

Commission:
Jim Williamson
Todd Young
Keith Hefner
Tracy Burba
Blaine Bell



2806 Bryan Road / P.O. Drawer 1269
Van Buren, Arkansas 72956
479-474-5067 / Fax 479-471-8969
City of Van Buren Municipal Utilities

Engineer
Larry Weir
Secretary
Kathy Geppert
Attorney
Sean Brister

January 17, 2025

Tiana Toups, Enforcement Analyst
Arkansas Department of Environment Energy and Environment
Division of Environmental Quality
Office of Water Quality, Enforcement Branch

Re: Certification of Compliance
Proposed Consent Administrative Order (CAO) December 30, 2024
(Revised January 16, 2025)
Review period June 1, 2021 – November 30, 2024
NPDES Permit Number AR0021482, AFIN 17-00062
NPDES Permit Number AR0040967, AFIN 17-00565
NPDES Permit Number AR0037567, AFIN 17-00057

Dear Ms. Toups:

The City of Van Buren Municipal Utilities certifies that the above listed facilities are currently in compliance with permitted effluent discharge limits. I would also note that all permit exceedances listed in the Proposed CAO were reported with Non-Compliance Reports (NCR) submitted with Monthly Discharge Monitoring Reports (DMR) as required and that the cause(s) of the exceedances were corrected/repared.

CAO Finding of Facts 21. ...The review revealed that Respondent reported the following violations of the permitted effluent discharge limits detailed in Part I.A of each respective Permit from June 1, 2021, through June 30, 2024:

- a. South Plant, Permit AR0021482:
 - (1) One (1) violation of Carbonaceous Biochemical Oxygen Demand.
June 2024 –
 - 1. Reported Concentration 7 -Day Avg. 43 mg/L
Permitted Limit 40 mg/L
- Non-Compliance Report was submitted with Discharge Monitoring Report

- (2) One (1) violation of Total Suspended Solids
June 2024 –

1. Reported Concentration 7 -Day Avg. 53 mg/L
Permitted Limit 45 mg/L

Non-Compliance Report submitted with Discharge Monitoring Report

- (3) Eight (8) violations of Ammonia Nitrogen.
September 2021 –

1. Reported Concentration Monthly Avg. 15.59 mg/L
Permitted Limit 5 mg/L
2. Reported Mass Loading Monthly Avg. 267 lbs/day
Permitted Limit 166.8 lbs/day
3. Reported Concentration 7 -Day Avg. 28 mg/L
Permitted Limit 7.5 mg/L

Non-Compliance Report submitted with Discharge Monitoring Report

October 2021 –

4. Reported Concentration Monthly Avg. 8.45 mg/L
Permitted Limit 5 mg/L
5. Reported Concentration 7 -Day Avg. 20.8 mg/L
Permitted Limit 7.5 mg/L

Non-Compliance Report submitted with Discharge Monitoring Report

May 2023 –

6. Reported Concentration 7-Day Avg. 8 mg/L
Permitted Limit 7.5 mg/L

Non-Compliance Report submitted with Discharge Monitoring Report

June 2024 -

7. Reported Concentration 7 -Day Avg. 26 mg/L
Permitted Limit 7.5 mg/L
8. Reported Concentration Monthly Avg. 10 mg/L
Permitted Limit 5 mg/L

Non-Compliance Report submitted with Discharge Monitoring Report

- b. North Plant, Permit AR0040967:
CAO Finding of Facts

- (1) Three (3) violations of Carbonaceous Biochemical Oxygen Demand
August 2023 –

1. Reported Concentration 7 -Day Avg. 30 mg/L
Permitted Limit 15 mg/L

Non-Compliance Report submitted with Discharge Monitoring Report

2. September 2023 –
Reported Concentration 7 -Day Avg. 21 mg/L
Permitted Limit 15 mg/L
3. Reported Concentration Monthly Avg. 13 mg/L
Permitted Limit 10 mg/L

Non-Compliance Report submitted with Discharge Monitoring Report

- (2) One (1) violation of Total Suspended Solids
 1. Reported Concentration 7 -Day Avg. 30 mg/L
Permitted Limit 22.5 mg/L

Non-Compliance Report submitted with Discharge Monitoring Report

- (3) One (1) violation of Ammonia Nitrogen.
 1. October 2023 –
Reported Concentration 7 -Day Avg. 4.5 mg/L
Permitted Limit 3 mg/L

Non-Compliance Report submitted with Discharge Monitoring Report

CAO Finding of Facts 23. ...The review revealed that Respondent reported the following violations of the permitted effluent discharge limits detailed in Part I.A of each respective Permit from July 1, 2024, through November 30, 2024:

a. South Plant, Permit AR0021482:

- (1) One (1) violation of Carbonaceous Biochemical Oxygen Demand.
July 2024 –
 1. Reported Concentration Monthly Avg. 54 mg/L
Permitted Limit 25 mg/L

Non-Compliance Report was submitted with Discharge Monitoring Report

- (2) One (1) violation of Total Suspended Solids; and
July 2024 –
 1. Reported Concentration 7 -Day Avg. 50 mg/L
Permitted Limit 45 mg/L

Non-Compliance Report was submitted with Discharge Monitoring Report

- (3) Three (3) violations of Ammonia Nitrogen.
July 2024 –
 1. Reported Mass Loading Monthly Avg. 191 lbs/day
Permitted Limit 166.8 lbs/day
 2. Reported Concentration Monthly Avg. 7 mg/L
Permitted Limit 5 mg/L
 3. Reported Concentration 7 -Day Avg. 27 mg/L
Permitted Limit 7.5 mg/L

Non-Compliance Report was submitted with Discharge Monitoring Report

Please find the attached City of Van Buren Municipal Utilities Commission Resolution 01-2025 approving the proposed Consent Administrative Order

Sincerely,

Steve Dufresne
Director of Utilities

Attachments:

Proposed Consent Administrative Order
City of Van Buren Municipal Utilities Commission Resolution 01-2025

CC:

Honorable Joseph Hurst, City of Van Buren Mayor
City of Van Buren Municipal Utilities Commission