

**Simmons Foods, Inc. & Affiliates**  
601 N. Hico Street | P.O. Box 430  
Siloam Springs, AR 72761



---

Benton County Planning Board – Chair – Mr. Bob Bracy  
905 NW 8<sup>th</sup> St  
Bentonville, AR 72712

**RE: Simmons Benton County Facility Industrial NPDES Stormwater General Permit**

To whom it may concern:

Simmons staff will submit the NOI for the Industrial General Stormwater Permit to ADEQ at least 30 days before the start of any industrial operations at the proposed facility. When the NOI is submitted for the permit a copy will be forwarded to the Benton County Planning Board for review. Until industrial operations commence, all activity will be construction in nature, and will be covered by a General Construction Stormwater Permit through ADEQ. The NOI for the General Construction Stormwater Permit has been submitted to ADEQ, with a copy previously on file with the Benton County Planning Board. Attached is the information page of the NOI from ADEQ for the Industrial General Stormwater Permit, indicating that the NOI is due 30 days prior to commencement of industrial activity.

Sincerely,

A handwritten signature in black ink, appearing to read "Seth Walters", written over a horizontal line.

**Seth Walters**  
Simmons Prepared Foods  
Environmental Quality  
Office: 479-752-5000

CC: John Sudduth Benton Co Administrator of General Services,  
Kevin Gambrell Benton Co Director of Planning,  
Luke Wright, Engineering Manager, Simmons Prepared Foods



ARKANSAS  
Department of Environmental Quality

**NOTICE OF INTENT (NOI)  
FOR DISCHARGES OF STORMWATER ASSOCIATED WITH INDUSTRIAL ACTIVITY  
(EXCEPT FROM CONSTRUCTION ACTIVITY)  
AUTHORIZED UNDER NPDES GENERAL PERMIT ARR000000**

The enclosed form may be used to obtain coverage under NPDES general permit ARR000000 for discharges of stormwater associated with industrial activity (except from construction activity). **Only** a copy of the attached authorized Notice of Intent form will be accepted by this Department.

**DIRECTIONS:**

Industrial Stormwater Permit:

Anyone seeking coverage under the ARR000000 General Permit must perform the following:

- complete all sections of the Notice of Intent.
- sign the Certification in Section VII.
- submit the following to the Department:

	Complete NOI	SWPPP	Initial Permit Fee	Deadline for Submittal
New Applicant	Yes	Yes	Yes*	Minimum thirty (30) days prior to commencement of stormwater discharge from the facility.

\* Required by APCEC Regulation No. 9. Subsequent annual fees of \$200.00 per year will be billed by the Department. Failure to remit the required permit fee may be grounds for the Director to deny coverage under this general permit, and to require the owner or operator to apply for an individual NPDES permit.

No Exposure Exclusions:

A condition of No Exposure exists at an industrial facility when all industrial materials and activities are protected from exposure to rain, snow, snowmelt, and/or runoff. Anyone seeking a No Exposure Exclusion must complete the No Exposure Certification Form, which can be found at the following website: [http://www.adeq.state.ar.us/water/branch\\_permits/general\\_permits/stormwater/industrial/default.htm](http://www.adeq.state.ar.us/water/branch_permits/general_permits/stormwater/industrial/default.htm)

Return the completed forms to:

Arkansas Department of Environmental Quality  
Permits Branch, Water Division  
5301 Northshore Drive  
North Little Rock, AR 72118

Or by or by electronic mail (Complete documents (NOI and/or SWPPP) must be submitted in Adobe Acrobat format (.pdf) to: [Water-permit-application@adeq.state.ar.us](mailto:Water-permit-application@adeq.state.ar.us) Notice of Coverage (NOC) will not be issued until payment has been received by ADEQ.

**NOTE: DO NOT LEAVE BLANK SPACES IN THE NOTICE OF INTENT. IF ANY QUESTION DOES NOT APPLY, MARK "N/A" IN THE SPACE PROVIDED.**