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## Water Enforcement: Arkansas Department of Environmental Quality Issues Notice of Violation to Crittenden County, Arkansas Mobile Home Park for Alleged Violations

### Arkansas Environmental, Energy, and Water Law Blog

12/03/2015

The Arkansas Department of Environmental Quality ("ADEQ") issued a November 2<sup>nd</sup> Notice of Violation ("NOV") to Tim Casper d/b/a Grove Mobile Home Park ("Park") alleging an unpermitted discharge of wastewater. See LIS No. 15-128.

The NOV states that Park operates a wastewater treatment facility in Marion, Arkansas that is regulated pursuant to the Clean Water Act National Pollution Discharge Elimination System ("NPDES").

ADEQ is alleged to have conducted a Complaint investigation on May 28, 2015 revealing that the facility:

... was discharging wastewater to an unnamed ditch without having first obtained an NPDES permit from the Department. The act of discharging wastewater to the waters of the State without a written permit issued by the Department violated Ark. Code Ann. § 8-4-217(b)(1)(E) and therefore violated Ark. Code Ann. § 8-4-217(a)(3).

The NOV proposes a civil penalty assessment of \$8,000 and orders that Park immediately cease the alleged unpermitted discharge of wastewater until such time as that a permit discharge has been obtained from ADEQ.

The Park responded to the NOV on November 23<sup>rd</sup> filing a Request for Commission Review and Adjudicatory Hearing ("Request").

[Click here to download a copy of both the NOV and Request.](#)