



ARKANSAS  
Department of Environmental Quality

October 13, 2008

Sen. Henry "Hank" Wilkins, IV, Co-Chair  
Rep. Scott Sullivan, Co-Chair  
Arkansas Legislative Council  
Room 315, State Capitol Building  
Little Rock, AR 72201

Dear Gentlemen:

As required in Act 1281 of 2007, Section 43(a)-(e), the Arkansas Department of Environmental Quality presents the following information:

- (a) the number and type of environmental permits currently authorized by the Department and Pollution Control and Ecology Commission in each environmental permit category,
- (b) the total funds collected from permit fees for each permit category and the percent increase or decrease in permit fees annually,
- (c) the 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) the 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) the description of all pending rulemaking activities and justifications, including economic impact and environmental benefit analysis.

The information provided by each division covers the period of July 1, 2008 through September 30, 2008. If you have any questions, please contact Karen Bassett at (501) 682-0959.

Sincerely,

A handwritten signature in cursive script, reading "Teresa Marks".

Teresa Marks  
Director

# AIR DIVISION

As of: 9/30/2008

State Fiscal Quarter FY09 1st

## Air Permits/Category

Major Title V	214
Minor	873

a.

## Permits Pending- By Category/Facility

Facility	Days Pending	Reason Code
<b>MAJOR TITLE V</b>		
Date Received		
11/1/2005	Great Lakes Chemical Corporation - Central Plant	1065 7
4/18/2006	Corp of Engineers - W.G. Huxtable Pumping Station	897 3
8/10/2006	American Electric Power Service - John W. Turk, Jr. Plant	783 5
1/5/2007	US Army - Pine Bluff Arsenal	635 5
1/12/2007	Anthony Timberlands, Inc.	628 3
2/28/2007	Plum Point Energy Station	581 3
3/29/2007	US Army - Pine Bluff Arsenal	552 5
6/14/2007	U.S. Army, Pine Bluff Arsenal	475 5
6/20/2007	U.S. Army, Pine Bluff Arsenal	469 5
7/20/2007	Ciba Specialty Chemicals	439 7
8/9/2007	West Fraser, Inc. - Huttig Mill	419 6
8/23/2007	Travis Lumber Company	405 2
8/31/2007	Del-Tin Fiber LLC	397 3
9/6/2007	U.S. Army, Pine Bluff Arsenal	391 5
9/6/2007	U.S. Army, Pine Bluff Arsenal	391 5
9/25/2007	Arkansas Lime Company	372 7
10/2/2007	Georgia-Pacific Wood Products South	365 6
11/1/2007	U.S. Army, Pine Bluff Arsenal	335 5
11/13/2007	Great Lakes Chemical Corporation - South Plant	323 3
11/13/2007	Waste Management Ozark Ridge Landfill	323 5
12/11/2007	Great Lakes Chemical Corporation - West Plant	295 3
12/14/2007	Eco-Vista, LLC was Waste Management Tontitown Landfill	292 6
12/26/2007	TIN Inc. dba Temple Inland	280 3
12/27/2007	Lide Industries, Inc.	279 6
1/9/2008	Husqvarana Outdoor Products	266 6
1/11/2008	Riceland Foods, Inc. - Jonesboro	264 3
1/11/2008	Plum Point Energy Station - unit 1	264 3
1/11/2008	Plum Point Energy Station - common facilities	264 3
1/17/2008	Union Power Station	258 3
1/28/2008	QualServ Corporation	247 5
1/28/2008	Weyerhaeuser - Emerson Plywood	247 5
1/30/2008	Weyerhaeuser - Emerson Division	245 5
2/7/2008	Quanex Corporation - MacSteel	237 3
2/12/2008	Plum Point Energy Station	232 3
2/19/2008	Deltic Timber Corporation - Waldo Mill	225 5
2/27/2008	Federal Coach, LLC	217 6
3/4/2008	American Tubing	211 6
3/10/2008	Acme Brick - Perla Plant	205 6
3/10/2008	Acme Brick - Wheeler Plant	205 3
3/10/2008	Acme Brick - Ft Smith Plant	205 6
3/12/2008	CenterPoint - Taylor Compressor Station	203 3
3/25/2008	Challenger, Inc. dba Bass Cat Boats	190 3
3/25/2008	TETCO - Hope Compressor Station	190 3
3/26/2008	Natural Gas Pipeline - Station 305	189 5
3/28/2008	Bald Knob Compressor Station	187 5
3/31/2008	Green Bay Packaging, Inc - Arkansas Kraft	184 6
3/31/2008	Ball Metal Food Container Corp.	184 5
4/3/2008	Deltic Timber Corporation - Ola	181 5
4/9/2008	U.S. Army, Pine Bluff Arsenal	175 5

c.

4/9/2008	American Electric Power Service - John W. Turk, Jr. Plant	175	7
4/11/2008	Flakeboard America LLC	173	5
4/14/2008	Clean Harbors El Dorado LLC	170	3
4/17/2008	TEPPCO-Helena Terminal	167	3
4/17/2008	Triumph Fabrications Hot Springs	167	5
4/18/2008	Georgia-Pacific Chemicals LLC	166	7
4/21/2008	Nucor Corporation (Nucor Steel, Arkansas)	163	3
4/22/2008	Delta Natural Kraft	162	3
4/25/2008	ADM Grain Company	159	6
4/28/2008	Evergreen Packaging - Pine Bluff Mill	156	7
5/1/2008	U.S. Army, Pine Bluff Arsenal	153	5
5/8/2008	Natural Gas Pipeline - Station 306	146	6
5/9/2008	Armstrong Hardwood Flooring - Witt Plant	145	5
5/12/2008	Georgia-Pacific Chemicals LLC	142	2
5/12/2008	Ranger Boats/Wood Manufacturing, Inc.	142	5
5/20/2008	Georgia-Pacific - Crossett Paper	134	5
5/21/2008	Potlatch Corporation - Cypress Bend Mill	133	5
5/22/2008	IC Bus, LLC	132	5
6/2/2008	Georgia-Pacific Wood Products LLC, OSB	121	6
6/4/2008	TEPPCO El Dorado Terminal	119	3
6/5/2008	Superior Industries International Inc.	118	5
6/6/2008	Georgia-Pacific - Crossett Paper	117	5
6/6/2008	U.S. Army, Pine Bluff Arsenal	117	5
6/10/2008	Anthony Timberlands, Inc.	113	7
6/11/2008	Jonesboro City Water & Light	112	3
6/12/2008	Anthony Forest Products	111	7
6/13/2008	Entergy - White Bluff Plant	110	8
6/13/2008	(CAIR) Entergy - Ritchie	110	8
6/13/2008	(CAIR) Entery - Moses	110	8
6/13/2008	(CAIR) Entergy - Lynch Plant	110	8
6/13/2008	(CAIR) Entergy - Lake Catherine	110	8
6/13/2008	(CAIR) Entergy Independence Plant	110	8
6/13/2008	Entergy - Independence Plant	110	8
6/17/2008	Acme Brick - Ouachita Plant	106	5
6/20/2008	Arkansas Electric Co-op - CT1	103	5
6/20/2008	Arkansas Electric - Fitzhugh Station	103	5
6/20/2008	Arkansas Electric Co-op - Oswald Generating Station	103	5
6/23/2008	Ball Metal Food Container Corp.	100	5
6/24/2008	Triumph Fabrications Hot Springs	99	3
6/24/2008	(CAIR) Hot Springs Power Company, LLC	99	8
6/24/2008	(CAIR) Pine Bluff Energy Center	99	8
6/27/2008	CenterPoint - Dunn Compressor Station	96	2
7/1/2008	KGen Hot Springs LLC	92	3
7/2/2008	Arkansas Western Gas Co. - Sells Compressor Station	91	3
7/2/2008	Berenfield Containers	91	6
7/3/2008	Flint Creek Power Plant	90	3
7/3/2008	SWEPCO - Harry D. Mattison Power Plant	90	2
7/14/2008	GFI, Inc.	79	2
7/16/2008	Ash Grove Cement Company	77	5
7/17/2008	Clean Harbors El Dorado LLC	76	5
7/21/2008	FutureFuel Chemical Company	72	2
7/21/2008	SWEPCO - Harry D. Mattison Power Plant	72	7
7/22/2008	Entergy - White Bluff Plant	71	5
7/22/2008	Pinnacle Frames and Accents, Inc.	71	2
7/24/2008	Deltic Timber Corporation - Ola	69	5
7/24/2008	Correll, Inc.	69	2
7/31/2008	Dassault Falcon Jet Corp.	62	2
8/4/2008	Deltic Timber Corporation - Ola	58	5
8/4/2008	Eakas Arkansas Corporation	58	2
8/4/2008	Reynolds Consumer Products Holdings, Inc. dba Reynolds F	58	2
8/7/2008	Deltic Timber Corporation - Waldo Mill	55	5
8/8/2008	CMC Joist and Deck	54	2
8/8/2008	Entergy - Independence Plant	54	5
8/8/2008	Del-Tin Fiber LLC	54	2
8/8/2008	Potlatch Forest Products Corp - Prescott	54	2
8/12/2008	U.S. Army, Pine Bluff Arsenal	50	5

8/12/2008	CenterPoint - Piney Compressor Station		50	3
8/13/2008	H.G. Toler & Son Lumber Company - Leola		49	2
8/14/2008	Arkansas Terminals & Trading		48	3
8/15/2008	U.S. Army, Pine Bluff Arsenal		47	5
8/15/2008	U.S. Army, Pine Bluff Arsenal		47	5
8/15/2008	JP Price Lumber Company and Sawmill		47	2

MINOR				Reason Code
10/16/2007	Cross Oil Refining & Marketing, Inc.		351	3
11/19/2007	Tyson Foods, Inc - Clarksville Protein Plant		317	3
12/26/2007	H.J. Baker & Brothers, Inc.		280	3
2/28/2008	Glad Manufacturing Co.		216	6
3/11/2008	Lockheed Martin Missiles & Fire Control		204	6
4/8/2008	K2 Marine, Inc.		176	3
4/15/2008	Team Ward, Inc.		169	7
4/21/2008	Anchor Packaging		163	6
1/24/2008	Extex - Tract 3 Production Facility		251	6
1/24/2008	Extex - Tract 9 Production Facility		251	6
1/24/2008	Extex - Tract 12 Production Facility		251	6
5/5/2008	Aluma-Weld dba Xpress Boats, Inc.		149	6
5/6/2008	Royal Oak Enterprises		148	6
5/20/2008	University of Fayetteville - Central Utility Plant		134	6
5/8/2008	The Strong Company, Inc.		146	6
5/20/2008	CenterPoint Energy - Searcy Compressor Station		134	6
6/4/2008	CoorsTek Arkansas Operations - Boone Rd Facility		119	6
6/9/2008	Drumco of Arkansas		114	3
6/11/2008	Anchor Die Cast Manufacturing		112	6
6/12/2008	Exide Corporation dba GNB Industrial Power		111	6
6/16/2008	Saint-Gobain Proppants		107	5
6/23/2008	Whirlpool Corp. - Ft. Smith		100	6
6/27/2008	General Cable Industries, Inc.		96	6
7/2/2008	Gerber Products Company		91	5
7/7/2008	Pilgrim's Pride Corporation		86	5
7/11/2008	Automated Solutions, Inc.		82	6
7/11/2008	Alumacraft Boat Company, Inc.		82	6
7/17/2008	Dixie Consumer Products		76	6
7/22/2008	Federal Drier and Storage Company		71	5
7/25/2008	Precision Packaging, Inc.		68	3
7/30/2008	Mid America Distillations, Inc.		63	2
8/6/2008	Steel Related Technology, LLC		56	6
8/11/2008	Tyson Foods, Inc - Clarksville Protein Plant		51	6
8/12/2008	Texas Gas - Bald Knob Compressor Station		50	5

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

As of:	9/30/2008
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State Fiscal Quarter	First
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### Hazardous Waste Management Permits

Post-Closure:	6
Hazardous Waste Management:	14

a.

Applications Pending	1
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Type/Name	Permit No.	Days Pending	Reason Code
Modification/ PBCDF/Waste Analysis Plan HD HT updates	29H	125	2

c.

### Reason Codes:

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:

## MINING DIVISION

As of: 9/30/2008

State Fiscal Quarter 1st FY09

### Mining Division Permits/Category

Coal Mining		Open-Cut Mining	
Active	7	Sand and Gravel	127
Exploratory	0	Clay	45
		Shale	18
		In-Stream	12
		Soil	28
		Other	10
Coal Total	7	Open-Cut Total	240
<b>Total Mining Permits</b>	<b>247</b>		

a.

### Permits Pending- By Category/Facility

COAL MINING		Days Pending	Reason Code
OPEN-CUT MINING		Days Pending	Reason Code
Les Rogers Inc.		1254	7
Standard Gravel, Inc.		1058	7
Guy King and Sons		573	7
GEO Speciality Chemicals, Inc.		306	3
Copperhead Farms		267	3
B & H Resources, LLC		264	5
RazorRock Materials		263	3
William Henry's Dozer Service		219	3
Douglas Taylor		153	3
Bonds Excavating Enterprises, Inc.		99	3
Crow Aggregates Co., LTD		63	3

c.

#### 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:

#### Applications pending over 500 days.

Les Rogers, Inc.:

A draft decision to deny application based on Section 303(d) listing and non-compliance issues during a recent inspection will be issued soon.

## SOLID WASTE DIVISION

As of: 9/30/2008

State Fiscal Quarter 1

## Solid Waste Management Permits/Category

Class 1 Landfills	41
Class 3 Landfills	31
Class 4 Landfills	39
Compost Facilities	32
CDMRF	0
Tire Processing Facilities	8
Transfer Station/WRFs	85

a.

## Permits Pending- By Category/Facility

Class 1 Landfill Apps/Mods	Days Pending	Reason Code	Notes
Morrilton Class 1 Vertical Expansion	144	3	Ongoing Technical Deficiencies
WCA - Rolling Meadows Expansion	424	1	not admin complete, awaiting fee
Desha Co. Class 1 Minor Mod	406	2	Drafting permit addendum
Class 3 Landfill Apps/Mods	Days Pending	Reason Code	Notes
EMS Class 3T Landfill Permit Modification	1442	1	Inadequate FA; overfill issues
SWEPKO Class 3N Major Mod (Flint Creek Site)	1090	2	NOD response (new application) rec 1/4/08, review
Enterkey Independence	670	2	Groundwater conditions being drafted
Enterkey White Bluff	701	2	Groundwater conditions being drafted
Class 4 Landfill Apps/Mods	Days Pending	Reason Code	Notes
City of Conway Permit Application	1031	3	Additional deficiency letter mailed 7/10/08
Sevier Co. Class 4 Modification	743	7	finalizing final permit
City of Hope	392	6	draft
Union Co. Class 4	133	1	admin incomplete, letter mailed, ongoing
Mississippi Co. Class 4	265	1	Awaiting overfill resolution, public notice
Compost Facility Apps/Mods	Days Pending	Reason Code	Notes
Fayetteville Composting	837	1	FA Posted in July, under review
Little Rock Municipal Landfill	809	7	final permit under review
Lacy Composting	316	3	NOD multiple plans and specs
CDMRF Apps/Mods	Days Pending	Reason Code	Notes

c.

Date Submitted
5/9/2008
8/3/2007
8/21/2007
Date Submitted
10/19/2004
10/6/2005
11/30/2006
10/30/2006
Date Submitted
12/4/2005
9/18/2006
9/4/2007
5/20/2008
1/9/2008
Date Submitted
6/16/2006
7/14/2006
11/19/2007
Date Submitted

Tire Processing Facility Apps/Mods	Days Pending	Reason Code	Notes
Ash Grove TP	278	2	tech review
Benton County TP	726	2	tech review
Transfer Station Apps/Mods			
IESI - Independence County TS	895	2	admin complete mailed awaiting pub notice
IESI - Lake City - Cleburne County TS	945	2	admin complete mailed awaiting pub notice
Yell County TS - Ola	350	2	no FA and no design drawings
Yell County TS - Danville	350	2	no FA and no design drawings
Yell County TS - Dardanelle	350	2	no FA and no design drawings
Methvin TS	900	2	admin complete mailed awaiting pub notice
Roll Off TS	200	2	admin complete mailed awaiting pub notice
WRF Apps/Mods	Days Pending	Reason Code	Notes

Date Submitted
12/27/2007
10/5/2006
Date Submitted
4/19/2006
2/28/2006
10/16/2007
10/16/2007
4/14/2006
3/14/2008
Date Submitted

## Reason Codes:

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



WATER DIVISION  
NPDES

As of:	9/30/2008
Due Date	10/6/2008
State Fiscal Quarter	1

**NPDES Permits/Category**

<b>Individual Permits</b>	
Municipal	360
Industrial	430
<b>Stormwater Permits</b>	
Construction	1240
Industrial	1703
Small Municipal Separate Storm	
Sewer System (MS4)	46
Individual	1
<b>General Permits</b>	
Coal Mining	4
Landfill	32
Non-Contact Colling Water	2
Aggregate Facilities	35
Self Service Laundry	0
Petroleum Storage	46
Individual Treatment	96
Water Treatment	124
Hydrostatic Testing	96
Car Wash	23
Ground Water	12
<b>Total</b>	<b>4250</b>

a.

WATER DIVISION  
NPDES

Permits Pending- By Category/Facility

Q1 SFY 2009

Facility	Days Pending	Reason Code
Dogwood Meadows		issued
City of El Dorado - South Plant		issued
El Dorado Water Utilities - North Plant		issued
Amfuel		issued
Concord Waterworks Facilities		issued
S&D Rentals, Partnership d/b/a Cabana Estates		Revoked
Ferricliiff Camp and Conference Center		issued
Entergy-Ritchie Plant		issued
City of Sheridan		issued
Greenville Tube Corporation		issued
Phil Rod Acres Mobile Home Park	313	8
Little Rock Wastewater - Little Maumelle WWTP		issued
Smith Fibercast		issued
City of Carthage	276	issued
Harvey Couch Steam Electric Station	185	5
Tyson Foods, Inc.-Hope Processing Plant		issued
North Little Rock Electric Department Murray Hydroelectric		issued
City of West Memphis		issued
City of Sulphur Rock		issued
El Dorado Water Utilities	275	4
Halliburton Energy Services, Inc. and Tremont Corporation		issued
Entergy - Hamilton Moses Plant		issued
City of Dewitt		issued
City of Warren Water and Sewer		issued
Laurence's Cedar Oaks Resort		issued
Tyson Foods, Inc.		issued
Ciba Specialty Chemicals Corporation	234	5
Pulaski County Special School District		issued
USDINPS-BUFFALO NATL RV-BUFFAL		issued
SEVEN POINT LAKE SUBDIVISION		issued
Bedford Falls		issued
Valley View Land Develop		issued
Dynegy Services Plum Point, LLC		issued
London Pollution Control Facility		issued

C.

WATER DIVISION  
NPDES

Tri-County Sand and Gravel, Inc.	222	5	issued
City of McDougal			issued
Benton County Stone			issued
City of Lamber			issued
City of Benton			issued
Cedarville Public Schools			issued
USDFWS-Greers Ferry National Fish Hatchery			issued
Downhome Restaurant & Catering, Inc.			issued
GEO Specialty Chemicals, Inc.	198	5	issued
Mountain Valley Retreat Center			issued
City of Wheatley			issued
City of Bradford			issued
Arkansas Department of Parks & Tourism			
DeGray Lake Resort State Park	132	5	
Arkansas Department of Parks & Tourism			
Toltec Mounds State Park	97	2	
Arkansas Department of Parks and Tourism-Lake Charles State Park			
Bentonville Wastewater Treatment Plant	126	5	
C.P. Group	109	2	
Cedar Oaks Homeowners Assoc.	216	2	
Certainfeed Gypsum, Inc.	182	2	
Cherokee Village Sewer, Inc.	153	5	
Chicot County - Ditch Bayou Boat Ramp	119	2	
City of Barling	75	5	
City of Berryville	203	5	
City of Bryant	54	2	
City of Caraway	173	5	
City of Clarksville	92	2	
City of Conway-Stone Dam Creek	250	2	
City of Crawfordville	189	2	
City of Decatur	69	5	
City of Fort Smith - Massard Wastewater Treatment	461	5	
City of Fort Smith-"P" Street WWTP	201	5	
City of Glenwood	216	5	
City of Gosnell	83	2	
City of Harrison	103	2	
City of Hazen	61	5	
City of Judsonia	90	2	
City of Lake Village	139	5	
City of Lake Village	77	2	
City of Leslie	54	2	

WATER DIVISION  
NPDES

City of Lewisville .	90	2	
City of Lonoke .	61	2	
City of Marshall	57	2	
City of Mineral Springs	57	2	
City of Nashville	250	5	
City of Newport	77	2	
City of Nimmons	97	2	
City of Norfolk	69	2	
City of Parkdale	132	5	
City of Pocahontas	57	2	
City of Redfield	54	2	
City of Smackover	139	2	
City of Van Buren - Main Plant	119	2	
City of Widener	53	2	
Cooper Tire & Rubber Company	145	2	
Eagle View WWTF	130	2	
Eden Isle Corporation	299	5	
El Dorado Chemical Company	637	5	
Entergy - Harvey Couch Steam Electric Station	369	5	
FutureFuel Chemical Company	118	2	
Georgia Pacific-Fordyce	271	2	
Georgia-Pacific LLC - Crossett Paper Operations	295	5	
Glen Rose Public School	161	2	
Magnolia Country Club	160	2	
Maple Creek Farms Property Owners SID No. 2	103	5	
Mars Petcare U.S., Inc.		issued	
North Little Rock Wastewater UtilityWhite Oak Bayou	54	2	
Northwest Arkansas Conservation Authority (NACA)	110	5	
Outdoor Resorts of the Ozarks, Inc.	186	5	
Pine Bluff Wastewater Utility	90	2	
Plum Point Energy Station	246	5	
Potlatch Corporation Southern Division-Ozan Unit	103	2	
Quanex Corporation-MacSteel Division	833	5	
Sebastian Lake Public Water Authority of Arkansas	99	5	
SGL Carbon Group	263	5	
Shumaker Public Service Corporation	203	2	
South Arkansas District Church of the Nazarene	201	5	
Southland Improvement District	49	2	
Southside Public School	259	2	
Tri-City Utilities, Inc.	97	2	
Union Pacific Railroad Company	637	5	

They are doing study

They are doing study

More info is required

WATER DIVISION  
NPDES

Reason Codes:

1	Waiting for Public Hearing on WQMP
2	Reviewing drafted permit
3	Awaiting Information from Applicant
4	Waiting for EPA approval of WQMP or Permit
5	Preparing Draft Permit Decision
6	Awaiting Close of Public Comment Period or Ready for PN
7	Drafting Response to Comments
8	Other

As of:	9/30/2008
State Fiscal Quarter	1

## No Discharge Permits

Agriculture	338
Industrial	602
Salt Water Disposal	496
Municipal	45
Domestic	7
Underground Injection Control (UIC)	8

a.

## Permits Pending- By Category/Facility

Agriculture	Days Pending	Reason Code

Industrial	Days Pending	Reason Code
Terra Renewal Services (4792-WR-4)	47	4
Terra Renewal Services (5025-W)	48	4
Central Arkansas Disposal, LLC (4929-WR-2)	50	4
City of Fayetteville (5028-W)	64	5
Harleton Oil & Gas (5026-W)	91	4
River Restaurant (5023-W)	106	5
Northwest Arkansas Recovery (4707-WR-1)	109	9
Terra Renewal Services (5022-W)	118	5
Key Energy Services (4547-WR-3)	124	6
City of Fayetteville (4748-WR-1)	141	5
Environmental Solutions and Services (5010-W)	152	2
Capstone Oilfield Disposal of Arkansas (2919-WR-3)	160	9
Fugo Services, LLC (4500-WR-1)	160	2
Prairie County Landfarm (5017-W)	179	5
Arkansas Petro One (5016-W)	219	5
Green Grow Disposal (3968-WR-2)	220	2

c.

Terra Renewal Services (4813-WR-2)		issued (1st quarter)
Terra Renewal Services (4812-WR-3)		issued (1st quarter)
Lost Rock Ranch, LLC (4956-W)		issued (1st quarter)
Roberson Trucking (4973-W)		issued (1st quarter)
City of Ozark (4786-WR-2)		issued (1st quarter)

<u>Salt Water Disposal (SWD)</u>	<u>Days Pending</u>	<u>Reason Code</u>
Arklatx Optg. (0446-WG-SW-1)	432	8
Circle Ridge Production (0403-WG-SW-1)	508	8
Marty Shelton, Inc. (0692-WG-SW)	531	8
A.A. Gilbert, Ark. Acct. (0536-WG-SW-2)	628	8

AOGC has not issued Authority Letter  
AOGC has not issued Authority Letter  
AOGC has not issued Authority Letter  
AOGC has not issued Authority Letter

<u>Underground Injection Control (UIC)</u>	<u>Days Pending</u>	<u>Reason Code</u>

## Reason Codes:

1	Reviewing Technical Information
2	Waiting on information from Applicant
3	Applic. 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

d.

**DATE:** October 2, 2008

**TO:** LEGISLATIVE COUNCIL

**FROM:** TERESA MARKS, DIRECTOR  
ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

**RE:** SECTION 43(d) of ACT 1281 OF THE 2007 REGULAR SESSION  
OF THE ARKANSAS GENERAL ASSEMBLY

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As provided by Section 43(d) of Act 1281 of the 2007 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 Public Notice for the period of July 1, 2008 through September 30, 2008. 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 48 .

Additionally the Department is authorized by A.C.A. §8-4-103 (b) to institute a civil action in any court of competent jurisdiction to compel compliance with state environmental laws and regulations. Following is a list of actions which have been filed in court for the period of July 1, 2008 through September 30, 2008.

Type of Civil Action	Defendant	Geographic Location
Filing Fee	ADEQ vs. Aero, Inc.	Circuit Court of Howard County
Filing Fee	ADEQ vs. Civil Design	Circuit Court of Pulaski County
Filing Fee	ADEQ vs. Henry Chase	Circuit Court of Scott County
Filing Fee	ADEQ vs. Randy Howard	Circuit Court of Lawrence County



## ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

### NOTICE OF ENFORCEMENT ACTIONS

Public notice is hereby given that the Arkansas Department of Environmental Quality (ADEQ) has entered into the Consent Administrative Orders and has issued the Notices of Violation listed below. Documents for these enforcement matters can be made available for inspection or copying by contacting ADEQ's Legal Division, 5301 Northshore Drive, North Little Rock, Arkansas 72118-5317. There may be a charge to cover photocopying costs for some documents. Copies of enforcement documents, including those referenced in this notice also are available for viewing on the ADEQ website at [http://www.adeq.state.ar.us/legal/cao\\_info.asp](http://www.adeq.state.ar.us/legal/cao_info.asp). Further, ADEQ is accepting written comments from the public regarding these matters. Such comments must be sent to ADEQ, Legal Division, at the above address within 30 days after publication of this Notice. If a comment on any proposed Consent Administrative Order is received by ADEQ within this time period, in accordance with Act 163 of 1993, the person submitting the comment may request the Pollution Control and Ecology Commission to set aside the order in the matter by filing a petition with the Commission Secretary. If a comment on any Notice of Violation is received by ADEQ within this time period, the person submitting the comment will be given notice of any hearings held on the matter and shall have the right to intervene in any hearing in the matter by filing a petition for intervention with the Commission Secretary. Any such petition must be filed in accordance with applicable regulations and sent to the Commission Secretary, 101 East Capitol, Suite 205, Little Rock, Arkansas 72201.

### CONSENT ADMINISTRATIVE ORDERS

El Dorado Chemical Company, Union County, NPDES/Water Division, \$9,632.00  
Penalty

JW Aluminum Company, Pope County, Air Division, \$5,000.00 Penalty

LBOC, LLC, Union County, Water Division, \$23,760.00 Penalty

Limine Trust, LLC d/b/a Osage Hills/Terrace Subdivision, NPDES/Water Division,  
Pulaski County, \$8,000.00 Penalty

Lindsey Contracting, LLC-Mayfield Mine, Benton County, NPDES/Water Division,  
\$15,000.00 Penalty

Road Systems, Inc., White County, Air Division, \$4,490.00 Penalty

Shaw Mid States Pipe Fabricating, Inc., Union County, Air Division, \$4,905.00  
Penalty

**ELECTIVE SITE CLEAN-UP AGREEMENT**

Larey-Nixon Properties, Inc., Regarding MTCI/Former Latham Motorcars, Miller County, Hazardous Waste Division, No Penalty

**DEFAULT ADMINISTRATIVE ORDER AND PERMIT REVOCATION**

Arrow Automotive Industries, Inc., Conway County, Air Division, No Penalty

Dated this 10th day of July 2008  
Teresa Marks, Director  
Arkansas Department of Environmental Quality

## ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

### NOTICE OF ENFORCEMENT ACTIONS

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### CONSENT ADMINISTRATIVE ORDERS

Alumacraft Boat Company, Clark County, Air Division, \$9,137.50 Penalty

Arkansas Aluminum Alloys, Inc., Garland County, NPDES/Water Division, \$7,500.00 Penalty

Arkansas Reclamation Company, LLC, White County, NPDES/Water Division, \$9,400.00 Penalty

Arkansas Soyenergy Group, LLC, Arkansas County, Air Division, \$6,500.00 Penalty

Central Arkansas Developers, Inc. – Kings Crossing, Saline County, NPDES/ Water Division, \$9,300.00 Penalty

City of Batesville, Independence County, NPDES/Water Division, \$4,500.00 Penalty

Crystal Condominiums, Inc., Pulaski County, NPDES/Water Division, \$15,000.00 Penalty

Forest Oil Corporation Reserve Pit, Sebastian County, Water Division, \$3,700.00  
Penalty

Jerry Ott, Marion County, NPDES/Water Division, \$9,850.00 Penalty

Southern Bakeries, LLC, Hempstead County, Air Division, \$8,062.50 Penalty

Tankinetics, Inc., Boone County, Air Division, \$4,625.00 Penalty

#### **NOTICE OF VIOLATION AND PERMIT REVOCATION**

Engineered Specialty Plastics, Inc., Garland County, Water Division, No Penalty

Larry Reaves and Rhonda Reaves dba Reaves Farm, Lincoln County, Water Division,  
No Penalty

Kevin Huett, KHS Construction, LLC, Pulaski County, Water Division, No Penalty

McV, Inc., Pulaski County, Water Division, No Penalty

Robert Weinmeier dba Apple Creek, Marina Del Rey, CA, Water Division, No Penalty

Rodney Myers, Garland County, Water Division, No Penalty

Shawn Raff, Individually and Double R Dairy, Inc., Izard County, Water Division, No  
Penalty

#### **NOTICE OF VIOLATION**

Wishbone Inc, dba Tri-Oaks, Cleburne County, \$4,500.00 Penalty

#### **DEFAULT ADMINISTRATIVE ORDER**

Steve Keifer dba Bob's Bistro, Pulaski County, NPDES/Water Division, \$455.40

Dated this 10th day of August 2008  
Teresa Marks, Director  
Arkansas Department of Environmental Quality

## ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

### NOTICE OF ENFORCEMENT ACTIONS

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### CONSENT ADMINISTRATIVE ORDERS

Acme Brick Company, Hot Spring County, Air Division, \$3,300.00 Penalty

Alma, City of, Crawford County, NPDES/Water Division, \$4,500.00 Penalty

Blytheville, City of, Mississippi County, NPDES/Water Division, \$31,700.00 Penalty

Correll, Inc., Franklin County, Air Division, \$900.00 Penalty

Crider Aircraft Painting, Inc., d/b/a Goodner-Crider Aircraft Painting, Inc., Polk County, Hazardous Waste Division, \$22,750.00 Penalty

Desoto Gathering Company, LLC Grassy Creek Pipeline Installation, Van Buren County, Water Division, \$3,800.00 Penalty

Green Grow Disposal, Greenwood Site, Sebastian County, NPDES/Water Division, \$9,100.00 Penalty

Hot Springs City of, Garland County, NPDES/Water Division, No Penalty

Lion Oil Company, Union County, NPDES/Water Division, \$2,000.00 Penalty

Notleks, LLC, Independence County, Regulated Storage Tanks Division, No Penalty

Vulcan Construction Materials Black Rock Quarry, Lawrence County, NPDES/Water Division, No Penalty

### **NOTICE OF VIOLATION AND PERMIT REVOCATION**

Cypress Chemical Company, Phillips County, Air Division and Water Division, No Penalty

### **NOTICE OF VIOLATION**

Bailey's Super Store, Inc. d/b/a Bailey's Conoco #1 and Dennis Dolon Bailey, Individually and as Registered Agent, Dallas County, Regulated Storage Tanks Division, \$1,312.50 Penalty

Fort Smith, City of, Solid Waste Division, \$128,365.00 Penalty

Mena Aerospace, Inc., Polk County, Hazardous Waste Division, \$28,000.00 Penalty

Stephenson Oil Co., Inc. d/b/a Parker's Bend, aka Carl's Corner, White County, Regulated Storage Tanks Division, \$2,250.00 Penalty

Dated this 10th day of September 2008  
Teresa Marks, Director  
Arkansas Department of Environmental Quality

ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION  
QUARTERLY REPORT TO ARKANSAS LEGISLATIVE COUNCIL  
ON RULEMAKING ACTIVITIES

**Months In Quarter:** July, August, and September 2008.

**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. Some of the 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 extraordinary 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. 6, Regulations for State Administration of the National Pollutant Discharge

Elimination System (NPDES) Third-Party Rulemaking; Docket No. 08-003-R.

**a. Amendment Proposed By:** Central Arkansas Water ("CAW").

**b. Description:** CAW filed its request to initiate third-party rulemaking on February 22, 2008. CAW is proposing amendments to Regulation No. 6 to add a new section to the regulation to prohibit discharges of wastewater, except stormwater discharges permitted under the NPDES stormwater discharge program, into Lake Maumelle.

The Commission initiated the rulemaking process on March 28, 2008, and no decision has been made.

**c. Justification:** Proposed changes are necessary because direct surface wastewater discharges were found to pose the greatest threat to the quality of the water and studies show that if any direct wastewater discharges are allowed into the lake it will be impossible to meet lake water quality standards.

**d. Economic Impact:** ADEQ states that there is no cost to the agency to implement the regulation.

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

**3. Regulation Number and Name:** Regulation No. 19, Regulations of the Arkansas Plan of Implementation for Air Pollution Control; Docket No. 08-004-R.

**a. Amendment Proposed By:** Arkansas Department of Environmental Quality ("ADEQ").

**b. Description:** ADEQ filed its request to initiate rulemaking on May 9, 2008. The revisions to Regulation 19 are being proposed in order to bring the state regulation into conformance with the Federal Clean Air Interstate Rule (CAIR), which deals with interstate transport of nitrogen oxide and sulfur dioxide emissions from fossil-fuel powered electric generating units through the use of a cap and trade program. Provisions of the CAIR program previously were incorporated by reference into Regulation 19.



The Commission initiated the rulemaking process on May 22, 2008, and no decision has been made.

**c. Justification:** Proposed changes are necessary in order to make the regulation conform to the Federal Clean Air Interstate Rule (CAIR).

**d. Economic Impact:** ADEQ states that there is no cost to the agency to implement the regulation.

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

**4. Regulation Number and Name:** Regulation No. 18, Air Pollution Control Code; Docket No. 08-007-R.

**a. Amendment Proposed By:** Arkansas Department of Environmental Quality ("ADEQ").

**b. Description:** ADEQ filed its request to initiate rulemaking on June 13 2008. The revisions to Regulation 18 will allow more flexibility for the regulated community so they can better respond to market changes. Additionally, regulatory burden will be reduced on affected businesses. The changes will allow ADEQ to focus its resources on sources which have a greater potential to impact the environment. The changes are consistent with and allowable under federal programs. The proposed changes are protective of air quality in the state and will not affect attainment goals.

The Commission initiated the rulemaking process on June 27, 2008, and no decision has been made.

**c. Justification:** Proposed changes are necessary to allow ADEQ to focus its resources on sources which have a greater potential to impact the environment.

**d. Economic Impact:** ADEQ states that there is no cost to the agency to implement the regulation.

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

**5. Regulation Number and Name:** Regulation No. 19, Regulations of the Arkansas Plan of Implementation for Air Pollution Control; Docket No. 08-008-R.

**a. Amendment Proposed By:** Arkansas Department of Environmental Quality ("ADEQ").

**b. Description:** ADEQ filed its request to initiate rulemaking on June 13 2008. The revisions to Regulation 19 will allow more flexibility for the regulated community so they can better respond to market changes. Additionally, regulatory burden will be reduced on affected businesses. The changes will allow ADEQ to focus its resources on sources which have a greater potential to impact the environment. The changes are consistent with and allowable under federal programs. The proposed changes are protective of air quality in the state and will not affect attainment goals.

The Commission initiated the rulemaking process on June 27, 2008, and no decision has been made.

**c. Justification:** The changes will allow ADEQ to focus its resources on sources which have a greater potential to impact the environment.

**d. Economic Impact:** ADEQ states that there is no cost to the agency to implement the regulation.

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

**6. Regulation Number and Name:** Regulation No. 26, Regulations of the Arkansas Operating Air Permit Program; Docket No. 08-009-R.

**a. Amendment Proposed By:** Arkansas Department of Environmental Quality ("ADEQ").

**b. Description:** ADEQ filed its request to initiate rulemaking on June 13 2008. The revisions to Regulation 26 will allow more flexibility for the regulated community so they can better

respond to market changes. Additionally, regulatory burden will be reduced on affected businesses. The changes will allow ADEQ to focus its resources on sources which have a greater potential to impact the environment. The changes are consistent with and allowable under federal programs. The proposed changes are protective of air quality in the state and will not affect attainment goals.

The Commission initiated the rulemaking process on June 27, 2008, and no decision has been made.

**c. Justification:** The changes will allow ADEQ to focus its resources on sources which have a greater potential to impact the environment.

**d. Economic Impact:** ADEQ states that there is no cost to the agency to implement the regulation.

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

**7. Regulation Number and Name:** Regulation No. 33, Motor Vehicle Racing Facility Regulations; Docket No. 08-010-R.

**a. Amendment Proposed By:** Arkansas Department of Environmental Quality ("ADEQ").

**b. Description:** ADEQ filed its request to initiate rulemaking on June 13 2008. The ADEQ proposes these regulations to streamline the permitting process, to codify existing law, to define key, undefined terms, to clarify applicable administrative procedures, and to establish a fee schedule.

The Commission initiated the rulemaking process on June 27, 2008, and no decision has been made.

**c. Justification:** The Arkansas Legislature authorized the Arkansas Pollution Control and Ecology Commission to promulgate rules and regulations to implement the motor vehicle racing facility statutes. In addition, the Legislature authorized the Commission to set a permit fee to recover the cost of issuing a motor vehicle racing facility permit.

**d. Economic Impact:** ADEQ states that there is no cost to the agency to implement the regulation.

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

**8. Regulation Number and Name:** Regulation No. 11, Regulations for Solid Waste Disposal Fees; Landfill Post-Closure Trust Fund; and Recycling Grants Program; Docket No. 08-011-R.

**a. Amendment Proposed By:** Arkansas Department of Environmental Quality ("ADEQ").

**b. Description:** ADEQ filed its request to initiate rulemaking on June 13, 2008. Proposed changes to the regulation are to conform to Section 47 of Act 1281 of 2007, which passed special language that requires the Arkansas Pollution Control and Ecology Commission to prioritize and authorize the expenditures of all funds in excess of \$50,000 per site from the Landfill Post-Closure Trust Fund for corrective action.

The Commission initiated the rulemaking process on June 27, 2008, and no decision has been made.

**c. Justification:** Changes are being made to conform to Section 47 of Act 1281 of 2007.

**d. Economic Impact:** ADEQ states that there is no cost to the agency to implement the regulation.

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

**9. Regulation Number and Name:** Regulation No. 8, Administrative Procedures; Docket No. 08-012-R.

**a. Amendment Proposed By:** Arkansas Department of Environmental Quality ("ADEQ").

**b. Description:** Proposed changes are necessary to add new definitions, new language regarding disclosure statements, revisions concerning the filing of documents by facsimile or electronic mail, new language to allow the ADEQ Director to authorize an extension of time for public comments on draft permits, and the addition of an appendix to include forms for the Economic Impact and Environmental Benefit Analysis requirements.

The Commission initiated the rulemaking process on July 25, 2008, and no decision has been made.

**c. Justification:** Proposed changes are necessary in order to update the regulation to conform to current practices.

**d. Economic Impact:** ADEQ states that there is no cost to the agency to implement the regulation.

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

**10. Regulation Number and Name:** Regulation No. 30, Arkansas Hazardous Substance Remedial Action Trust Fund Priority List; Docket No. 08-013-R.

**a. Amendment Proposed By:** Arkansas Department of Environmental Quality ("ADEQ").

**b. Description:** Proposed changes to the regulation are to establish the process and criteria for listing hazardous substances sites needing remedial action on the National and State Priority Lists (moved from Regulation No. 23 to Regulation No. 30), addition of a listing of all U.S. Environmental Protection Agency National Priority List sites in Arkansas, amendments to consolidate the current separate categories for investigation and remediation into a single list addressing both activities, and updating the State Priority List.

The Commission initiated the rulemaking process on July 25, 2008, and no decision has been made.

**c. Justification:** Proposed changes are necessary in order to update the regulation to conform to current practices.

d. **Economic Impact:** ADEQ states that there is no cost to the agency to implement the regulation.

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

10-1-08  
Date

Michael O'Malley  
Michael O'Malley  
Administrative Hearing Officer  
Arkansas Pollution Control and  
Ecology Commission

# ADEQ REVENUE FROM PERMIT FEES AND LICENSES

All figures generated 10/01/08, based on active invoices. Date range =07-01-08 - 09-30-08

Invoice Identifier	Fee Code	Description	Fund	Collections
RST - Tank Installer Licenses	RST	Tank installer licenses	SRS0000	12,350.00
TKS - Storage Tank Fees	TKS	Storage Tank Fees		145,505.00
ASB - Asbestos Licenses	ASB	Asbestos Licenses	SAC0000	28,615.00
LED - Individual Licenses - Lead	LED	Individual Licenses	MPL0000	2,170.00
CCL - Contractors Licenses - Lead	CCL	Contractors Licenses	MPL0000	2,100.00
			SAC0000	57,091.75
HWD - HW Permits	HWD	Hazardous Waste Permits	SHW0000	444,671.96
TRF - Transfer Facilities	TRF	Transfer Facilities		
HWL - HW Licenses	HWL	HW Licenses		200.00
SFF - Superfund	HWD	Superfund permit fees	THS0000	62,550.00
			MEE0000	6,950.00
LAB - Lab Certification Fees	LAB	Lab Certification Fees	HMA0100	18,380.00
MPS - Mining Fees	MPS	Non-coal mining permit Fees	HMA0100	5,002.00
		Coal Mining Permit Fees	MAF0000	10.00
		Quarry Permit Fees	TLR0000	2,650.00
MBL - Mining Fees	MBL	Blaster Permits	MAF0000	
DCO - Dump Control Officers	DCO	Dump Control Officer Licenses	TPE0000	185.00
SWL - Sanitary Landfill Operators	SWL	Sanitary Landfill Operator Licenses		24,295.00
TTL - Waste Tire Licenses	TTL	Waste Tire Licenses		325.00
TPF - Waste Tire Facilities	TPF	Waste Tire Facilities		100.00
SWF - Municipal Landfills	SWF	Municipal Landfill Fees	TWS0100	368,283.05
			TWS0200	1,104,849.21
			TLP0100	963,783.37
ILF - Industrial Landfills	ILF	Industrial Landfill Fees	TWS0100	3,229.51
			TWS0200	9,518.52
			SMB0000	4,249.31
WWL - Wastewater Licenses	WWL	Waste Water Operator Licenses	MWW0000	7,640.00
Total				3,274,703.68

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

Figures generated from ADEQ Permit Data System. Date range =07-01-08 - 09-30-08

b.

Division	Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
AIR	G	General Operating Permit	\$ 12,400 <sup>62</sup>	\$ 8,200 <sup>41</sup>				\$ 200 <sup>1</sup>	\$ 20,800 <sup>104</sup>
	LC	Late Charge (Air LC)	\$ 1,044 <sup>9</sup>						\$ 1,044 <sup>9</sup>
	MS	Minor Source (Air MS)	\$ 151,669 <sup>92</sup>	\$ 4,253 <sup>6</sup>		\$ 7,711 <sup>19</sup>			\$ 163,633 <sup>117</sup>
	T5	Title 5 (Air T5)	\$ 966,975 <sup>40</sup>	\$ 29,169 <sup>2</sup>		\$ 11,000 <sup>16</sup>			\$ 1,007,144 <sup>58</sup>
	LC	Late Charge (Air T5)	\$ 727 <sup>1</sup>						\$ 727 <sup>1</sup>
AIR TOTAL			\$ 1,132,815	\$ 41,622	\$ -	\$ 18,711	\$ -	\$ 200	\$ 1,193,348
SOLID WASTE			\$ 204	\$ 49	\$ -	\$ 35	\$ -	\$ 1	\$ 289
	1	Class I Landfill	\$ 6,000 <sup>1</sup>			\$ 7,000 <sup>2</sup>			\$ 13,000 <sup>3</sup>
	3T	Class III Tire Monofill (SW 3T)	3,000 <sup>1</sup>						\$ 3,000 <sup>1</sup>
	3N	Class III Non-commercial	\$ 6,000 <sup>2</sup>						\$ 6,000 <sup>2</sup>
	4	Class IV Landfill	5,000 <sup>10</sup>			1,000 <sup>1</sup>			\$ 6,000 <sup>11</sup>
	CO	Composting Organic Waste (Solid Waste CO)	\$ 450 <sup>1</sup>						\$ 450 <sup>1</sup>
	CL	Closed Facility (Solid Waste CL)	\$ 1,500 <sup>3</sup>						\$ 1,500 <sup>3</sup>



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

Figures generated from ADEQ Permit Data System. Date range =07-01-08 - 09-30-08

Division	Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
	CY	Composting Yard Waste (Solid Waste CY)	\$ 900 2	900 1					\$ 1,800 3
	P	Postclosure Fee (Solid Waste P)	\$ 1,000 2						\$ 1,000 2
	TS	Transfer Station or MRF	\$ 9,450 21	1,800 2					\$ 11,250 23
	WR	Solid Waste Recovery							\$ - 0
	LC	Late Charge (Solid Waste LC)	\$ 95 2						\$ 95 2
			33,395 45	2,700 3	0 0	8,000 3		0 0	44,095 51
SOLID WASTE TOTAL									

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

Figures generated from ADEQ Permit Data System. Date range =07-01-08 - 09-30-08

Division	Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
WATER - NPDES									
	N-A	NPDES Agricultural (Minor With Toxic)	\$ 3,152 <sup>2</sup>			\$ 5,000 <sup>1</sup>			\$ 8,152 <sup>3</sup>
	N-B	NPDES Saltwater (Minor Without Toxic)	\$ 221,194 <sup>148</sup>	\$ 7,013 <sup>6</sup>		\$ 2,000 <sup>1</sup>			\$ 230,207 <sup>155</sup>
	N-C	NPDES Cooling Water	\$ 746 <sup>3</sup>						\$ 746 <sup>3</sup>
	N-G	NPDES Coal Mining (converted)							\$ - <sup>0</sup>
	N-G2	NPDES Coal Mining	\$ 400 <sup>1</sup>						\$ 400 <sup>1</sup>
	N-G3	NPDES Sanitary Landfill Run-off	\$ 800 <sup>2</sup>						\$ 800 <sup>2</sup>
	N-G5	NPDES Bulk Petroleum Storage	\$ 6,400 <sup>16</sup>						\$ 6,400 <sup>16</sup>
	N-G6	NPDES Individual Home Treatment							\$ - <sup>0</sup>
	N-G7	NPDES Water Plant Backwash Filter	\$ 14,000 <sup>35</sup>	\$ 200 <sup>1</sup>					\$ 14,200 <sup>36</sup>
	N-G8	NPDES Pipeline Hydrostatic Test		\$ 4,600 <sup>23</sup>					\$ 4,600 <sup>23</sup>

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

Figures generated from ADEQ Permit Data System. Date range =07-01-08 - 09-30-08

Division	Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
	N-G9	NPDES Car/truck Wash Facility	\$ 600 <sup>3</sup>						\$ 600 <sup>3</sup>
	N-GA	NPDES Groundwater Clean-up	\$ 500 <sup>1</sup>	\$ 500 <sup>1</sup>					\$ 1,000 <sup>2</sup>
	N-GE	Cooling Towers; Tower & Boiler Blowdown (Water-NPDES GE)							\$ -
	N-GC	NPDES Sand and Gravel	\$ 1,200 <sup>6</sup>	800 <sup>4</sup>					\$ 2,000 <sup>10</sup>
	N-J	NPDES Major Non-municipal,	\$ 45,000 <sup>3</sup>	\$ 500 <sup>1</sup>					\$ 45,500 <sup>4</sup>
	N-K	NPDES Major Non-municipal, MRAT 80-100	\$ 22,000 <sup>2</sup>						\$ 22,000 <sup>2</sup>
	N-L	NPDES Discretionary Major							\$ -
	LC	Late Charge	\$ 1,781 <sup>16</sup>	\$ 20 <sup>1</sup>					\$ 1,801 <sup>17</sup>
	LS	Late Charge (Storm Water)	\$ 1,700 <sup>85</sup>						\$ 1,700 <sup>85</sup>
	N-M	NPDES Major Municipal	\$ 227,122 <sup>27</sup>						\$ 227,122 <sup>27</sup>
	NO-EX	No-Exposure Certification (Water-NPDES)	\$ 7,133 <sup>36</sup>	\$ 1,200 <sup>6</sup>					\$ 8,333 <sup>42</sup>
	N-O	NPDES Minor Aquatic Animal Prod	\$ 2,500 <sup>1</sup>						\$ 2,500 <sup>1</sup>

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

Figures generated from ADEQ Permit Data System. Date range =07-01-08 - 09-30-08

Division	Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
WATER NPDES TOTAL	N-P	NPDES Minor Variable Discharge	\$ 3,600 <sup>12</sup>			\$ 300 <sup>1</sup>			\$ 3,900 <sup>13</sup>
	N-Q	NPDES Construction Permit		\$ 4,500 <sup>9</sup>					\$ 4,500 <sup>9</sup>
	N-R1	NPDES Stormwater Manufacturing	\$ 45,600 <sup>228</sup>	\$ 5,800 <sup>29</sup>					\$ 51,400 <sup>257</sup>
	N-R2	NPDES Stormwater Construction	\$ 46,483 <sup>234</sup>	\$ 17,600 <sup>88</sup>					\$ 64,083 <sup>322</sup>
	R4	NPDES Stormwater: MSF Phase II	\$ 1,800 <sup>9</sup>						\$ 1,800 <sup>9</sup>
	Z	Interim Authority			600 <sup>3</sup>				600 <sup>3</sup>
									0
			653,711 <sup>870</sup>	42,733 <sup>169</sup>	600 <sup>3</sup>	7,300 <sup>3</sup>	0 <sup>0</sup>	0 <sup>0</sup>	704,344 <sup>1,045</sup>
	ST	Short-Term Authorization							\$ - <sup>0</sup>
	S-D	Confined Animal or Small Sep	\$ 22,200 <sup>111</sup>	\$ 200 <sup>1</sup>					\$ 22,400 <sup>112</sup>
STATE WATER PERMITS	S-E	State Permits Branch Commercial or	\$ 32,208 <sup>65</sup>	\$ 3,700 <sup>8</sup>	\$ 200 <sup>1</sup>	\$ 5,000 <sup>10</sup>			\$ 41,108 <sup>84</sup>
	S-F	Industrial Sludge App	\$ 1,000 <sup>2</sup>						\$ 1,000 <sup>2</sup>
	S-G1	State Permits Branch Confined	\$ 100 <sup>1</sup>						\$ 100 <sup>1</sup>
	S-H	Salt Water Disposal (SPB H)	\$ 24,500	\$ 1,000		\$ 500			\$ 26,000

ADEQ REVENUE FROM AIR, WATER & SOLID WASTE PERMIT FEES

Figures generated from ADEQ Permit Data System. Date range =07-01-08 - 09-30-08

Division	Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
			98	4		2			104

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

Figures generated from ADEQ Permit Data System. Date range =07-01-08 - 09-30-08

Division	Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
	GLA	Oil & Gas Land Application		25,500					\$ 25,500
				51					51
	GP	Oil & Gas Pits		46,400					\$ 46,400
				154					154
	S-I	POTW Non-NPDES Land App	\$ 500						\$ 500
			1						1
	LC	Late Charge(Water-SPB LC)	\$ 1,060						\$ 1,060
			38						38
	Z	Interim Authority (Water-SPB Z)			200				\$ 200
					1				1
	ST	Short-Term Authorization (Water-SPB ST)		\$ 1,200				\$ 13,000	\$ 14,200
				6				65	71
			\$ 81,568	\$ 78,000	\$ 400	\$ 5,500		\$ 13,000	\$ 178,468
			\$ 316	\$ 224	\$ 2	\$ 12		\$ 65	\$ 619
	U-1	State Permits Branch UIC - Class I	\$ 15,000						\$ 15,000
			1						1
	Z	Interim Authority							\$ -
									0
			\$ 15,000	\$ -	\$ -	\$ -		\$ -	\$ 15,000
UIC TOTALS			1	0	0	0		0	1
			\$ 1,916,489	\$ 165,055	\$ 1,000	\$ 39,511	\$ -	\$ 13,200	\$ 2,135,255
			1436	445	5	53	0	66	2005
	TOTAL								