

# MITCHELL | WILLIAMS

Allan Gates  
Direct Dial: 501-688-8816  
Fax: 501-918-7816  
E-mail: [agates@mwlaw.com](mailto:agates@mwlaw.com)

425 West Capitol Avenue, Suite 1800  
Little Rock, Arkansas 72201-3525  
Telephone: 501-688-8800  
Fax: 501-688-8807

September 15, 2017

## VIA HAND DELIVERY

Ms. Patti Goff  
Arkansas Pollution Control & Ecology Commission  
101 E. Capitol Ave., Ste. 205  
Little Rock, AR 72201

Secretary,  
Arkansas Pollution Control and Ecology  
101 East Capitol, Suite 205  
Little Rock, AR 72201  
Filed 9/15/17 PLG

Re: Cities of Harrison and Yellville, Docket No. 15-002-R

Dear Ms. Goff:

It has come to our attention that the copy of the amended regulation in this rulemaking that is on file with the Secretary of State's website is incorrect. Enclosed you will find 18 copies of the correct version. Would you please ask the Secretary of State to replace the incorrect version with the enclosed correct version? Also, would you please circulate copies of the correct version to the other official repositories and recipients?

For your convenience, you may want to note the Secretary of State filed this amendment under the Secretary of State's Rule #014.00-002.

If you have any questions, please do not hesitate to let me know.

With best regards, I am

Very truly yours,

MITCHELL, WILLIAMS, SELIG,  
GATES & WOODYARD, P.L.L.C.

By



Allan Gates

AG:lk

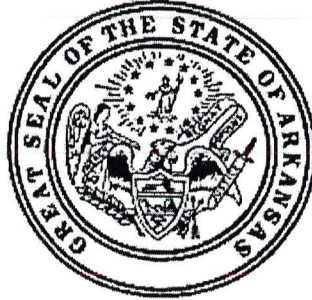
Enclosures

cc: Mike McAlister, Esq.  
Mary Barnett

Without Enclosures

cc: Janelle Eryan, Esq.  
Kelly Robinson  
Amber Rowlett

# ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION



Secretary  
Arkansas Pollution Control and Ecology  
101 East Capitol, Suite 205  
Little Rock, AR 72101  
Filed 9/15/17 PLG

## REGULATION NO. 2

### REGULATION ESTABLISHING WATER QUALITY STANDARDS FOR SURFACE WATERS OF THE STATE OF ARKANSAS

Submitted to the Arkansas Pollution Control and Ecology Commission on January 27, 2017

<u>Stream</u>	<u>Concentration-mg/L</u>		
	<u>Cl<sup>-</sup></u>	<u>SO<sub>4</sub><sup>=</sup></u>	<u>TDS</u>
Unnamed trib)			
Unnamed trib to Big Creek	71	60	453
Lost Creek Ditch	20	30	270
Little Red River (including Greers Ferry Reservoir)	20	30	100
Black River	20	30	270
Strawberry River	20	30	270
Spring River	20	30	290
Eleven Point River	20	30	270
Stennitt Creek	ER	ER	456*
South Fork Spring River	20	30	270
Myatt Creek	20	30	270
Current River	20	30	270
White River (Dam #3 to Missouri line, including Bull Shoals Reservoir)	20	20	180
Buffalo River	20	20	200
Crooked Creek	20	20	200
<b>Crooked Creek (Harrison WWTP outfall to Monitoring Station WHI0193)</b>	<b><u>22.6</u></b>	<b><u>24.4</u></b>	<b><u>269</u></b>
<b>Crooked Creek (Monitoring Station WHI0193 to the mouth)</b>	20	20	<b><u>238</u></b>
White River (Missouri line to headwaters, including Beaver Reservoir)	20	20	160
Kings River	20	20	150
West Fork White River	20	20	150
St. Francis River Basin			
St. Francis River (Mouth to 36° N. Lat.)	10	30	330
L'Anguille River	20	30	235
Tyronza River (headwaters to Ditch No. 6 confluence)	20	30	350
Ditch No. 27	ER	480	1200
Ditch No. 6 (mouth to Ditch No. 27 confluence)	ER	210	630
Tyronza River (mouth to Ditch No. 6 confluence)	20	60	350
Little River	20	30	365
Pemiscot Bayou	20	30	380
St. Francis River (36° N. Lat. to 36° 30' N. Lat.)	10	20	180
Ouachita River Basin			
Bayou Bartholomew	50	20	500
Chemin-A-Haut Creek	50	20	500
Overflow Creek	20	30	170
Bayou Macon	30	40	330
Boeuf River	90	30	460
Big Cornie Creek	230	30	500
Little Cornie Creek	200	10	400
Three Creeks	250	10	500
Little Cornie Bayou	200	20	500
Walker Branch	180*	ER	970*

Seasonal Ozark Highlands aquatic life use - all streams with watersheds of less than 10 mi<sup>2</sup> except as otherwise provided in Reg. 2.505

Perennial Ozark Highlands aquatic life use - all streams with watersheds of 10 mi<sup>2</sup> and larger and those waters where discharges equal or exceed 1-cfs

\*As designated in the National Wild and Scenic Rivers System

\*\*Except for those waters with designated use variations supported by Use Attainability Analysis or other investigations.

**Site Specific Designated Use Variations Supported by Use Attainability Analysis or Other Investigations**

- Railroad Hollow Creek - no fishable/swimmable uses (OH-1, #1)
- Columbia Hollow Creek - seasonal aquatic life use March-June (OH-1, #2)
- Curia Creek - below first waterfall, perennial aquatic life use (OH-4, #3)
- Moccasin Creek – below Arkansas Highway 177, perennial aquatic life use (OH-3, #4)
- Stennitt Creek- from Brushy Creek to Spring River, no domestic water supply use (OH-4, #6)

**SPECIFIC STANDARDS: OZARK HIGHLANDS ECOREGION**  
(Plates OH-1, OH-2, OH-3, OH-4)

	<u>Streams</u>	<u>Lakes and Reservoirs</u>
Temperature °C (°F)*	29 (84.2)	32 (89.6)
Trout waters	20 (68)	
Turbidity (NTU) (base/all)	10/17	25/45
Minerals	see Reg. 2.511	see Reg. 2.511
Dissolved Oxygen**	<u>Pri.</u> <u>Crit</u>	see Reg. 2.505
<10 mi <sup>2</sup> watershed	6        2	
10 to 100 mi <sup>2</sup>	6        5	
>100 mi <sup>2</sup> watershed	6        6	
Trout waters	6        6	

All other standards (same as statewide)

**Site Specific Standards Variations Supported by Use Attainability Analysis**

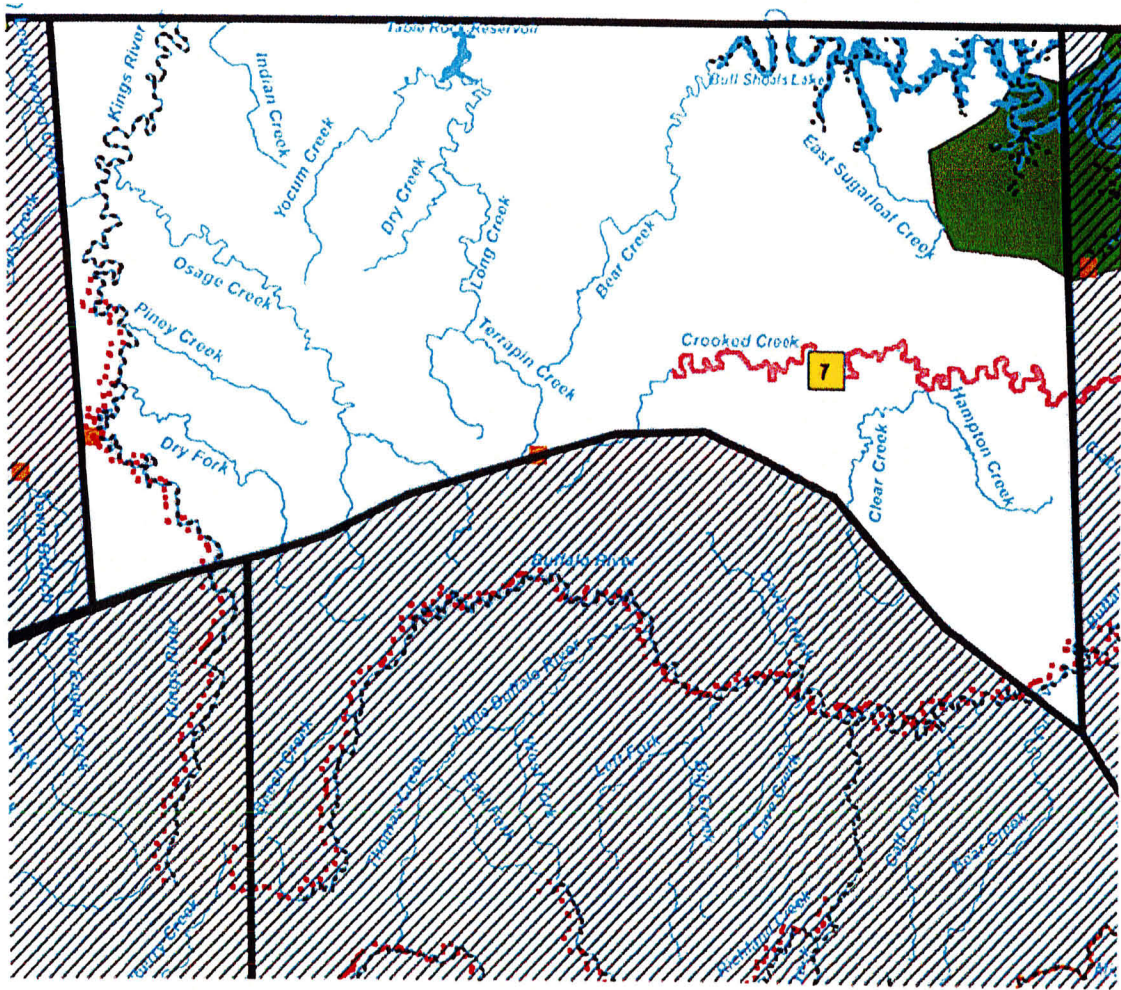
- Railroad Hollow Creek: from headwaters to Spavinaw Creek - year-round dissolved oxygen - 2 mg/L (OH-1, #1)
- Curia Creek - below first waterfall, critical season dissolved oxygen 6 mg/L (OH-4, #3)
- Moccasin Creek - below Highway 177, critical season D.O. 5mg/L (OH-3, #4)
- SWEPCO Reservoir - maximum temperature 54°C (limitation of 2.8°C above natural temperature does not apply) (OH-1, #5)
- Stennitt Creek - from Brushy Creek to Spring River, total dissolved solids = 456 mg/L (OH-4, #6)
- Crooked Creek – from Harrison WWTP outfall to ADEQ Monitoring Station WHI0193: chloride 22.6 mg/L, sulfate 24.4 mg/L; TDS 269 mg/L (OH-2, #7) †**
- Crooked Creek – from ADEQ Monitoring Station WHI0193 to mouth: TDS 238 mg/L (OH-3, #8) †**

† Not applicable for clean water act purposes until approved by EPA.

# Plate OH-2 (Ozark Highlands)



LEGEND	
- - -	Extraordinary Resource Waters
• • •	Natural and Scenic Waterways
—	Variation by UAA
—	Ecologically Sensitive Waterbodies
■	ESW Caves, Springs, and Seeps
—	Trout Waters



# Plate OH-3 (Ozark Highlands)



**LEGEND**

- Extraordinary Resource Waters
- Natural and Scenic Waterways
- Variation by UAA
- Ecologically Sensitive Watersheds
- ESW Caves, Springs, and Seeps
- Trout Waters

