



ARKANSAS  
Department of Environmental Quality

January 14, 2016

Sen. Bill Sample, Co-Chair  
Rep. David Branscum, Co-Chair  
Arkansas Legislative Council  
Room 315, State Capitol Building  
Little Rock, AR 72201


Dear Sen. Sample & Rep. Branscum:

As required in Act 77 of 2015, Section 38(a)-(e), the Arkansas Department of Environmental Quality presents the following information:

- (a) number and type of environmental permits currently authorized by the Department and Pollution Control and Ecology Commission in each environmental permit category,
- (b) total funds collected from permit fees for each permit category and the percent increase or decrease in permit fees annually,
- (c) description of each environmental permit application pending in each environmental permit category, the number of days each permit has been pending, and the reasons for delays in issuing permits for each permit that has been pending for more than 45 days,
- (d) number and type of enforcement actions initiated by the Department, the geographic location of each violation and the total fines and collections from Supplemental Environmental Projects, the percent increase or decrease in fines levied annually, and
- (e) description of all pending rulemaking activities and justifications thereof, including economic impact and environmental benefit analysis.

The information provided by each division covers the period October 1, 2015 through December 31, 2015. If you have any questions, please contact Tammy Harrelson at (501) 682-0959.

Sincerely,

  
Becky W. Keogh  
Director

Enclosure

**AIR DIVISION**

As of:		12/31/2015		
State Fiscal Quarter		2nd qtr. FY 2016		
Air Permits/Category				
Major Title V		203		a
Minor		1008		
Permits Pending- By Category/Facility				
TITLE V				
CSN	Date App	FACILITY NAME	Days	Reason Code
				Days
5500017	11/3/2009	Caddo River LLC	2227	3
7000016	5/27/2011	Lion Oil Company	1672	7
0200028	8/6/2012	Georgia-Pacific Chemicals LLC	1244	9
3900023	11/26/2012	U. S. Army Corps of Engineers - W.G. Huxtable Pumping Plant	1113	8
7000012	6/27/2013	Great Lakes Chemical Corporation - Central Plant	858	9
4000041	8/28/2013	Enable Mississippi River Transmission, LLC (Glendale Compressor)	852	9
1500068	12/2/2013	Enable Gas Transmission, LLC (Round Mountain Compressor Station)	762	6
5400120	1/16/2014	Enable Gas Transmission, LLC (Helena Compressor Station)	699	9
4300093	1/16/2014	Enable Mississippi River Transmission, LLC (Carlisle Compressor )	699	9
7300127	2/20/2014	Enable Mississippi River Transmission, LLC (West Point Compressor	680	9
4200088	2/26/2014	Enable Gas Transmission, LLC (Dunn Compressor Station)	672	9
6100076	3/4/2014	Enable Mississippi River Transmission, LLC (Biggers Compressor )	670	9
3400111	1/16/2014	Enable Mississippi River Transmission, LLC (Tuckerman Compressor)	657	9
6000065	5/6/2014	AFCO Steel, LLC	572	9
7000040	12/31/2014	El Dorado Chemical Company	357	3
2900304	2/3/2015	Arkansas Electric Cooperative Corporation - Fulton CT1 Generating	334	7
3000081	4/10/2015	Enable Gas Transmission, LLC (Malvern Compressor Station)	229	9
7000040	5/14/2015	El Dorado Chemical Company	221	3
7000040	5/22/2015	El Dorado Chemical Company	216	3
4700461	6/10/2015	Plum Point Services Company, LLC - Plum Point Energy Station	202	3
3500116	7/1/2015	U.S. Army, Pine Bluff Arsenal	181	7
2700008	6/19/2015	H.G. Toler & Son Lumber Company, Inc.	175	6
1400037	7/29/2015	Deltic Timber Corporation	153	7
0400247	7/23/2015	Mid-America Cabinets, Incorporated	152	6
3500017	8/3/2015	Mondi Bags USA, LLC	147	3
7000098	7/21/2015	Clean Harbors El Dorado, LLC	134	3
7000040	8/12/2015	El Dorado Chemical Company	133	3
1500001	8/31/2015	Green Bay Packaging Inc. - Arkansas Kraft Division	124	5
3400033	9/1/2015	Arkansas Steel Associates, LLC	119	3
4100002	8/24/2015	Domtar A.W. LLC	118	6
5200247	9/4/2015	Victory Lumber, LLC	117	3
3900023	4/9/2015	U. S. Army Corps of Engineers - W.G. Huxtable Pumping Plant	112	8
3300013	8/28/2015	Unilin North America, LLC - Melbourne Plant	109	6
2700002	9/23/2015	West Fraser, Inc.	97	5
3500016	9/30/2015	Evergreen Packaging, Inc.	90	5
4600005	9/16/2015	Cooper Tire & Rubber Company	89	6
3200042	10/1/2015	Entergy Arkansas, Inc. - Independence Plant	89	5
4700461	10/14/2015	Plum Point Services Company, LLC - Plum Point Energy Station	81	3
0400213	10/6/2015	Preformed Line Products Company	71	7

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5800011	10/2/2015	Blue Cube Operations LLC	69	5
7100380	10/28/2015	DeSoto Gathering Company, LLC (Cove Creek CPF-4)	64	2
0700212	11/5/2015	Georgia-Pacific Wood Products, LLC ( Fordyce OSB)	61	3
2200007	10/28/2015	Interfor U.S. Inc.	49	3
6600274	11/5/2015	Gerdau MacSteel	47	2
7200144	10/15/2015	Eco-Vista, LLC. - Waste Management of Arkansas, Inc.	46	2
MINOR				
CSN	Date App	FACILITY NAME	Days	Reason Code
			Days	
1600275	10/13/2014	Thomas & Betts Corporation	446	5
2300093	4/7/2014	Kimberly-Clark Corporation	250	2
2100005	9/14/2015	Riceland Foods, Inc. - McGehee	109	2
6001194	9/21/2015	The Watkins Company	104	5
1000102	9/14/2015	Danfoss LLC	97	5
2601098	9/22/2015	Craft Manufacturing and Tooling Inc. (CMT, Inc.)	91	5
6200125	6/22/2015	Boar's Head Provisions Co., Inc. - Forrest City	90	3
2900124	6/25/2015	Tyson Chicken, Inc. (Hope Feed Mill)	90	6
6004308	10/14/2015	Frontier Logistical Services, LLC.	70	3
7200270	11/5/2015	Superior Industries International Arkansas, LLC	57	6
7001302	11/9/2015	The Chemours Company, FC, LLC - El Dorado Plant	57	2
2600019	11/6/2015	Malvern Minerals Company	57	3
6200118	11/3/2015	Federal Bureau of Prisons - Federal Correctional Complex	56	3
6500247	11/5/2015	Universal Pultrusions, LLC (East Plant)	56	2
		1 Conducting Administrative Completeness Review		
		2 Reviewing Technical Information		
		3 Awaiting Information from Applicant		
		4 Modification Class Change		
		5 Drafting Draft Permit Decision		
		6 Awaiting Close of Public Comment Period		
		7 Drafting Response to Comments		
		8 Novel Legal Issues		
		9 Other		

As of:	12/31/2015
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State Fiscal Quarter	Second
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### Hazardous Waste Management Permits

Post-Closure:	5
Hazardous Waste Management:	12

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Applications Pending	8
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Type/Name	Permit No.	Days Pending	Reason Code
Class 2 Permit Modification/Clean Harbors/Add Tanks and revise Waste Analysis Plan	10H-RN1	141	6
Renewal Permit/Lion Oil Company	14H-RN1	108	6
Renewal Permit/Sentinel Industries	12H-RN1	106	6
Class 2 Permit Modification/Ash Grove Cement/Revised BWDF Unit Design	21H-RN1	49	3
Class 2 Permit Modification/Rineco/Update Groundwater Sampling and Analysis Plan	28H-RN1	48	6
Class 2 Permit Modification/Great Lakes Chemical/Convert GW-17 to Recovery Well	18H-RN1	17	2
Renewal Permit/FutureFuel Chemical	11H-RN1	13	1, 2
Class 2 Permit Modification/Rineco/Facility Expansion Bldg. 100 & 400	28H-RN1	13	2
	1	Conducting Administrative Completeness Review	
	2	Reviewing Technical Information	
	3	Awaiting Information from Applicant	
	4	Modification Class Change	
	5	Drafting Draft Permit Decision or Mod. Approval	
	6	Awaiting Close of Public Comment Period	
	7	Drafting Response to Comments	
	8	Novel Legal Issues	
	9	Other:	

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# MINING DIVISION

As of: 12/31/2015

State Fiscal Quarter 2nd FY16

## Mining Division Permits/Category

Coal Mining		Open-Cut Mining	
Active	6	Sand and Gravel	151
Exploratory		Clay	30
		Shale	20
		In-Stream	1
		Soil	46
		Other	10
Coal Total	6	Open-Cut Total	258
Total Mining Permits	264		

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## Permits Pending- By Category/Facility

COAL MINING		Days Pending	Reason Code
OPEN-CUT MINING		Days Pending	Reason Code
SAMSAND		84	2
Tom Terminella		71	3

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### Reason Codes:

1	Conducting Administrative Completeness Review
2	Reviewing Technical Information
3	Awaiting Information from Applicant
4	Awaiting Public Hearing
5	Awaiting Close of Public Comment Period
6	Drafting Response to Comments
7	Drafting Draft Permit Decision
8	Legal Issues
9	Other:

As of:	12/31/2015
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State Fiscal Quarter	Second
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#### Solid Waste Management Permits

Class 1 Landfills	31	a
Class 3 Landfills	28	
Class 4 Landfills	36	
Compost Facilities	19	
CDMRF	1	
Tire Processing Facilities	8	
Transfer Station/WRFs	95	

#### Applications Pending

Type/Name	Permit No.	Days Pending	Reason Code
Major Modification - City of Hope Class 1 LF	0226-S1-R1	464	2, 5
Minor Modification - Craighead Co. SWDA Class 1 LF	0254-S1-R4	407	5
Minor Modification - Domtar A.W. LLC, Paper Sludge - Class 3N LF	0211-S3N-R2	484	5, 8
Major Modification - Clearwater Class 3N LF	0102-S3N-R3	343	7
Major Modification - Calhoun Co. Class 4 LF	0070-S	408	2, 5
Major Modification - Clark County Class 4 LF	0044-S4	213	3
Major Modification - Cleburne Co. Class 4 LF	0280-S4	283	2, 5
Continue in Effect - Jefferson Co. Tire Processor	0013-SWTP-R1	94	5
	1	Conducting Administrative Completeness Review	
	2	Reviewing Technical Information	
	3	Awaiting Information from Applicant	
	4	Modification Class Change	
	5	Drafting Draft Permit Decision or Mod. Approval	
	6	Awaiting Close of Public Comment Period	
	7	Drafting Response to Comments	
	8	Novel Legal Issues	
	9	Other:	

As of:	12/31/2015
State Fiscal Quarter	2

**Active Discharge Permits**

<b>Individual Permits</b>	
Municipal	369
Industrial	409
<b>Stormwater Permits</b>	
Construction	1130
Industrial	2005
Small Municipal Separate Storm Sewer System (MS4)	58
Individual	1
<b>General Permits</b>	
Landfill	34
Non-Contact Cooling Water	11
Aggregate Facilities	42
Individual Treatment	158
Concentrated Animal Feeding Operations	1
Water Treatment	131
Hydrostatic Testing	44
Car Wash	10
Ground Water	8
Pesticide	68
<b>Total</b>	<b>4479</b>

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**Permits Pending Greater than 45 Days**

Permit Number	Permittee	Facility	Days Pending	Reason Code	Additional Information
AR0000752		El Dorado Chemical Company	3290	9	This permit is currently on HOLD due to Mineral Issue.
AR0035386		FutureFuel Chemical Company	2772	8	This permit was previously on HOLD awaiting the issuance of a new land application permit. Both permits need to be issued at the same time to avoid a lapse in permit coverage. The land application permit and the discharge permit have completed the public notice period. Permittee submitted numerous comments on the land application permit which are currently being reviewed and responses are currently being drafted.
AR0001171		Great Lakes Chemical Corporation - Central Plant	2743	8	This permit is currently on HOLD due to Mineral Issue.
AR0022063		Springdale Water and Sewer Commission	2668		This permit is currently on HOLD. The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0000647	Lion Oil Company	El Dorado Refinery	2542	9	This permit is currently on HOLD due to Mineral Issue.
AR0050288	City of Fayetteville	West Side Wastewater Treatment Facility	2042		This permit is currently on HOLD. The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.

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Permits Pending Greater than 45 Days

Permit Number	Permittee	Facility	Days Pending	Reason Code	Additional Information
AR0043397		City of Rogers	2025		This permit is currently on HOLD. The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0000582	Alcoa Inc.	Arkansas Remediation	1738	9	This permit was previously on HOLD awaiting EPA approval of EIP for Selenium. The EIP was approved, however this permit is currently still on HOLD due to Mineral Issue and proposed TMDL revision for minerals. Proposed TMDL revision is under review.
AR0022250		City of Dermott - South Pond	1631	9	ON HOLD due to Minerals and Mercury TMDLs
AR0049425	Associated Electric Cooperative, Inc.	Dell Power Plant	1586	9	ON HOLD due to Minerals
AR0002968	Domtar A.W. LLC	Ashdown Mill	1527	9	This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0022373		West Fork Wastewater Treatment Plant	1434	9	This permit is currently on HOLD with no plans for issuance. This facility is in the process of routing the City's wastewater to the City of Fayetteville for treatment. Once this connection is completed, this permit will be terminated.
AR0048356	Tyson Poultry, Inc.	River Valley Animal Foods	1373	9	ON HOLD due to Minerals TMDL
AR0034321		City of Harrison	1372	9	Previous Mineral HOLD Waiting for UAA workplan for Minerals
AR0020273		City of Siloam Springs	1363		This permit is currently on HOLD. The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0021792	City of Berryville	Berryville Wastewater Treatment Plant	1280	5	This permit is currently with the EPA for review. This permit was previously on HOLD due to Mineral Issue. This permit is currently being drafted to include requirements for monitoring and reporting of Total Dissolved Solids.
AR0000680		Great Lakes Chemical Corporation - South Plant	1225	9	This permit is currently on HOLD due to Mineral Issue.
AR0034371		City of Portland	1142	9	Mineral HOLD
AR0043508		City of Waldo	1121	9	Hg TMDL & WQMP Update Appeal
AR0049794	Halliburton Energy Services, Inc.	Magcobar Mine Site	1099	9	This permit is currently on HOLD due to a CAO and an EIP that is currently under construction.
AR0050857		City of Garland WWTP	1049	9	Mineral HOLD; rec'd from EG
AR0036498	Benton Utilities	Wastewater Treatment Plant	1013	9	This permit is currently on HOLD due to an upcoming revision to a TMDL which contains a mineral limit for this facility.
AR0050989		City of Wilmot	987	9	ON HOLD due to Minerals and Mercury TMDLs
AR0050997	City of Parkdale	Parkdale Wastewater Treatment Plant	959	9	Mineral HOLD and Hg Mercury Previous permit# AR0037141 JD's permit assigned to EG September 24, 2014 and assigned to CW December 2, 2015
AR0022004		City of Huntsville	820	9	Reassigned. The permit is currently on HOLD by request of the permittee due to minerals.
AR0043192		City of Colt	818	9	On HOLD until Fecal TMDL corrected. 2/20/2014
AR0046477		City of Star City	751	9	This permit is currently on HOLD due to a mercury issue. The permit has previously finished the comment period on its redraft.
AR0033707		City of Tillar	736	9	Mineral HOLD
AR0021695		City of Rison	719	9	Hold Minerals & Mercury
AR0042951		City of Ashdown	701	9	This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0039659		City of Felsenthal	680	9	This permit has been placed on temporary HOLD until revisions are finalized for a Mercury TMDL. Public notice period has ended and permit is currently being finalized.
AR0021440		City of Smackover	679	9	This permit is currently on HOLD due to Mercury issues.



Permits Pending Greater than 45 Days

Permit Number	Permittee	Facility	Days Pending	Reason Code	Additional Information
AR0020001		City of Tuckerman	666	8	It took several months to receive Design Documents and confirmation of technical information to prepare appropriate response to comments. The permit has been routed for signature.
					<p>The draft permit is currently under review. The permit has been written with a condition stating that the facility must obtain the proper permits for disposal of the wastewaters requested to be removed from the NPDES permit. It will need to go to EPA for a 30 day review.</p> <p>Shortly after the application was first submitted, the Department requested additional information and clarification on a couple of items. Due to the length of time needed for the permittee to obtain the information, the Department recommended the application be withdrawn and re-submitted once all of the required information could be gathered. The permittee did not submit a request to withdraw the application and later submitted the requested information. Following that submittal, data was requested several times from the permittee. The permittee stated in an e-mail dated 11/14/2014 that they thought they were permitted to dispose of the boiler blowdown, cooling tower blowdown, and steam condensate in the Class V well since those waters were associated with bromine production. On 12/19/2014 the permittee stated that they would be installing a new sanitary sewer treatment plant for the sanitary wastewater but the plans had not yet been finalized. In an e-mail dated 12/30/2014, the permittee stated that the sanitary sewer WWTP would not have a surface discharge.</p> <p>The Department could not verify the permittee's claims that the cooling tower blowdown, boiler blowdown, and steam condensate could be disposed of in the Class V well. The permittee was asked for more specific information in an e-mail dated 2/25/2015. A response was received on 3/7/2015. This response was forwarded to EPA Region VI for their review. We received information from EPA on March 13th regarding the disposal of cooling tower blowdown, boiler blowdown, and steam condensate down the Class V well. It was determined that those wastes cannot be disposed of down that well. In a June 2015 letter, the Arkansas Oil and Gas Commission which regulates the Class V well stated that these waters are allowed to be disposed of in that well. The permit was updated accordingly and sent to public notice. Responses to the permittee's comments are being prepared.</p>
AR0043516M	Great Lakes Chemical Corporation	West Plant	648	8	
AR0048691		City of Texarkana-North WWTP	643	9	This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0038679	Rickey W. Cox	Shady Oaks Mobile Home Park	637	9	This permit has been placed on temporary HOLD until revisions are finalized for a Fecal Coliform Bacteria TMDL. Public notice period has ended and permit is currently being finalized.
AR0022179		City of Junction City	623	9	This permit is currently on HOLD for mineral issues.
AR0050202	Destined To Win/Family Outreach Ministry, Inc.	d/b/a Second Chance Ranch	623	9	ON HOLD due to Minerals TMDL
AR0020168		City of Stephens	618	9	9/5/14: Re-assigned from JDB to EG to BA. Mercury Testing Requested for TMDL 6/9/2014-Hold Mercury
AR0044423		Jessieville Public School	554	9	This permit is currently on HOLD for mineral and mercury issues.
AR0021474		City of Bearden	531	9	This permit is currently on HOLD due to Mercury issues.
AR0034037		City of Yellville	525	4	Was on Hold for Minerals-UAA with City of Harrison. It was released from hold and routed on August 25, 2015 for Technical Review.

Permits Pending Greater than 45 Days

Permit Number	Permittee	Facility	Days Pending	Reason Code	Additional Information
AR0000850		Mountain Valley Spring Company, LLC	518	8	This permit was in house longer because permit engineer worked with the facility to relocate outfall and construct a new outfall structure in an effort to obtain representative samples of the discharge for demonstrating compliance with the permit. Permit limits were modified to be consistent with the new outfall location. Draft permit completed public notice. Facility submitted comments on draft permit. Final permit with response to comments is in routing.
AR0043672		City of Kingsland	513	9	This permit has been placed on temporary HOLD until revisions are finalized for a Mercury TMDL. The permit has not been public noticed yet and is currently in technical review by engineer or management.
AR0034029		City of Hamburg	508	9	This permit is currently on HOLD due to Mercury Issue
AR0047953	Deltic Timber Corporation	Waldo Mill	502	8	The permittee and the Department were not in agreement on a couple of issues raised in the permittee's comments on the draft permit. A meeting was held at the Department on August 18, 2015. Permittee is required to submit clarification of one of the comments by October 10, 2015. this permit also required inclusion in the 208 Plan update and was at EPA for 2 months (normal is 30 days or less).
AR0034142	City of Marianna	Marianna Water & Sewer Commission - Pond B	464	9	ON HOLD for minerals.
AR0034169	City of Marianna	Marianna Water & Sewer Commission - Pond A	464	9	ON HOLD for minerals
AR0047261	Chicot Sewer System, LLC	Krestwood Estates Subdivision	464	9	Application returned 7/10/14-HP Original application received on May 9, 2014-Ready to be signed effective. The Legal Division Requested the permit be placed on hold. Financial Assurance issues and potential Civil Suit. Reassigned from EG to CW December 2, 2015
AR0045608		City of Sherwood - South Facility	454	8	Modeling review and permit went into review on 12/9/2014. Multiple comments on Draft Permit by permittee requiring response. Awaiting finalization.
AR0036668		Frit Industries, Inc.	434	8	Internal review of permittee's request to remove a limit took extra time. Also, this facility needed to be added to the 208 Plan due to the inclusion of a water quality based limit.
AR0046311	Rogers Group, Inc.	Cabot Quarry	427	8	After a site visit, it was determined that the facility maps and flow processes submitted were outdated. There was a back and forth between the official and the engineer that took some time before the documents were deemed adequate. The permit has finished the 30-day comment period and permit is being routed for response to comments.
AR0047635		Albemarle Corporation-West Plant	419	4	Extended review due to implementation of Lead TMDL and continuation of PAR requirements. PN 10/13/2015. Multiple comments on draft. Final permit into review on 12/16/2015.
AR0000523		Evrax Stratcor, Inc.	414	6	reassigned to reviewing engineering February 2, 2015. FMLA taken by reviewing engineering for several weeks beginning March 2, 2015.
AR0021741	City of Green Forest	Green Forest Wastewater Treatment Plant	411	8	The permittee submitted comments on the draft permit during the 30-days comment period regarding the implementation of the revised TRC limit. Responses to those comments are currently being prepared by the engineer as part of the finalization process. The extensive review time for this permit was due to evaluations for Total Phosphorus and Nitrate + Nitrite Nitrogen. This was necessary to ensure the proper implementation of these limits and determine the impact of the discharge to Table Rock Lake, which is currently scheduled for a TMDL study by the Missouri Department of Natural Resources.

Permits Pending Greater than 45 Days

Permit Number	Permittee	Facility	Days Pending	Reason Code	Additional Information
AR0001759	Arkansas Electric Cooperative Corporation	Thomas B. Fitzhugh Generating Station	399	2	Implementation of NEW CWIS RULE - Re-submitted pre-draft permit to EPA for review on 12/10/2015.
AR0022756		Helena Industries, Inc.	399	4	Implementation of Corrective Action Plan. Pre-draft permit back into review on 9/18/2015.
AR0049069		Cushman Sawmill, Inc.	399	6	The draft permit went to public notice on 7/7/2015, the permit needed to be redrafted. The permit had its second public notice 12/11/2015
AR0044041		Cross County High School	392	9	Correcting Fecal conversion factor for the WLA on the L'Anguille River TMDL
AR0022268		City of Huttig	387	9	This permit is currently on HOLD due to Mercury Issue
AR0052451	Peco Foods, Inc.	Pocahontas	384	6	technical review of need for Total Phosphorus limits.
AR0047830		Johnsville Company, LLC	370	8	This permit has cleared EPA review and 5 day pre-draft comment period. It has been routed to be sent to public notice. This permit was previously on hold due to mercury. Final permit has been routed.
AR0044547		City of Haskell	364	9	This permit is currently on HOLD due to Mineral Issue.
AR0051713	City of Haskell	North Wastewater Treatment Plant	364	9	This permit is currently on HOLD due to Mineral Issue.
AR0000400	Arkansas Electric Cooperative Corporation	Cari E. Bailey Generating Station	343	2	Implementation of NEW CWIS RULE - Waiting on EPA response of AR0000841 and AR0001759 for guidance.
AR0003018	Tyson Foods, Inc.	Grannis Processing Facility	333	8	responses to the permittee's comments are being prepared.
AR0000841	Arkansas Electric Cooperative Corporation	John L. McClellan Generating Station John L. McClellan Generating Station	329	2	Implementation of NEW CWIS RULE - Re-submitted pre-draft permit to EPA for review on 12/10/2015.
AR0047872		Robert Floyd Sawmill, Inc.	328	5	Previously on hold for mercury. Transferred from EG to BA. The permit has cleared EPA
AR0037249		Holiday Island Suburban Improvement District	316	8	Final permit is being prepared
AR0000914	Potlatch Land and Lumber, LLC	Warren Lumber	308	8	Model review, technical review by engineer or management.
AR0038482	Tyson Poultry, Inc.	Waldron	295	9	ON HOLD for minerals
AR0052507	Union County Lumber Company	El Dorado Mill	293	5	Has been routed for EPA review. Technical Review took a considerable amount of time while waiting for information. The State Construction Permit will be Placed in "Inactive status" and a 3-year Schedule of Compliance for the State Construction Permit application, construction and completion of construction has been included in the discharge permit.
AR0052507C	Union County Lumber Company	El Dorado Mill	293	9	The State Construction Permit will be Placed in "inactive status" and a 3-year Schedule of Compliance for the State Construction Permit application, construction and completion of construction has been included in the discharge permit.
AR0039381	City of Grady		287	8	PE had the permits organized by Expiration date instead of Due date. WQMP Information was requested on 8/19/2015 and was received on 9/3/2015. The permit was routed on 9/8/2015 for SE/BM review, 85 days past the due date.-----Routed for final on 12/14/2015.
AR0051756	Southwestern Energy Company	SWN Damascus Camp	287	4	Into review 8/7/2015. 5-day pre-draft review ended 10/2/2015. Comment received. Correction to NH3-N limits. Awaiting finalization.
AR0022322	City of Kensett	Water and Sewer Department	285	9	On hold for Mercury.
AR0051616	Northeast Arkansas Public Water Authority (NEAPWA)	Water Treatment Plant	278	8	This permit is currently being finalized and has been routed for signature. The extensive review time for this permit was due to evaluations for TRC. This was necessary to ensure that toxic amounts of this pollutant would not be discharged to the Spring River, which is classified as an ERW and ESW.

Permits Pending Greater than 45 Days

Permit Number	Permittee	Facility	Days Pending	Reason Code	Additional Information
AR0052493	R L H Construction, LLC	R L H Concrete	278	4	This permit is currently in technical review by engineer or management and also waiting on the submittal of additional information by the Applicant. The permit has been delayed through the review process due to extensive discussions with the applicant concerning the design of the treatment system and complying with Ten States Standards.
AR0037800		Clean Harbors El Dorado, LLC	274	6	facility has had enforcement issues which were required to be addressed in the permit.
AR0021768	City Corporation	Russellville Water and Sewer System	272	5	This permit is currently with the EPA for review. The facility is currently operating under a CAO for numerous effluent violations that occurred during the previous permit term. For this reason, an extensive review of the permit history and effluent discharge data was required for analysis of the facility's operation conditions and to better determine what limits could be met, such as the revised TRC limit.
AR0000591M		Martin Operating Partnership L.P.	271		Facility has indicated that they do not plan on making the changes which were the reason for the modification. It is expected that the facility will withdraw the application to modify the permit.
AR0038784	City of Aubrey		271	8	PE had the permits organized by Expiration date instead of Due date. WQMP Information was requested on 8/19/2015 and was received on 9/3/2015. The permit was routed on 9/8/2015 for SE/BM review, 60 days past the due date.-----Routed for final on 12/9/2015
AR0041602		Suburbia Sewer Improvement District #1	265	9	On hold for Mercury.
AR0046418	Bonanza Creek Energy Resources, LLC	McKamie Gas Plant	261	2	Shane review 9/3/2015; Waiting on additional Mercury samples to verify presence of Mercury in discharge. Additional samples showed Mercury in the discharge. Pre-draft permit in review.
AR0022101	City of Beebe Water & Sewer Department	City of Beebe	249	5	The permittee took a long time getting Health Department approval for land application of effluent. The permit has cleared EPA.
AR0049191		Cricket Creek RV Estates	244	8	Final Routed 12/18/2015
AR0021857	City of Paris		238	8	PE had the permits organized by Expiration date instead of Due date. It was the PE's first permit with toxic discharge. WQMP Information was requested on 8/19/2015 and was received on 8/31/2015. The permit was routed on 9/15/2015 for SE/BM review, 81 days past the due date.-----Routed for final on 12/14/2015.
AR0043923	Weyerhaeuser NR Company	Emerson Division	238	8	technical review by management and staff.
AR0047813	Oak Manor Water & Wastewater Public Facility Board		237	9	On hold for Minerals.
AR0049212	Butterball, LLC	Alix Feed Mill	236	4	5-day pre-draft review ended 10/6/2015. PN on 12/16/2015.
AR0001210	Georgia-Pacific Crossett LLC	Crossett Paper Operations	235	4	technical review by management and staff. The review of this application was delayed slightly by the submittal of an application to modify the permit prior to issuance of the renewal permit. The modification application took priority over the renewal since the modified permit must be issued before October 31, 2015. Issuance of the renewal will also be delayed by a public hearing which has already been requested and granted. The date for the hearing will be included in the notice of the draft permitting decision. Information is required from the facility concerning presence of Dieldrin on site.
AR0021393		City of Cherry Valley	232	9	On hold for finalization of L'Anquille TMDL for FCB
AR0034291	Hot Springs Village POA	Mill Creek WWTP	232	9	This permit is currently on HOLD due to mercury and mineral issues
AR0020125		City of Perryville	230	9	ON HOLD for Hg (not eligible for exclusion) - cv 7/15/15
AR0039284	Hot Springs Village POA	Cedar Creek WWTP	230	9	This permit is currently on HOLD due to mercury and mineral issues
AR0048275M	Ozark Interests, Inc.	Camp Ozark	229	4	5-day pre-draft review ended 10/6/2015. PN on 10/15/2015. Awaiting finalization.

Permits Pending Greater than 45 Days

Permit Number	Permittee	Facility	Days Pending	Reason Code	Additional Information
AR0021822		City of Monticello - West Plant	224	9	This permit has been placed on temporary HOLD until revisions are finalized for a Mercury TMDL. The permit has not been public noticed yet and is currently in technical review by engineer or management.
AR0049140	Union Power Partners, L.P.-Union Power Station		224	4	Outfall 001 discharges to the Ouachita River and is included in the Mercury TMDL. Outfall 004 discharges into Salt Creek, minerals TMDL Sulfates and TDS. Reassigned from EG to CW December 2, 2015
AR0046566	City of Walnut Ridge	Walnut Ridge Wastewater Treatment Plant	223	6	Just received "No Comment Letter" from EPA Review. The permit has been routed for Public Notice
AR0035653		City of Norphlet	218	9	This permit is currently on HOLD due to Mercury issues.
AR0044105	Flakeboard America Limited	dba ARAUCO North America	218	6	This permit was previously on hold due to mercury issues. This permit is currently waiting for the 30 day comment period to end.
AR0050474		Coreslab Structures (ARK), Inc.	216	4	Ammonia & Nitrates TMDL meeting 8/27/2015 to take more samples to see if nitrates are present; permittee emailed PE 9/15/2015 stating nitrates were detected; emailed again 10/7/15 stating they are working on their options; emailed 11/2/15 stating GBMc hired to modify TMDL
AR0050440	City of Greenbrier	d/b/a Greenbrier Sports Park	215	8	Additional Information submitted by the permittee on 6/3/15. Technical review by engineer or management.
AR0034771	City of Altheimer	City of Altheimer	214	8	PE had the permits organized by Expiration date instead of Due date. WQMP Information was requested on 8/19/2015 and was received on 9/3/2015. The permit was routed on 9/8/2015 for SE/BM review, 50 days past the due date.-----Routed for final on 12/2/2015.
AR0048615M	Lake Catherine Waterworks & Sewer Facilities Board of Garland County	Riviera Utilities WWTF	210	6	technical review by management and staff.
AR0051811	El Dorado Public Schools	Old Union School	205	4	This permit is currently in technical review by engineer or management.
AR0048747	City of Clinton	West Wastewater Treatment Facility	197	9	ON HOLD due to Mercury TMDL.
AR0048836	City of Clinton	East Wastewater Treatment Facility	197	9	ON HOLD due to Mercury TMDL.
AR0051845	Arkansas Department of Parks & Tourism	Mississippi River State Park	197	6	Public Notice ends 1/22/2016; rec'd from EG
AR0043613		City of Magnolia-Big Creek WWTP	195	9	This permit is currently on HOLD due to mercury issues
AR0044733		Cedarwood Leisure Park, LLC	195	8	technical review by management and staff.
AR0052540	Timber Producers, LLC		190	5	Transferred from EG to BA. Additional Information will be received by August 28, 2015 and September 21, 2015. Technical Review
AR0052540C	Timber Producers, LLC		190	6	Permit was transferred from EG to BA. Draft permit was sent to public notice period 12/17/2015.
AR0050270		Almatis, Inc.	184	2	email sent re incompleteness KF: Extended due date to 8/31/10 based on email dated 7/28/10. ON HOLD due to Minerals.
AR0022217		City of Russell	180	8	Technical review by engineer or management.
AR0044237	Town of Burdette		176	8	Additional information submitted by the permittee on 7/10/15. Technical review by engineer or management.
AR0052337	Jim Swinford	Grace Manor Apartments	173	4	Draft permit prepared and routed for management review
AR0052337C	Jim Swinford	Grace Manor Apartments	173	4	Final permit is being prepared
AR0021971C1		City of Marion	169	8	Final permit is being prepared. Reassigned from EG to CW December 2, 2015
AR0021610	City of Watson		168	8	PE still having difficulty with the timelines in the SOP. Site visit was conducted on 8/27/2015. WQMP Information was requested on 8/28/2015 and was received on 9/18/2015. Permit was routed for SE/BM review 18 days past the due date.-----Routed for final on 12/1/2015
AR0052566	Columbia County- Class IV Landfill		168	8	Technical review by engineer or management.
AR0047546	Anthony Timberlands, Inc.	Beime Facility	167	6	Draft permit issued, waiting on 30 day public notice period

Permits Pending Greater than 45 Days

Permit Number	Permittee	Facility	Days Pending	Reason Code	Additional Information
AR0052558		Spring Creek Materials, Inc. - Cooper Site	167	4	Ellen requested planning check prior to public notice; predraft ended 12/22/2015
AR0050521	Pulaski County, Arkansas Property Owners' Multipurpose Improvement District No. 703-07	Lochridge Estates Project	159	8	Final permit is being prepared
AR0020001C		City of Tuckerman	155	6	Technical Review
AR0020001M		City of Tuckerman	155	4	Technical Review
AR0052591	Caddo River LLC- Caddo River Forest Products - Glenwood Sawmill		154	8	Technical review by engineer or management. Revision submitted by consultant 10/2/15.
AR0039896	City of Wabbaseka	City of Wabbaseka	152	7	PE still having difficulty with the timelines in the SOP. Site visit was conducted on 8/28/2015. WQMP Information was requested on 9/8/2015 and was received on 9/22/2015. Permittee requested extension on technical incompleteness letter. Due date for information is now 10/12/2015.-----A meeting was held 12/15/2015 to discuss the status of this permit. As of 10/31/2015, this permit is expired. It came off of Public Notice on 01/04/2016 but no proof of payment has been received, thus the permit has not been routed for final review.
AR0046787		Boy Scouts of America - Camp Pioneer	147	8	Final Routed 12/18/2015
AR0052574	RET Development, LLC	Mountain Valley Subdivision WWTP	146	8	Final permit is being prepared
AR0052574C	RET Development, LLC	Mountain Valley Subdivision WWTP	146	8	Final permit is being prepared
AR0052582	Big River Steel, LLC	Big River Steel	146	4	This permit is currently in technical review by engineer or management.
AR0052582C	Big River Steel, LLC	Big River Steel	146	8	This permit is currently being finalized and has been routed for signature.
AR0039268	Tyson Poultry, Inc.- Clarksville		145	4	technical review by management and staff.
AR0040517		City of Louann	141	8	Final Routed 12/18/2015
AR0021580		City of Osceola	140	4	This permit is currently in technical review by engineer or management.
AR0044016	Arkansas Department of Correction	North Central Unit, IZARD County Facility	140	4	Waiting for MultiSMP Model. Previous permit was not modeled to verify DO limits. PN on 12/10/2015.
AR0044474	West Fraser, Inc. - Russellville Division	West Fraser, Inc. - Russellville Division	140	6	Site Visit was delayed two weeks due to technical issues on site. The permit was poised to be routed prior to due date of 10/2/2015. Currently (10/6/2015) waiting for documents to be put on website to link in the draft permit. Will most likely be routed for SE/BM review 5 days past the due date.-----SE/BM reviewed it on 10/16/2015. Sent to EPA on 11/17/2015. EPA declined review. The permit has been routed for Public Notice.
AR0051110	Coltec Industries, Inc.	Remedial System at Central Moloney Facility	128	4	Draft permit into review ahead of due date. Inquired to EPA about high sensitivity PCB test method (0.4 ng/l or lower) on 12/4/2015. Received answer on 1/4/2016. Letter drafted to require permittee to demonstrate that effluent will meet HH WQS 0.4 ng/l.
AR0051829	Dr. Jill Summerford	Waggin' Wheel Vet Clinic	122	4	Under technical review by engineer
AR0045128	Jimmy A. McClard	d/b/a McClard's 270 West Shopping Center	114	8	Permit has been routed to go final. Permit is on or ahead of schedule
AR0021679		City of Gould	113	4	on time; under management review; last routed 12/21/2015
AR0001163C		Remington Arms Company, Inc.	103	6	technical review by management and staff.
AR0047619		Carroll County Stone, Inc.	103	4	This permit is currently in technical review by engineer or management.
AR0052485	City of Caion	South Addition	103	4	This permit is currently in technical review by engineer or management.
AR0052485C	City of Caion	South Addition	103	4	This permit is currently in technical review by engineer or management.

Permits Pending Greater than 45 Days

Permit Number	Permittee	Facility	Days Pending	Reason Code	Additional Information
AR0037303	Fairfield Bay Wastewater Corp.	Hamilton Hills WWTP	96	4	Draft permit prepared and routed for management review. Reassigned from EG to CW December 2, 2015
AR0049352	U.S. Department of Agriculture - Aquaculture Research Service USDA-ARS	Harry K. Dupree Stuttgart National Aquaculture Research Center	96	4	technical review by management and staff.
AR0049115	CLP Magic Springs Corp dba Magic Springs & Crystal Falls		95	4	Additional information submitted by consultant on 12/15/15.
AR0052001		Gerald Hunter	84	4	on time; under management review; last routed 12/31/2015
AR0039837	City of Patterson	City of Patterson	82	9	Hold until TDS and Lead TMDL for Cache River goes final. 11/5/2015-AK
AR0052493C	R L H Construction, LLC	R L H Concrete	79	4	This permit is currently in technical review by engineer or management and also waiting on the submittal of additional information by the Applicant.
AR0050482		Victory Lumber, LLC	78	4	rec'd from EG; routed for corrections 12/29/2015; mgmt review
AR0052604	Cen Ark Investment Group, LLC	- Rolling Creek Wastewater Treatment	78		Draft permit into review on 1/6/2016.
AR0021326	Tyson Chicken, Inc.	Hope Processing Plant	77		Draft permit into review on 12/11/2015.
AR0001899		Unimin Corporation - Gulon Facility	76	4	technical review by management and staff.
AR0039250	Arkansas 4-H Foundation, Inc.	d/b/a 4-H Education Center	76	4	This permit is currently in technical review by engineer or management.
ARG640180C	Ozark Acres Public Facilities Board	Ozark Acres Water Treatment Facility	76	6	Scheduled for 30 day public notice on January 13, 2016. There was a lot of confusion on whether to route with the discharge permit or not. Deemed administratively complete on 10/19/2015 and was routed for review on 11/3/2015.
AR0050741C		City of Etowah	75		Draft permit into review on 12/16/2015.
AR0052621	Waste Water Management, Inc. - Woodsland Edge Subdivision	Woodsland Edge Subdivision	74	4	Routed for WQMP review on 12/15/2015. Draft Permit routed 12/18/2015.
AR0052621C	Waste Water Management, Inc. - Woodsland Edge Subdivision	Woodsland Edge Subdivision	74	4	Routed for WQMP review on 12/15/2015. Draft Permit routed 12/18/2015. Delayed due to unknown fact that the Discharge Permit needed to be done as well.
AR0000361	Kinder Morgan Operating L.P. "C"	Kinder Morgan Bulk Terminal - Blytheville	71	4	This permit is currently in technical review by engineer or management.
AR0035807		City of Bald Knob	63	9	Mercury HOLD
AR0049051	Humane Society of Pulaski County	Humane Society of Pulaski County	63	4	Routed for WQMP review on 12/18/2015.
AR0048232M	West Fraser, Inc.	Mansfield Lumber Mill, a Division of West Fraser, Inc.	58	4	on time; draft routed 12/18/2015 for mgmt review
AR0022152		City of Joiner	57	4	Permit was transferred from EG to 8A. Permit has been routed. Permit is on or
AR0051748	Evergreen Processing, LLC	Twin Mountain Quarry	55		Permit being drafted.
AR0035254C	City of Horseshoe Bend	White Oak	46	2	Technical Incompleteness Letter was drafted 12/16/2015 and sent 12/21/2015. Information requested still not received on 1/6/2015.

Reason Codes

1	Reviewing Technical Information
2	Waiting on Information from Applicant
3	App. complete; Waiting on close of 1st public comment period
4	Technical Review by Engineer or Management
5	Permit with EPA
6	Draft permit issued; waiting on 30-day comment period
7	Waiting on proof-of-publication of draft permit
8	Final Permit in routing/being prepared
9	Other (i.e. legal, no response from applicant, etc.)

As of:	12/31/2015
State Fiscal Quarter	2

Active No-Discharge Permits

Agriculture	234
Industrial	825
Salt Water Disposal	505
Municipal	60
Domestic	8
Underground Injection Control (UIC)	6
Total	1638

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Permits Pending Greater than 45 Days

Permittee	Facility	Permit No	Day Pending	Reason Code	Additional Information
FutureFuel Chemical Company	FutureFuel Chemical Company	5082-W	2079.00	9	Management have had environmental concern dealing with the facility and have been working with the facility to resolve some of these issues. during the past few years. Final permit and Response to comment In Route
Nucor-Yamato Steel Company	Nucor-Yamato Steel Company	5007-WR-2	1161.00	7	Management have had environmental concern dealing with the facility and have been working with the facility to resolve some of these issues during the past few years. In addition we have been working with the facility to resolve the 40 CFR Part 257 requirements. Final permit and Response to comment In Route
Southark Waste Control, LLC	Southark Waste Control	5077-WR-7	338.00	4	The facility requested a transfer of the ownership in the Needed Additional technical information and new soil analysis. Draft permit in route.
Conway Corporation	Tupelo Bayou Wastewater Treatment Plant	4853-WR-3	244.00	4	
Blue Clouds Resort, Inc.	Blue Clouds Resort, Inc.	4499-WR-4	240.00	5	Enforcement has been dealing with the facility in order to get them into compliance, the facility had to install new liner in holding pond 3. Permit should be issued 2/1/16
Cal-Maine Foods, Inc.	Cal-Maine Foods, Inc. - Searcy Facility	4643-WR-4	238.00	5	PN on 1/1/2016; switched from industrial land application permit to Reg. 5 permit which required the facility to submit a CNMP
Mike Putz	Putz Swine Farm	3715-WR-3	201.00	4	Needed additional information. Draft permit routed
Nebo Services, Inc.	Nebo Services - St. Francis County	5247-W	190.00	4	Needed additional information. Draft permit routed
Sager Creek Foods, Inc.	Sager Creek Foods, Inc. - Country Plant	4438-WR-6	183.00	4	changed multiple items in the facility plan. Dealing with enforcement to get into compliance
Denali Water Solutions, LLC	Denali Water Solutions, LLC	4833-WR-4	177.00	4	Took multiple attempts to obtain the proper documentation from the permittee in order to draft the permit.
Nebo Services, Inc.	Nebo Services - Pope County	5250-W	175.00	5	draft permit issued; has not been PN yet
Camp War Eagle, Inc.	Camp War Eagle WWTP	4830-WR-2	159.00	1	reviewing technical information; recently received additional information
Ellis Campbell	EC Farms	3540-WR-7	154.00	4	Draft permit routed; Last corrected 1/6/2016
Arkansas Resources Management, LLC	Arkansas Resources Management, LLC	5252-W	146.00	5	PN on 12/29/2015
Terra Renewal Services, Inc.	Terra Renewal Services, Inc.	4792-WR-8	141.00	6	Proof of Publication
Methvin Sanitation, Inc.	Tommy Rand Storage Barn	5229-WR-1	141.00	1	Information
Nebo Services, Inc.	Nebo Services - Johnson County	5253-W	133.00	4	draft permit routed
Robert Hill	B&E Farm	3500-WR-5	132.00	1	Application included the wrong P-index. The index is not considering the entire year.
Pet Solutions, LLC	Pet Solutions, LLC	3778-WR-7	124.00	1	Technical Review
Mark Anderson	AA Farms	5120-WR-3	107.00	1	working on draft permit
Batesville Water Utilities	Batesville Wastewater Treatment Plant	5099-WR-1	104.00	3	working on draft permit

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Permits Pending Greater than 45 Days

Permittee	Facility	Permit No	Day Pending	Reason Code	Additional information
Terra Renewal Services, Inc.	Terra Renewal Services, Inc.	5094-WR-2	103.00	1	Technical Review
Blackstone Construction, LLC	Blackstone Construction, LLC	5256-W	89.00	3	working on draft permit
Nebo Services, Inc.	Nebo Services - Crawford County	5257-W	85.00	1	Technical Review
City of Newport	Newport Wastewater Treatment Plant	4711-WR-3	71.00	1	reviewing technical information
City of Lowell	Meadowlands Subdivision	4842-WR-2	68.00	1	Technical Review
City of Lowell	Tuscan Heights Subdivision	4847-WR-4	68.00	1	Technical Review
City of Lowell	Weatherston Subdivision	4855-WR-2	68.00	1	reviewing technical information
Devenish Nutrition	Chicken House/Test Facility	5258-W	51.00	1	reviewing technical information; recently received additional information
Eastern Tank Service, Inc.	Lamar Shop	5090-WR-1	50.00	1	Technical Review

Reason Codes	
1	Reviewing Technical Information
2	Waiting on Information from Applicant
3	App. complete; Waiting on close of 1st public comment period
4	1st comment period complete; Draft permit pending issuance
5	Draft permit issued; waiting on 30-day comment period
6	Waiting on proof-of-publication of draft permit
7	Final Permit in routing/being prepared
8	Waiting on AOGC Authority letter
9	Other (i.e. legal, no response from applicant, etc.)

Memorandum

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**DATE:** January 5, 2016

**TO:** LEGISLATIVE COUNCIL

**FROM:** BECKY W. KEOGH, DIRECTOR  
ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

**RE:** SECTION 38 (a) – (e) of ACT 77 OF THE 2015 REGULAR  
SESSION OF THE ARKANSAS GENERAL ASSEMBLY

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As provided by Section 38 (a) – (e) of Act 2012 of the 2013 Regular Session, the Arkansas Department of Environmental Quality (“Department”) presents the number and type of administrative enforcement actions initiated by the Department and the geographic location of each violation. This information is contained in the attached copies of the Public Notice for the period of October 1, 2015 through December 31, 2015. Pursuant to A.C.A. § 8-4-103 (d) (1) the Department is required to Public Notice any administrative enforcement order and the notice must include the type of enforcement action, the geographic location of the violation, and the amount of penalty assessed. (See Attachment) The total number of administrative enforcement actions initiated during this time period is 27.

There were no Civil Complaints filed for the reporting period of October 1, 2015 through December 31, 2015:

The Department presents the total amount of fines and collections from Supplemental Environmental Projects verified by the Department for the period of October 1, 2015 through December 31, 2015:

Civil Penalties Collected      \$138,219.35

Supplemental  
Environmental Projects  
Verified                              \$0.00

### **CONSENT ADMINISTRATIVE ORDERS**

City of Atkins-South, Pope County, Water Division, Penalty \$4,200.00, LIS No. 15-119

Little River County Transfer Station Inc., Little River County, Solid Waste Division, Penalty \$350.00, LIS No. 15-118

Perry & Sons, LLC, Independence County, Regulated Storage Tanks Division, Penalty 7,200.00, LIS No. 15-120

Rick Lyle, Sandy Lyle dba Fatman's Service Center, Polk County, Regulated Storage Tanks, Penalty \$1,900.00, LIS No. 15-117

Dated this 10<sup>th</sup> day of October 2015  
Becky W. Keogh, Director  
Arkansas Department of Environmental Quality

### **CONSENT ADMINISTRATIVE ORDERS**

Gerdau MacSteel, Inc., Sebastian County, Hazardous Waste Division, Penalty \$17,250.00, LIS No. 15-122

Reynolds Consumer Products LLC, Hot Spring County, Air Division, Penalty \$400.00, LIS No. 15-123

Valero Partners West Memphis, LLC – West Memphis Terminal, Crittenden County, Air Division, Penalty \$39,600.00, LIS No. 15-121

Van A. Hill, Johnson County, Regulated Storage Tanks, Penalty \$1,750.00, LIS No. 15-095

Dated this 25<sup>th</sup> day of October 2015  
Becky W. Keogh, Director  
Arkansas Department of Environmental Quality

### **CONSENT ADMINISTRATIVE ORDERS**

City of Bethel Heights, Benton County, Water Division, \$4,160.00 including \$1,456.00 in the form of a Supplemental Environmental Project, LIS No. 15-131

Container Life Cycle Management LLC, Clark County, Air Division, Penalty \$625.00, LIS No. 15-132

Fiber Resources, Jefferson County, Air Division, Penalty \$1,400.00, LIS No. 15-125

Hall Tank Company, LLC, Pulaski County, Air Division, Penalty \$21,112.50, LIS No. 15-126

INEOS BIO USA, LLC, Washington County, Hazardous Waste Division, Penalty \$6,750.00, LIS No. 15-124

Lost Bridge Village Water and Sewer Districts, Benton County, Water Division, Penalty \$4,000.00, LIS No. 15-133

Sentinel Industries, Inc., Izard County, Hazardous Waste Division, Penalty \$1,125.00, LIS No. 15-129

### **NOTICES OF VIOLATION**

Get Rid of It of Arkansas, Inc., Union County, Solid Waste Division, Proposed Penalty \$900.00, LIS No. 15-130

Tim Casper, Individual dba Grove Mobile Home Park, Crittenden County, Water Division, Proposed Penalty \$8,000.00, LIS No. 15-128

Weems Backhoe Service, Inc., Carroll County, Water/Mining Division, Proposed Penalty, \$4,600.00, LIS No. 15-127

### **FIRST AMENDMENT TO CONSENT ADMINISTRATIVE ORDER** **LIS 13-202-001**

Whirlpool Corporation, Sebastian County, Hazardous Waste Division, Penalty Unchanged

Dated this 10<sup>th</sup> day of November 2015  
Becky W. Keogh, Director  
Arkansas Department of Environmental Quality

### **CONSENT ADMINISTRATIVE ORDERS**

American Funeral Home, Inc. dba Moore's Jacksonville Funeral Home dba Chapel Hill Memorial Park Crematory, Pulaski County, Air Division, Penalty \$2,875.00, LIS No. 15-136

City of Taylor, Columbia County, Water Division, Penalty \$2,800.00, LIS No. 15-141

Great Lakes Chemical Corporation, Union County, Hazardous Waste Management Division, Penalty \$11,000.00, LIS No. 15-139

H.G. Toler & Son Lumber Company, Inc., Grant County, Air Division, Penalty \$5,050.00, LIS No. 15-137

Hiwassee Manufacturing Company, Inc., Pulaski County, Air Division, Penalty \$900.00, LIS No. 15-140

### **ELECTIVE SITE CLEAN-UP AGREEMENT**

Apex Tool Group, LLC Regarding: Apex Tool Group Facility in Springdale, AR, Washington County, Hazardous Waste Management Division, No Penalty, LIS No. 15-138

Dated this 10<sup>th</sup> day of December 2015  
Becky W. Keogh, Director  
Arkansas Department of Environmental Quality

### **CONSENT ADMINISTRATIVE ORDERS**

Entergy Arkansas, Inc. -- White Bluff Plant, Jefferson County, Air Division, Penalty \$13,200.00, LIS No. 15-143

City of Waldo, Columbia County, Water Division, Penalty \$5,700.00, LIS No. 15-142

Dated this 25<sup>th</sup> day of December 2015  
Becky W. Keogh, Director  
Arkansas Department of Environmental Quality

ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION

QUARTERLY REPORT TO ARKANSAS LEGISLATIVE COUNCIL

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ON RULEMAKING ACTIVITIES

Months In Quarter: October, November, and December 2015

1. **Regulation Number and Name:** Regulation No. 2, Third-Party Rulemaking, River Valley Regional Water District; Docket No. 06-003-R.

a. **Amendment Proposed By:** River Valley Regional Water District ("RVRWD").

b. **Description:** RVRWD filed its request to initiate rulemaking on January 13, 2006. These amendments concern Regulation No. 2. Proposed changes involve amending Regulation No. 2 to include amending Section 2.304 to establish a procedure by which regional water districts and other public water authorities would be able to request approval from the Pollution Control & Ecology Commission to use a water body designated as extra-ordinary resource waters as a source of drinking water supply.

The Commission initiated the rulemaking process on January 27, 2006, and no final decision has been made.

c. **Justification:** These amendments establish a procedure by which regional water distribution districts and other public water authorities would be able to request approval from the Arkansas Pollution Control & Ecology Commission to use Extraordinary Resource Waters as a source of drinking water supply.

d. **Economic Impact:** RVRWD states that there will be no cost to the agency. The amendments will have no financial impact on small business.

e. **Environmental Benefit Analysis:** No environmental benefit analysis is required for this regulation.

**2. Regulation Number and Name:** Regulation No. 2, Lion Oil Company Third-Party Rulemaking; Docket No. 13-001-R.

**a. Amendment Proposed By:** Lion Oil Company.

**b. Description:** Lion Oil Company ("Lion Oil") filed its request to initiate rulemaking on January 11, 2013. Lion Oil proposes to change the Typical Gulf Coastal Fishery use designation for Loutre Creek; change the selenium water quality criterion for Loutre Creek; change the chloride, sulfate and total dissolved solids ("TDS") criteria for Loutre Creek; change the sulfate and TDS criteria for the next downstream segment of Bayou de Loutre; and change the sulfate criteria for the remaining downstream segments of Bayou de Loutre to the Louisiana State line.

The Commission is waiting on a request by Lion Oil to initiate rulemaking.

**c. Justification:** These regulatory changes are critically important to Lion Oil. Reasonably available control technology does not exist that would allow Lion Oil to consistently meet these limits. The proposed rule will revise the dissolved minerals and selenium water quality criteria in Loutre Creek and change the fishery use designation for Loutre Creek to a new sub-category of fishery referred to as a Limited Gulf Coastal Fishery. The proposed rule will also revise the chloride, sulfate, and the TDS criteria for one downstream segment in Bayou de Loutre; the sulfate and TDS criteria for the next downstream segment in Bayou de Loutre; and the sulfate criteria for the remaining downstream segments of Bayou de Loutre to the Louisiana State line.

**d. Economic Impact:** No entities would suffer negative economic impact as a result of the proposed rule.

**e. Environmental Benefit Analysis:** The proposed rule will revise the chloride, sulfate, TDS, and selenium water quality criteria in Loutre Creek, and change the fishery use designation for Loutre Creek to a new subcategory of fishery referred to as a Limited Gulf Coastal Fishery reflecting the long term historical in-stream concentrations and uses. The proposed rule will also revise the chloride, sulfate, and TDS criteria for one downstream segment in Bayou de Loutre; the sulfate and TDS

criteria for the next downstream segment in Bayou de Loutre; and the sulfate criteria for the remaining downstream segments of Bayou de Loutre to the Louisiana State Line. These changes will not adversely impact the environment.

3. Regulation Number and Name: Regulation No. 2, Tyson Foods Third-Party Rulemaking; Docket No. 13-005-R.

a. Amendment Proposed By: Tyson Foods Inc. - Waldron Plant

b. Description: Tyson Foods filed its request to initiate rulemaking on April 9, 2013. Tyson proposes to revise Regulation 2 by modifying the state water quality standards for chloride, sulfates, and total dissolved solids.

The Commission adopted the minute order initiating the rulemaking process on May 23, 2013, and no final decision has been made.

c. Justification: There is no current economically feasible treatment technology for the removal of the minerals. Reverse osmosis treatment technology is not cost effective and generates a concentrated waste stream that is environmentally difficult to dispose of. That technology is not required to meet the designated uses and would produce no significant environmental protection.

d. Economic Impact: This rulemaking has no impact to the environment in Arkansas that would not have otherwise occurred.

e. Environmental Benefit Analysis: No Environmental Benefit Analysis is required.

4. Regulation Number and Name: Regulation No. 2, City of Huntsville Third-Party Rulemaking; Docket No. 13-006-R.

a. Amendment Proposed By: City of Huntsville

b. Description: City of Huntsville filed its request to initiate rulemaking on June 12, 2013. City of Huntsville proposes to revise the chloride, sulfate, total dissolved solids water quality criteria in Town Branch from the point of



discharge of the City of Huntsville wastewater treatment plant downstream to the confluence with Holman Creek; in the Holman Creek from the confluence with Town Branch downstream to the confluence with War Eagle Creek; in War Eagle Creek from the confluence with Holman Creek; and remove the designated but not existing Domestic Water Supply use from Town Branch and Holman Creek.

The Commission adopted the minute order initiating the rulemaking process on July 26, 2013, and no final decision has been made.

**c. Justification:** The economic effects of the proposed rule are significant and beneficial for Huntsville. Huntsville has investigated technologies and alternatives to comply with the current minerals criteria, which is summarized in the Report. Reasonable available control technology does not exist that would allow Huntsville to discharge in a manner that would maintain the existing minerals criteria. Approval of the proposed rule modifying the criteria to reflect long term historical site specific conditions is the only reasonable approach so that the permit limits can be adjusted

**d. Economic Impact:** This rulemaking has no impact to the environment in Arkansas that would not have otherwise occurred.

**e. Environmental Benefit Analysis:** No Environmental Benefit Analysis is required.

**5. Regulation Number and Name:** Regulation No. 21, Arkansas Asbestos Abatement Regulation; Docket No. 13-009-R.

**a. Amendment Proposed By:** Arkansas Department of Environmental Quality.

**b. Description:** ADEQ filed its request to initiate rulemaking on August 9, 2013. Changes to Regulation 21 are being proposed in order to incorporate public input after an extensive two-year collaborative workgroup effort between the ADEQ and stakeholders. Proposed significant revisions to Regulation 21 include: Changes in the definition of "Regulated asbestos-containing material (RACM)."; Elimination of non-mandatory language in the Asbestos Inspection section; Clarification of

language in the Notice of Intent (NOI) Section regarding information required prior to beginning renovation projects; Addition of language to the NOI section concerning activities involving resilient floor covering renovation projects, and changes in owners or operators; Clarification of requirements in the Record Keeping Section for storage and submission of on-site documents; Addition and deletion of language for clarification purposes in the Work Procedures Applicability chapter and Licensing Requirements Exemptions subchapter; Addition of language to the Out of State Training subchapter; Clarification of the list of necessary documents under the Minimum Record Keeping Requirements subchapter; Addition of a new chapter for Accreditation Certificates; and Deletion of two sections involving fees for demolition of certain amounts of RACM. Several changes were also made for clarification and consistency purposes, or to update typographical errors throughout Regulation No. 21. These revisions are non-substantive items.

The Commission adopted the amendments on August 28, 2015.

**c. Justification:** The purpose of this proposed rule is to incorporate stakeholders' input in order to clarify Regulation No. 21. The Department also finds it necessary to propose changes to add or delete language for clarity in requirements for record keeping, training provider licenses, documents required for certifications or renewal of licenses and to correct the Occupational Safety and Health Administration (OSHA) Asbestos Construction standard citation.

**d. Economic Impact:** This rulemaking adopts a federal requirement and there will be no impact to the environment in Arkansas that would not have otherwise occurred.

**e. Environmental Benefit Analysis:** No Environmental Benefit Analysis is required.

**6. Regulation Number and Name:** Regulation No. 2, Third-Party Rulemaking, City of Fayetteville Paul R. Noland Wastewater Treatment Plant; Docket No. 13-010-R.

**a. Amendment Proposed By:** City of Fayetteville Paul R. Noland Wastewater Treatment Plant ("City of Fayetteville").

**b. Description:** City of Fayetteville filed its request to initiate rulemaking on October 11, 2013. These amendments concern Regulation No. 2. Proposed changes involve amending Arkansas Water Quality Standards for minerals for the White River from the discharge of the Noland Wastewater Treatment Plant to immediately downstream of the confluence of Richland Creek.

The Commission initiated the rulemaking process on October 25, 2013, and no final decision has been made.

**c. Justification:** Fayetteville is not seeking a change from historical water quality conditions in the White River; rather Fayetteville seeks a site-specific modification which allows the Noland Wastewater Treatment Plant to be compliant with its NPDES Permit while making certain that its effluent does not limit the attainment of any of the designated uses of the stream segments.

**d. Economic Impact:** City of Fayetteville states that there will be no cost to the agency. The amendments will have no financial impact on small business.

**e. Environmental Benefit Analysis:** No environmental benefit analysis is required for this regulation.

**7. Regulation Number and Name:** Regulation No. 5, Ozark Society and the Arkansas Public Policy Panel Third-Party Rulemaking; Docket No. 14-002-R.

**a. Amendment Proposed By:** Ozark Society and the Arkansas Public Policy Panel.

**b. Description:** The Ozark Society and the Arkansas Public Policy Panel ("Ozark Society") filed its request to initiate rulemaking on April 11, 2014. The proposed changes to APCEC Regulations 5 seek to prohibit the ADEQ Director from issuing Regulation No. 5 permits for Confined Animal Operations for facilities in the Buffalo National River Watershed with either 750 or more swine weighing 55 pounds or more, or 3,000 or more swine weighing less than 55 pounds. The regulation changes will prohibit an increase in the number of swine at existing facilities in the Buffalo National River Watershed.

The Commission adopted the amendments on August 28, 2015.

**c. Justification:** The regulation changes will prohibit an increase in the number of swine at existing facilities in the Buffalo National River Watershed, and prevent the future establishment of medium and large confined animal operations in the Buffalo River Watershed.

**d. Economic Impact:** This rulemaking will not impact the environment in Arkansas that would not have otherwise occurred.

**e. Environmental Benefit Analysis:** No Environmental Benefit Analysis is required.

**8. Regulation Number and Name:** Regulation No. 6, Ozark Society and the Arkansas Public Policy Panel Third-Party Rulemaking; Docket No. 14-003-R.

**a. Amendment Proposed By:** Ozark Society and the Arkansas Public Policy Panel.

**b. Description:** The Ozark Society and the Arkansas Public Policy Panel ("Ozark Society") filed its request to initiate rulemaking on April 11, 2014. The proposed changes to APCEC Regulations 6 seek to prohibit the ADEQ Director from issuing Regulation No. 6 permits for Concentrated Animal Feeding Operations for facilities in the Buffalo National River Watershed with either 750 or more swine weighing 55 pounds or more, or 3,000 or more swine weighing less than 55 pounds. The regulation changes will prohibit an increase in the number of swine at existing facilities in the Buffalo National River Watershed.

The Commission adopted the amendments on August 28, 2015.

**c. Justification:** The regulation changes will prohibit an increase in the number of swine at existing facilities in the Buffalo National River Watershed, and prevent the future establishment of medium and large confined animal feeding operations in the Buffalo River Watershed.

**d. Economic Impact:** This rulemaking will not impact the environment in Arkansas that would not have otherwise occurred.

e. **Environmental Benefit Analysis:** No Environmental Benefit Analysis is required.

9. **Regulation Number and Name:** Regulation No. 2, Southwestern Electric Power Company John W. Turk, Jr. Power Plant Third-Party Rulemaking; Docket No. 14-007-R.

a. **Amendment Proposed By:** Southwestern Electric Power Company John W. Turk, Jr. Power Plant ("SWEPCO").

b. **Description:** SWEPCO filed its request to initiate rulemaking on September 11, 2014. SWEPCO is requesting changes for the Little River from Millwood Lake to the mouth of the Little River. SWEPCO is requesting modification of the Total Dissolved Solids ("TDS") water quality criterion from 100 milligrams per liter (mg/L) to 138 mg/L and modification of the temperature criterion from 30 C (86 F) to 32 C (89.6 F). For the Red River from the mouth of the Little River to the Arkansas/Louisiana state line. SWEPCO is requesting modification of the TDS water quality criterion from 500 mg/L to 860 mg/L and removal of the designated, but not existing, domestic water supply use.

The Commission adopted the minute order initiating the rulemaking process on September 26, 2014, and no final decision has been made.

c. **Justification:** There are currently no known technologically and economically feasible treatments capable of reducing the total dissolved solids concentration to levels that meet the current water quality criteria. This rule will prevent the impairment listing of the Little River between Millwood Lake and the Red River; eliminate the spatial inconsistency in the TDS criterion for the Arkansas segment of the Red River; and preserve the aquatic life, agricultural water supply, industrial water supply, and primary and secondary recreational contact designated uses of the segments of the Little and Red Rivers.

d. **Economic Impact:** There will be no cost to state government associated with the proposed amendment and no regulatory burden such as fees, reporting requirements, or obtaining any regulatory permit because of the modification of these mineral standards. No additional requirements will be imposed on any small business by the proposed amendment and no

small business will be required to implement any changes because of the proposed amendment. The requested changes will impact only Southwestern Electric Power Company.

**e. Environmental Benefit Analysis:** No Environmental Benefit Analysis is required.

**10. Regulation Number and Name:** Regulation No. 2, Domtar A.W. LLC Third-Party Rulemaking; Docket No. 14-008-R.

**a. Amendment Proposed By:** Domtar A.W. LLC ("Domtar").

**b. Description:** Domtar filed its request to initiate rulemaking on November 20, 2014 Domtar is requesting changes for the Red River from the Arkansas-Oklahoma state line to the mouth of the Little River; modification of the Total Dissolved Solids ("TDS") water quality criterion from 850 milligrams per liter ("mg/L") to 940 mg/L; and sulfate ("804") from 200 mg/L to 250 mg/L. For the Red River from the mouth of the Little River to the Arkansas-Louisiana state line Domtar is requesting modification of the 804 water quality criterion from 200 mg/L to 225 mg/L.

The Commission adopted the minute order initiating the rulemaking process on December 5, 2014, and no final decision has been made.

**c. Justification:** There are currently no known technologically and economically feasible treatments capable of reducing the total dissolved solids concentration to levels that meet the current water quality criteria. This rule will prevent the impairment listing of the Little River between Millwood Lake and the Red River; eliminate the spatial inconsistency in the TDS criterion for the Arkansas segment of the Red River; and preserve the aquatic life, agricultural water supply, industrial water supply, and primary and secondary recreational contact designated uses of the segments of the Little and Red Rivers.

**d. Economic Impact:** There will be no cost to state government associated with the proposed amendment and no regulatory burden such as fees, reporting requirements, or obtaining any regulatory permit because of the modification of these mineral standards. No additional requirements will be imposed on any small business by the proposed amendment and no

small business will be required to implement any changes because of the proposed amendment. The requested changes will impact only Domtar A.W. LLC.

e. **Environmental Benefit Analysis:** No Environmental Benefit Analysis is required.

11. **Regulation Number and Name:** Regulation No. 18, Arkansas Air Pollution Control Code; Docket No. 14-009-R.

a. **Amendment Proposed By:** Arkansas Department of Environmental Quality.

b. **Description:** ADEQ filed its request to initiate rulemaking on November 21, 2014. The substantive proposed changes to the Regulations 18, 19, and 26 are necessary in order to adopt the Environmental Protection Agency's 2012 National Ambient Air Quality Standards ("NAAQS") for particulate matter up to 2.5 micrometers in size ("PM2.5"), 2006 NAAQS for particulate matter up to 10 micrometers in size ("PM10"), 2008 NAAQS for ozone, 2008 NAAQS for lead, 2010 NAAQS for nitrogen dioxide, and 2010 NAAQS for sulfur dioxide.

The Commission adopted the minute order initiating the rulemaking process on December 5, 2014, and no final decision has been made.

c. **Justification:** The proposed changes will help ensure Arkansas has the authority to implement air pollution control programs and to issue permits. Amendments to Regulation 19 will be submitted to the EPA for inclusion into Arkansas's SIP and amendments to Regulation 26 will be submitted to the EPA for inclusion into Arkansas' Title V and Part 70 State Program.

d. **Economic Impact:** This rulemaking adopts a federal requirement and there will be no impact to the environment in Arkansas that would not have otherwise occurred.

e. **Environmental Benefit Analysis:** No Environmental Benefit Analysis is required.

12. Regulation Number and Name: Regulation No. 19, Regulations of the Arkansas Plan of Implementations for Air Pollution Control, Docket No. 14-010-R.

a. Amendment Proposed By: Arkansas Department of Environmental Quality.

b. Description: ADEQ filed its request to initiate rulemaking on November 21, 2014. The substantive proposed changes to the Regulations 18, 19, and 26 are necessary in order to adopt the Environmental Protection Agency's 2012 National Ambient Air Quality Standards ("NAAQS") for particulate matter up to 2.5 micrometers in size ("PM2.5"), 2006 NAAQS for particulate matter up to 10 micrometers in size ("PM10"), 2008 NAAQS for ozone, 2008 NAAQS for lead, 2010 NAAQS for nitrogen dioxide, and 2010 NAAQS for sulfur dioxide.

The Commission adopted the minute order initiating the rulemaking process on December 5, 2014, and no final decision has been made.

c. Justification: The proposed changes will help ensure Arkansas has the authority to implement air pollution control programs and to issue permits. Amendments to Regulation 19 will be submitted to the EPA for inclusion into Arkansas's SIP and amendments to Regulation 26 will be submitted to the EPA for inclusion into Arkansas' Title V and Part 70 State Program.

d. Economic Impact: This rulemaking adopts a federal requirement and there will be no impact to the environment in Arkansas that would not have otherwise occurred.

e. Environmental Benefit Analysis: No Environmental Benefit Analysis is required.

13. Regulation Number and Name: Regulation No. 26, Regulations of Arkansas Operating Air Permit Program; Docket No. 14-011-R.

a. Amendment Proposed By: Arkansas Department of Environmental Quality.

b. Description: ADEQ filed its request to initiate rulemaking on November 21, 2014. The substantive proposed changes to the Regulations 18, 19, and 26 are necessary in order



to adopt the Environmental Protection Agency's 2012 National Ambient Air Quality Standards ("NAAQS") for particulate matter up to 2.5 micrometers in size ("PM2.5"), 2006 NAAQS for particulate matter up to 10 micrometers in size ("PM10"), 2008 NAAQS for ozone, 2008 NAAQS for lead, 2010 NAAQS for nitrogen dioxide, and 2010 NAAQS for sulfur dioxide.

The Commission adopted the minute order initiating the rulemaking process on December 5, 2014, and no final decision has been made.

c. **Justification:** The proposed changes will help ensure Arkansas has the authority to implement air pollution control programs and to issue permits. Amendments to Regulation 19 will be submitted to the EPA for inclusion into Arkansas's SIP and amendments to Regulation 26 will be submitted to the EPA for inclusion into Arkansas' Title V and Part 70 State Program.

d. **Economic Impact:** This rulemaking adopts a federal requirement and there will be no impact to the environment in Arkansas that would not have otherwise occurred.

e. **Environmental Benefit Analysis:** No Environmental Benefit Analysis is required.

14. **Regulation Number and Name:** Regulation No. 2, City of Harrison and City of Yellville Third-Party Rulemaking; Docket No. 15-002-R.

a. **Amendment Proposed By:** City of Harrison and City of Yellville.

b. **Description:** City of Harrison and City of Yellville filed its request to initiate rulemaking on August 5, 2015. The City of Harrison and the City of Yellville are requesting site specific modifications of the minerals water quality criteria for a portion of Crooked Creek in Boone and Marion Counties. Harrison seeks modification of the chloride, sulfate and total dissolved solids criteria for Crooked Creek from the outfall of Harrison's Wastewater Treatment Plant to ADEQ Monitoring Station WH10193. Yellville seeks a modification of total dissolved solids criteria from ADEQ Monitoring Station WH10193 to the mouth of Crooked Creek.

The Commission adopted the minute order initiating the rulemaking process on August 28, 2015.

c. **Justification:** There are currently no known technologically and economically feasible treatments capable of reducing the total dissolved solids concentration to levels that meet the current water quality criteria.

d. **Economic Impact:** This rulemaking has no impact to the environment in Arkansas that would not have otherwise occurred.

e. **Environmental Benefit Analysis:** No Environmental Benefit Analysis is required.

1/4/16  
Date

Charles Moulton  
Charles Moulton  
Environmental Law Judge  
Arkansas Pollution Control and  
Ecology Commission

# ADEQ REVENUE FROM AIR, WATER & SOLID WASTE PERMIT FEES

b

Figures generated from ADEQ Permit Data System. Date range = 10-01-2015 to 12-31-2015

Division	Fee Code	Description	Annual	Initial	Interim Authority	Modification	Variance	Short-Term Authority	Total
AIR									
	G	General Operating Permit	\$ 25,000 125	\$ 1,400 7					\$ 26,400 132
	L5	Late Charge (Air T5)	\$ 4,434 2						\$ 4,434 2
	LC	Late Charge (Air LC)	\$ 843 18						\$ 843 18
	MS	Minor Source (Air MS)	\$ 381,902 185	\$ 2,289 1		\$ 8,055 17			\$ 392,246 203
	MVRF	Motor Vehicle Racing Facility	200 1						\$ 200 1
	R3	Air Reg 18.315	3,400 17						\$ 3,400 17
	T5	Title 5 (Air T5)	\$ 3,855,536 85			\$ 18,500 23			\$ 3,874,036 108
	Y5	Variance Title V (Air Y5)					\$ 200 1		\$ 200 1
	Z5	Interim Authority Title 5 (Air T5)							\$ - 0
AIR TOTAL		Total	4,271,315 433	3,689 8	- -	26,555 40	200 1	- -	\$ 4,301,759 \$ 482
SOLID WASTE									
	1	Class I Landfill	\$ 84,000 14						\$ 84,000 14
	3C	Class III commercial (SW 3C)							\$ - -

	3N	Class III Non-commercial	\$ 45,000 15					\$ 45,000 15
	3T	Class III Tire Monofill (SW 3T)	\$ 3,000 1					\$ 3,000 1
	4	Class IV Landfill	\$ 6,500 13					\$ 6,500 13
	CD/RF	Construction & Demolition Waste Recovery (Solid Waste CDRF)						\$ - 0
	CL	Closed Facility (Solid Waste CL)	\$ 500 1					\$ 500 1
	CO	Composting Organic Waste (Solid Waste CO)						\$ - 0
	CY	Composting Yard Waste (Solid Waste CY)	\$ 4,500 10					\$ 4,500 10
	LC	Late Charge (Solid Waste LC)	\$ 70 2					\$ 70 2
	P	Postclosure Fee (Solid Waste P)	\$ 1,500 3					\$ 1,500 3
	TS	Transfer Station or MRF	\$ 8,550 19					\$ 8,550 19
	WR	Solid Waste Recovery						\$ - 0
SOLID WASTE TOTAL		Total	153,620 78	0 0	0 0	0 0	0 0	153,620 78
WATER - NPDES								
	N-A	NPDES Agricultural (Minor With Toxic)	\$ 86,118 14					\$ 86,118 14
	N-B	NPDES Saltwater (Minor Without Toxic)	\$ 205,869 132	\$ 9,496 1		\$ 4,000 2		\$ 219,365 135
	N-BT	NPDES TF Eligible (Minor Without Toxic)	\$ 2,653 8			\$ 2,000 1		\$ 4,653 9
	N-C	NPDES Cooling Water	\$ 31,692					\$ 31,692

		6					6
N-G2	NPDES Coal Mining						\$ - 0
N-G3	NPDES Sanitary Landfill Run-off	\$ 5,600 14	\$ 800 2				\$ 6,400 16
N-G5	NPDES Bulk Petroleum Storage						\$ - 0
N-G6	NPDES Individual Home Treatment	\$ 3,000 15	\$ 800 4				\$ 3,800 19
N-G7	NPDES Water Plant Backwash Filter	\$ 12,800 32					\$ 12,800 32
N-G8	NPDES Pipeline Hydrostatic Test	\$ 1,067 6	\$ 1,600 8				\$ 2,667 14
N-G9	NPDES Car/truck Wash Facility	\$ 400 2					\$ 400 2
N-GA	Ground Water Clean-Up (Water-NPDES GA)	\$ 500 1					\$ 500 1
N-GB	Laundromat (Water-NPDES GB)						\$ - 0
N-GC	Sand and Gravel (Water-NPDES GC)	\$ 1,800 9					\$ 1,800 9
N-GD	Concentrated Animal Feedlot Operation (Water-NPDES GD)						\$ - 0
N-GE	Cooling Towers; Tower & Boiler Blowdown (Water-NPDES GE)	1,150 6					\$ 1,150 6
N-GF	Pesticides (Water-NPDES)	\$ 600 3					\$ 600 3
N-J	NPDES Major Non-municipal, MRAT >= 100	\$ 180,000 12			\$ 5,000 2		\$ 185,000 14
N-K	NPDES Major Non-municipal, MRAT 80-100	\$ 44,000 4					\$ 44,000 4

	L	Discretionary Major (Water-NPDES L)	\$ 11,000 1					\$ 11,000 1	
	LC	Late Charge(Water-NPDES LC)	\$ 1,240 16					\$ 1,240 16	
	LS	Late Charge (Storm Water)	\$ 960 48					\$ 960 48	
	N-M	NPDES Major Municipal	\$ 264,538 29			\$ 5,000 1		\$ 269,538 30	
	NO-EX	No-Exposure Certification (Water-NPDES	\$ 25,800 129	\$ 800 4				\$ 26,600 133	
	N-P	NPDES Minor Variable Discharge	\$ 11,100 37	\$ 600 2				\$ 11,700 39	
	N-Q	NPDES Construction Permit		\$ 4,000 8		\$ 500 1		\$ 4,500 9	
	N-R1	NPDES Stormwater Manufacturing	\$ 124,200 623	\$ 2,800 14				\$ 127,000 637	
	N-R2	NPDES Stormwater Construction	\$ 36,550 185	\$ 16,400 82				\$ 52,950 267	
	R4	NPDES Stormwater: MSF Phase II	\$ 1,200 6					\$ 1,200 6	
	TF	NPDES TF (Act 575 Trust Fund)	\$ 3,162 9					3,162 9	
								0	
WATER NPDES TOTAL		Total	1,056,999 1,347	37,296 125	0 0	16,500 7	0 0	0 0	1,110,795 1,479
STATE WATER PERMITS	S-D	Confined Animal or Small Sep	\$ 11,850 60	\$ 200 1		\$ 400 2		\$ 12,450 63	
	S-DT	Confind Anml or Small Sep (TF eligible) (Water-SPB DT)	\$ 200 1					\$ 200 1	
	S-E	State Permits Branch Commercial or	\$ 34,667 70	\$ 1,500 3		\$ 1,000 2		\$ 37,167 75	

	S-ET	State Permits Branch Commercial or	\$ 900 3						\$ 900 3
	S-G1	State Permits Branch Confined							\$ - 0
	GP	Oil & Gas Pits							\$ - 0
	S-H	Salt Water Disposal (SPB H)	\$ 38,250 153	\$ 250 1		\$ 750 3			\$ 39,250 157
	GLA	Oil & Gas Land Application							\$ - 0
	S-I	POTW Non-NPDES Land App							\$ - 0
	LC	Late Charge(Water-SPB LC)	\$ 721 29						\$ 721 29
	ST	Short-Term Authorization (Water-						\$ 144,200 88	\$ 144,200 88
	TF	SPB TF (Act 575 Trust Fund)	\$ 1,400 7						\$ 1,400 7
WATER - STATE PERMIT		Total	\$ 87,988 \$ 323	\$ 1,950 5	\$ - \$ -	\$ 2,150 7	\$ - \$ -	\$ 144,200 88	\$ 236,288 \$ 423
	U-1	State Permits Branch UIC - Class I	\$ 75,000 5						\$ 75,000 5
	Z	Interim Authority							\$ - 0
UIC TOTALS		Total	\$ 75,000 5	\$ - 0	\$ - 0	\$ - 0	\$ - 0	\$ - 0	\$ 75,000 5
TOTAL		Total	\$ 5,644,922 2,186	\$ 42,935 138	\$ - 0	\$ 45,205 54	\$ 200 1	\$ 144,200 88	\$ 5,877,462 2,467

This information comes from the "Invoice All" program. Run "Fee Code Payment Type" for the previous qtr that closed.

# ADEQ REVENUE FROM PERMIT FEES AND LICENSES

All figures generated 9-30-2015, based on active invoices. Date range = 10-01-2015 to 12-31-2015

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Invoice Identifier	Fee Code	Description	Fund	Collections
RST - Tank Installer Licenses	RST	Tank installer licenses	SRS0000	\$ 3,900.00
TKS - Storage Tank Fees	TKS	Storage Tank Fees		\$ 22,197.00
UST - Exam Fees	UST	Underground Storage Tank Exam Fees		\$ 2,250.00
ASB - Asbestos Licenses	ASB	Asbestos Licenses	SAC0000	\$ 21,020.00
CCL - Contractors Licenses - Lead	CCL	Contractors Licenses	SAC0000	\$ 44,575.00
HWD - HW Permits	HWD	Hazardous Waste Permits	SHW0000	\$ 294,972.01
			MEE0000	\$ -
			THS0000	\$ -
TRF - Transfer Facilities	TRF	Transfer Facilities	SHW0000	\$ -
HWL - HW Licenses	HWL	HW Licenses	SHW0000	\$ -
SFF - Superfund	HWD	Superfund permit fees	THS0000	\$ -
			MEE0000	\$ -
LAB - Lab Certification Fees	LAB	Lab Certification Fees	TPE0000	\$ 16,010.00
MPS - Mining Fees	MPS	Non-coal mining permit Fees	HMA0100	\$ 1,670.00
		Coal Mining Permit Fees	MAF0000	\$ -
		Quarry Permit Fees	TLR0000	\$ 1,000.00
MBL - Mining Fees	MBL	Blaster Permits	MAF0000	\$ -
DCO - Dump Control Officers	DCO	Dump Control Officer Licenses	TPE0000	\$ -
SWL - Sanitary Landfill Operators	SWL	Sanitary Landfill Operator Licenses		\$ 3,965.00
TTL - Waste Tire Licenses	TTL	Waste Tire Licenses		\$ 565.00
TPF - Waste Tire Facilities	TPF	Waste Tire Facilities		\$ -
MER - Mercury Switches	MER	Mercury Switches	TWS0100	\$ 665.00
SWF - Municipal Landfills	SWF	Municipal Landfill Fees	TWS0100	\$ 243,262.23
			TWS0200	\$ 973,048.91
			TWS0300	\$ 765,243.38
ILF - Industrial Landfills	ILF	Industrial Landfill Fees	TWS0100	\$ 41,425.24
			TWS0200	\$ 165,700.92
			SMB0000	\$ 69,042.03
WWL - Wastewater Licenses	WWL	Waste Water Operator Licenses	MWW0000	\$ 16,310.00
Total				\$ 2,686,821.72



### Civil Penalty Assessments

	<b>CY2014</b>	<b>CY2015</b>	<b>Difference</b>	<b>%Diff</b>
<b>Grand Totals</b>	<b>\$1,108,629.91</b>	<b>\$561,393.90</b>	<b>\$ (547,236.01)</b>	<b>-49.36%</b>

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<i>SEP only 2014</i>	<i>City Of Smackover Fire Dept</i>	<i>\$ 13,718.25</i>
	<i>White County LEPC</i>	<i>\$ 3,000.00</i>
	<i>Sebastian County Emger Management</i>	<i>\$ 15,663.19</i>
<i>SEP only 2015</i>	<i>Northwest AR Childrens Shelter</i>	<i>\$ 1,456.00</i>
	<i>Friends of the West Fork Libra</i>	<i>\$ 5,775.00</i>
<b>Total SEP's</b>		<b><u>\$ 39,612.44</u></b>