



SCOTT A. THOMPSON
Executive Director

OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY

MARY FALLIN
Governor

November 10, 2016

Craig Thurmond, Mayor
c/o Michael Spurgeon, City Manager
City of Broken Arrow
P.O. Box 610
Broken Arrow, Oklahoma 74013-0610

City of Broken Arrow

NOV 21 2016

City Manager's Office

Re: Consent Order 16-180 – Closed
City of Broken Arrow – Lynn Lane Wastewater Treatment Facility Collection System
Facility No. S-20409
OPDES Permit No. OK0040053

Dear Mayor Thurmond:

On September 6, 2016, the Department of Environmental Quality (DEQ) and the City of Broken Arrow (City) agreed to Consent Order 16-180 (Order), related to a fish kill resulting from an unpermitted discharge from the City's wastewater collection system. Because the City took all necessary corrective actions to eliminate and prevent the recurrence of the unpermitted discharge, the Consent Order was restricted to payment of a monetary administrative penalty only. The assessed monetary administrative penalty was fifteen thousand eight hundred twenty dollars and ninety-four cents (\$15,820.94). Of the assessed monetary administrative penalty, five thousand eight hundred twenty dollars and ninety-four cents was to be paid to the Oklahoma Department of Wildlife Conservation (ODWC) by September 1, 2016, and the remaining ten thousand dollars (\$10,000.00) was to be paid to DEQ by October 1, 2016.

On August 22, 2016, and September 26, 2016, the City submitted the penalty payments to ODWC and DEQ, respectively. The City has completed all tasks associated with the Order. Therefore, DEQ is closing Consent Order 16-180.

Thank you for your cooperation in resolving this matter. Should you have any further questions, please call Travis Archer, P.E., District Engineer, Municipal Wastewater Enforcement Section, Water Quality Division, DEQ, at 405-702-8109, or write to Mr. Archer at the letterhead address.

Sincerely,

Michael B. Moe, P.E., Engineering Manager
Wastewater Group
Water Quality Division

MBM/TA/BFC/md TM/CG/MKD

cc: Kenny Schwab, P.E., Assistant City Manager, City of Broken Arrow
Anthony Daniel, Director of Utilities, City of Broken Arrow
Adrian Sherman, ECLS, Tulsa DEQ Office
Rick Austin, Regional Manager, ECLS, DEQ

