Mill, which we received electronically on August 23, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR §123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hosch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

William K. Honker
Director
Water Quality Protection Division

cc: Domtar A.W. LLC – Ashdown Mill (Robert C. Grygotis)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 - 2733

SEP 23 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5359)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
El Dorado Chemical Company (Permit No. AR0000752)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for the El Dorado Chemical Company, which we received electronically on August 23, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR §123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hosch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "W.K. Honker".

William K. Honker
Director
Water Quality Protection Division

cc: El Dorado Chemical Company (Greg Withrow)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 - 2733

SEP 23 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5458)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
Entergy Arkansas-Ritchie Plant (Permit No. AR0000388)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for the Entergy Arkansas-Ritchie Plant, which we received electronically on August 23, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR §123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hosch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

William K. Honker
Director
Water Quality Protection Division

cc: Entergy Arkansas -- Ritchie Plant (Donald McCrosky)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 -- 2733

SEP 23 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5335)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
City of Garland (Permit No. AR0050857)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for the City of Garland, which we received electronically on August 29, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR §123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hosch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

William K. Honker
Director
Water Quality Protection Division

cc: City of Garland (Honorable Connie Vanderwedge)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 - 2733

SEP 23 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5380)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
Great Lakes Chemical Corporation - Central Plant (Permit No. AR0001171)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for the Great Lakes Chemical Corporation - Central Plant, which we received electronically on August 23, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR §123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hosch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "W.K. Honker".

William K. Honker
Director
Water Quality Protection Division

cc: Great Lakes Chemical Corporation - Central Plant (J.R. Howard)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 - 2733

SEP 23 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5366)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
Great Lakes Chemical Corporation -- South Plant (Permit No. AR0000680)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for the Great Lakes Chemical Corporation -- South Plant, which we received electronically on August 23, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR §123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hosch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

William K. Honker
Director
Water Quality Protection Division

cc: Great Lakes Chemical Corporation -- South Plant (Jim Tidwell)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 – 2733

SEP 28 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5403)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
Lion Oil Company – El Dorado Refinery (Permit No. AR0000647)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for the Lion Oil Company – El Dorado Refinery, which we received electronically on August 23, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR §123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hosch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

William K. Honker
Director
Water Quality Protection Division

cc: Lion Oil Company – El Dorado Refinery (Steve M. Cousins)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 - 2733

SEP 23 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5328)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
City of Portland (Permit No. AR0034371)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for the City of Portland, which we received electronically on August 29, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR § 123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hoesch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

William K. Honker
Director
Water Quality Protection Division

cc: City of Portland (Gary Morgan)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 6
1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 – 2733

SEP 23 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5434)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
Tyson Foods Inc. – River Valley Animal Foods (Permit No. AR0048356)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for the Tyson Foods Inc. – River Valley Animal Foods, which we received electronically on August 23, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR § 123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hosch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "W. K. Honker".

William K. Honker
Director
Water Quality Protection Division

cc: Tyson Foods Inc. – River Valley Animal Foods (Roy Slaughter)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6

1445 ROSS AVENUE, SUITE 1200
DALLAS, TEXAS 75202 -- 2733

SEP 23 2013

CERTIFIED MAIL: RETURN RECEIPT REQUESTED (7012 3050 0001 6504 5342)

Ryan Benefield
Deputy Director
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

Re: General Objection to Draft Permit
Warren Water and Sewer (Permit No. AR0043427)

Dear Mr. Benefield:

Thank you for the opportunity to review the Arkansas Department of Environmental Quality (ADEQ) draft National Pollutant Discharge Elimination (NPDES) permit for Warren Water and Sewer, which we received electronically on August 23, 2013. Pursuant to § 402 of the Clean Water Act (CWA), 33 U.S.C. § 1342, and 40 CFR §123.44, EPA generally objects to ADEQ's issuance of the permit as drafted.

The draft permit establishes NPDES requirements and conditions for minerals in accordance with Act 954 of the 89th General Assembly of the State of Arkansas. These minerals requirements and conditions are inconsistent with the minimum requirements for NPDES permits established under the CWA and its implementing regulations. Minerals criteria are important to the health of waterbodies and to the beneficial uses of those waterbodies.

EPA welcomes the opportunity to work with you and your staff to resolve these concerns. However, if we are unable to resolve our concerns regarding the draft permit within 90 days of EPA's receipt of the draft permit, EPA will provide its specific objection to the permit pursuant 40 CFR § 123.44(b)(2) and Section III.B.9 of the Memorandum of Agreement between ADEQ and EPA.

If you have any questions regarding this issue, or should ADEQ wish to provide additional information regarding these permits, please contact me at (214) 665-7101 or your staff may contact Claudia Hosch, Associate Director, at (214) 665-6464 (email: hosch.claudia@epa.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "WK Honker".

William K. Honker
Director
Water Quality Protection Division

cc: Warren Water and Sewer (Steve Rand)