June 26, 2026

Via Email Only to: [redacted]

RE: Notice of Potential Non-Compliance
Evaluation #: EVAL-WNOPMT-000179 – Compliance Action #: NNC-26-00605
2393 N Center St, Elkins, AR

Dear John McGowan,

On May 6, 2026, Arkansas Department of Energy and Environment, Division of Environmental Quality (DEQ), conducted an evaluation of 2393 N Center St, Elkins, AR and/or its associated environmental records in accordance with Arkansas law. A copy of your evaluation can be found at the link below.

Link to Evaluation

As a result of the evaluation, potential Non-Compliance Items were noted.

Please provide a response to each item using the "Non-Compliance Items Response Form" on your SEEK dashboard. The form can be found as an upcoming due task. This response should contain documentation describing the course of action taken to correct each item. The corrective action(s) should be completed as soon as possible and the response, including all necessary documentation (i.e. photos), is due by July 13, 2026.

Link to User Dashboard

Non-Compliance Items

1. Cause pollution* of any waters of this state. *Pollution means such contamination or other alteration of the physical, chemical, or biological properties of any waters of the state, or such discharge of any liquid, gaseous, or solid substances in any waters of the state as will, or is likely to, render the waters harmful, detrimental, or injurious to public health, safety, or welfare; to domestic, commercial, industrial, agricultural, recreational, or other legitimate beneficial uses; or to livestock, wild animals, birds, fish, or other aquatic life. Inspector Comments: Evidence of sediment entering drainages.

2. It shall be unlawful for any person to operate a construction site without having first obtained a written permit for the discharge of stormwater associated with construction activity. Inspector Comments: Evidence of sediment being discharged. Information regarding construction stormwater permitting is available at: **https://www.adeq.state.ar.us/water/permits/npdes/stormwater/**

3. Place or cause to be placed any sewage, industrial waste, or other wastes in a location where it is likely to cause pollution of any waters of this state. Inspector Comments: Stockpiled topsoil is

uncovered and adjacent to stormwater drainage way. Uncovered trash dumpsters exposed to precipitation.

If these potential non-compliance items have not been resolved within the time frames listed above, this matter may be elevated to a formal enforcement action, which may include civil penalties.

If you have any questions regarding this evaluation, please contact Jon Vickery at jon.vickery@arkansas.gov or [redacted]

If I can be of any assistance, please contact me at Brent.L.Walker@arkansas.gov or [redacted]

Sincerely,

Brent L Walker

Brent L. Walker
Program Supervisor/Expert