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Sent: Monday, June 16, 2014 9:46 AM
To: Benefield, Ryan; Carpenter, Ellen
Subject: Reg 6 - NPDES

Ryan and Ellen,

I have a couple of comments concerning Regulation No. 6: Regulations for State Administration of the National Pollutant Discharge Elimination System (NPDES). First, the rule requires the applicant to publish notice "one time" in the paper, whereas Act 1511 requires publication twice a week for 6 consecutive weeks. Also, A.C.A. 8-4-203(e) requires the notice to be in a newspaper of "general" circulation in the county, Act 1511 requires the notice to be published in a newspaper of "general statewide daily publication" in the county and the new rule would require that the notice be in a paper of the "largest circulation" in the county. I can see where this would result in a different newspaper depending on the county in which the notice was brought.

Lastly, subsection 1(c) states that the act is only effective for 1 year from the effective date of the act. I calculate this to be, July 23, 2014. This means that the act will expire before this rule promulgating the act goes into effect.

Hope you both had a great weekend.

Mary

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