



ARKANSAS
Department of Environmental Quality

April 14, 2015

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

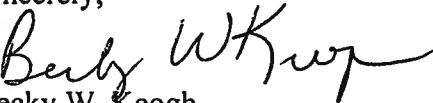
Dear Sen. Sample & Rep. Branscum:

As required in Act 1202 of 2013, Section 38(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 January 1, 2015 through March 31, 2015. If you have any questions, please contact Ryan Benefield at (501) 682-0959.

Sincerely,


Becky W. Keogh
Director

Enclosure

AIR DIVISION

As of:	4/1/2015			
State Fiscal Quarter	3rd qtr. FY2015			
Air Permits/Category				
Major Title V	200			
Minor	1040			
a				
Permits Pending- By Category/Facility				
TITLE V				
CSN	Date App	FACILITY NAME	Days	Reason Code
AFIN	TE APPLICATION RECEI	FACILITY	Days	
7000037	9/10/2008	Great Lakes Chemical Corporation - South Plant	2382	5
7000037	2/27/2009	Great Lakes Chemical Corporation - South Plant	2198	5
5500017	4/2/2009	Bean Lumber Company, Inc.	2192	9
7000037	7/13/2009	Great Lakes Chemical Corporation - South Plant	2083	5
7000037	8/7/2009	Great Lakes Chemical Corporation - South Plant	2055	5
4700202	10/6/2009	Nucor-Yamato Steel Company	1975	6
5500017	11/3/2009	Bean Lumber Company	1950	9
7000037	4/2/2010	Great Lakes Chemical Corporation - South Plant	1824	5
7000012	5/3/2010	Great Lakes Chemical Corporation - Central Plant	1778	5
7000012	7/8/2010	Great Lakes Chemical Corporation - Central Plant	1726	5
7000012	7/16/2010	Great Lakes Chemical Corporation - Central Plant	1710	5
7000037	11/12/2010	Great Lakes Chemical Corporation - South Plant	1592	5
7000012	1/28/2011	Great Lakes Chemical Corporation - Central Plant	1444	5
7000012	4/25/2011	Great Lakes Chemical Corporation - Central Plant	1423	5
7000012	5/10/2011	Great Lakes Chemical Corporation - Central Plant	1423	5
7000016	5/27/2011	Lion Oil Company	1395	3
7000012	7/11/2011	Great Lakes Chemical Corporation - Central Plant	1333	5
0700035	8/1/2011	Aerojet - General Corporation	1313	7
6000003	9/30/2011	3M Industrial Mineral Products Division	1262	5
0200028	10/18/2011	Georgia Pacific Chemicals LLC	1250	5
7000012	10/28/2011	Great Lakes Chemical Corporation - Central Plant	1241	5
0200028	11/15/2011	Georgia Pacific Chemicals LLC	1222	5
7000016	12/14/2011	Lion Oil Company	1204	3
0200028	12/19/2011	Georgia Pacific Chemicals LLC	1199	5
6001071	12/20/2011	City of Little Rock - Solid Waste Facility	1173	6
7000012	3/6/2012	Great Lakes Chemical Corporation - Central Plant	1109	5
7000016	4/5/2012	Lion Oil Company	1082	3
5400120	5/2/2012	Enable Gas Transmission, LLC (Helena Compressor)	1051	8
6000003	7/3/2012	3M Company (3M Industrial Mineral Products Division)	995	5
0200028	8/6/2012	Georgia-Pacific Chemicals LLC	967	5
0100008	8/10/2012	Riceland Foods, Inc. (Soy Division)	962	7
7000012	9/19/2012	Great Lakes Chemical Corporation (Central Plant)	921	5
7000016	10/26/2012	Lion Oil Company	877	3
3900023	11/26/2012	U.S. Army Corps of Engineers - W.G. Huxtable	836	9
6600219	1/9/2013	Saint-Gobain Ceramics & Plastics, Inc.	788	2
7000012	3/6/2013	Great Lakes Chemical Corporation (Central Plant)	750	5
7000016	4/17/2013	Lion Oil Company	704	3
7000016	4/18/2013	Lion Oil Company	703	3
2900506	5/3/2013	American Electric Power Services Corporation	696	6
6000689	4/24/2013	Arkansas Children's Hospital	689	6
6000003	6/20/2013	3M Company (3M Industrial Mineral Products Division)	639	5
7000012	6/27/2013	Great Lakes Chemical Corporation (Central Plant)	581	5
2400094	8/15/2013	Source Gas of Arkansas (Sells Compressor Station)	575	9
4000041	8/28/2013	Enable Mississippi River Transmission, LLC (Glendale)	575	8
1500573	9/20/2013	DeSoto Gathering Company (SE Rainbow CPF-2)	556	5
2600022	9/17/2013	Triumph Fabrications-Hot Springs, LLC	535	2
5000058	10/14/2013	Texas Eastern Transmission, LP (Hope Compressor)	529	6

a

C

2400083	10/14/2013	Ozark Gas Transmission, LLC (Noark Compressor)	527	9
4700461	10/28/2013	Plum Point Services Company, LLC (Plum Point)	514	5
0200028	10/17/2013	Georgia-Pacific Chemicals LLC	513	3
1500068	12/2/2013	Enable Gas Transmission, LLC (Round Mountain)	485	8
7000012	12/16/2013	Great Lakes Chemical Corporation (Central Plant)	472	5
6600352	12/23/2013	Qualserv Solutions, LLC	458	9
7000012	12/23/2013	Great Lakes Chemical Corporation (Central Plant)	451	5
2700002	1/31/2014	West Fraser, Inc. (Leola Lumber Mill)	427	5
1200445	1/16/2014	DeSoto Gathering Company - West Cutthroat CPF-2	424	7
0200065	1/15/2014	Enable Mississippi River Trans. LLC (Fountain Hill)	422	8
4300093	1/16/2014	Enable Gas Mississippi River Trans. LLC (Carlisle)	422	8
5400120	1/16/2014	Enable Gas Trans. LLC (Helena Compressor Station)	422	8
1500593	2/5/2014	DeSoto Gathering Company, LLC (South Rainbow)	414	5
7300123	1/28/2014	Texas Eastern Transmission, LP - Bald Knob	409	5
7300127	2/20/2014	Enable Mississippi River Trans. LLC (West Point)	403	8
7000480	2/19/2014	Del-Tin Fiber LLC	402	5
4200088	2/26/2014	Enable Gas Trans. LLC (Dunn Compressor Station)	395	8
4700461	1/27/2014	Plum Point Services Company, LLC - Plum Point	393	5
6100076	3/4/2014	Enable Mississippi River Transmission, LLC (Biggers)	393	8
6400049	3/6/2014	West Fraser, Inc. - Mansfield, a Division of West Fraser	389	6
3400111	1/16/2014	Enable Mississippi River Transmission, LLC (Tuckerman)	380	8
6000090	3/26/2014	Entergy Arkansas, Inc. Mabelvale Plant	368	7
7000012	5/8/2014	Great Lakes Chemical Corporation - Central Plant	330	5
7100315	5/6/2014	DeSoto Gathering Company, LLC - Gravel Hill CPF-2	323	5
7000012	5/19/2014	Great Lakes Chemical Corporation - Central Plant	319	5
7000012	6/6/2014	Great Lakes Chemical Corporation - Central Plant	301	5
6000065	5/6/2014	AFCO Steel, LLC	295	5
3500016	5/30/2014	Evergreen Packaging, Inc.	261	7
3000337	7/17/2014	Arkansas Electric Cooperative Corporation - Magnet	260	6
1000070	7/15/2014	Anthony Timberlands, Inc.	256	2
3000030	7/3/2014	Reynolds Consumer Products, LLC	255	6
4300565	7/21/2014	England Oil Field Services, Inc.	254	6
0200028	8/8/2014	Georgia-Pacific Chemicals LLC	238	5
4700461	8/22/2014	Plum Point Energy Station	224	5
7200048	7/7/2014	Ball Metal Food Container Corporation	212	5
7301084	9/15/2014	Fayetteville Express Pipeline LLC - Russell Compressor	200	9
7000012	9/17/2014	Great Lakes Chemical Corporation - Central Plant	198	5
6001380	9/16/2014	Arkansas Electric Cooperative Corp. - Harry L. Oswald	190	3
3500025	9/18/2014	Planters Cotton Oil Mill, Inc.	190	2
7000016	9/29/2014	Lion Oil Company	186	3
1000004	10/2/2014	Reynolds Metals Company	183	2
1400008	10/1/2014	Weyerhaeuser NR Company (Emerson Division)	179	3
3200036	10/7/2014	FutureFuel Chemical Company	178	6
7000059	9/18/2014	Lycus Limited	176	5
7000039	10/9/2014	Martin Operating Partnership L.P.	176	6
7200205	4/23/2014	Kawneer Company, Inc.	165	2
7200205	10/14/2014	Kawneer Company, Inc.	165	2
4700233	6/2/2014	Nucor Corporation (Nucor Steel, Arkansas)	156	6
0700212	9/22/2014	Georgia-Pacific Wood Products, LLC (Fordyce OSB)	156	6
7000480	10/29/2014	Del-Tin Fiber LLC	155	5
1500001	11/4/2014	Green Bay Packaging Inc. - Arkansas Kraft Division	150	5
4700448	9/29/2014	Associated Electric Cooperative, Inc. - Dell Power Plant	149	7
6000302	11/7/2014	University of Arkansas for Medical Sciences (UAMS)	147	2
7200048	11/10/2014	Ball Metal Food Container Corporation	144	5
7000040	11/12/2014	El Dorado Chemical Company	142	8
7000016	11/18/2014	Lion Oil Company	136	3
3100010	11/21/2014	CertainTeed Gypsum Manufacturing, Inc.	130	6
7200270	12/4/2014	Superior Industries International Arkansas, LLC	120	5
6004196	12/3/2014	LM Wind Power Blades (Arkansas) Inc.	119	9
2400068	12/5/2014	SourceGas Arkansas Inc. - Woolsey Compressor Station	119	2
2700002	12/5/2014	West Fraser, Inc. (Leola Lumber Mill)	114	5
1400037	12/5/2014	Deltic Timber Corporation (Waldo Mill)	109	6
4100002	12/22/2014	Domtar A.W. LLC	102	6
2200007	12/2/2014	Price Lumber Company	101	9
7200270	12/19/2014	Superior Industries International Arkansas, LLC	95	5

3501477	1/5/2015	Highland Pellets, LLC	86	2
7000543	1/8/2015	Union Power Partners, L.P. - Union Power Station	85	6
3100016	1/12/2015	Weyerhaeuser NR Company - Dierks Mill	81	9
7000040	12/31/2014	El Dorado Chemical Company	80	8
7000032	1/12/2015	Union County Lumber Company	79	3
1000004	1/16/2015	Reynolds Metals Company	77	2
6300155	1/5/2015	BFI-Waste System of Arkansas, LLC	73	5
0100228	1/21/2015	Riceland Foods Inc. - Ash Storage Site	72	9
0200028	1/23/2015	Georgia-Pacific Chemicals LLC	70	5
1200478	1/27/2015	DeSoto Gathering Company, LLC - Midge CPF-5	63	5
0400107	2/2/2015	Southwestern Electric Power Company d/b/a Flint Creek	60	5
6300011	1/9/2015	Saint-Gobain Ceramics & Plastics, Inc. (St. Gobain)	59	9
6600226	1/20/2015	City of Fort Smith Sanitary Landfill	57	5
2200390	1/21/2015	Zilkha Biomass Monticello LLC	56	5
1600199	2/11/2015	Craighead County Solid Waste Dis. Authority (SWDA)	50	2

MINOR					
CSN	Date App	FACILITY NAME	Days	Reason Code	
AFIN	TE APPLICATION RECEIVED	FACILITY	Days		
4200238	7/30/2012	Enable Midstream Partners, LP (Brownsville)	961	9	
5800002	3/4/2013	Entergy Arkansas Inc. (Entergy-Arkansas Nuclear One)	728	9	
5400429	5/22/2013	United Initiators, Inc.	690	5	
6600081	5/13/2013	Acme Brick Company (Ft Smith Plant)	645	6	
6300164	10/16/2013	Alumina Ceramics, Inc. d/b/a CoorsTek	532	7	
7300020	11/7/2013	Matthews International Corporation	506	5	
1400209	11/6/2013	Hixson Lumber Sales, Inc.	492	6	
4300025	11/25/2013	Riviana Foods, Inc.	476	5	
4300025	12/23/2013	Riviana Foods, Inc.	448	5	
5200019	12/23/2013	Rogers Lumber Company, Inc.	443	7	
3100123	1/21/2014	Tyson Foods, Inc. Nashville	423	7	
2900505	2/12/2014	AmeriTies South, LLC	414	5	
0400214	1/22/2014	Tyson Poultry, Inc. - Chick N Quck	412	6	
5700001	2/18/2014	Nidec Motor Corporation	408	5	
6000409	2/14/2014	Little Rock Wastewater Adams Field Waste Water	399	5	
2300093	3/11/2014	Kimberly-Clark Corporation	367	2	
7300020	3/31/2014	Matthews International Corporation	367	5	
2300093	4/7/2014	Kimberly-Clark Corporation	360	2	
6000578	6/6/2014	L'Oreal USA Products, Inc.	300	5	
0400214	6/11/2014	Tyson Poultry, Inc. Chick-N-Quick	295	6	
1800081	2/14/2014	BASF Corporation	275	2	
2300093	4/7/2014	Kimberly Clark Corporation	275	2	
7000004	8/5/2014	Watson Sawmill, Inc.	240	5	
2100005	8/8/2014	Riceland Foods, Inc. - McGehee	237	5	
6600054	7/24/2014	Gerber Products Company	211	5	
1600914	9/15/2014	Murphy Oil USA, Inc. (Jonesboro Terminal)	199	2	
6300164	9/18/2014	Alumina Ceramics, Inc. d/b/a CoorsTek	196	7	
1800881	9/8/2014	Consolidated Grain and Barge	192	6	
1600275	10/13/2014	Thomas & Betts Corporation	168	2	
6300011	9/4/2014	Saint-Gobain Ceramics & Plastics, Inc.	162	2	
5700001	10/27/2014	Nidec Motor Corporation	157	5	
1700076	10/21/2014	Oxane Materials, LLC	156	9	
1800081	11/17/2014	BASF Corporation	136	2	
2300044	10/23/2014	SF1 of Arkansas, LLC	132	6	
5400446	11/6/2014	Enviro Tech Chemical Service, Inc. Plant 6	121	6	
8800986	12/3/2014	McGeorge Contracting Co., Inc. (Granite Mtn. - I & II)	120	9	
0400540	10/2/2014	Cobb-Vantress, Inc. - Siloam Springs Feed Mill	119	5	
8800986	12/11/2014	McGeorge Contracting Co., Inc. (Granite Mtn.)	112	6	
0700022	12/12/2014	Lockheed Martin Corporation (Lockheed Martin)	111	6	
1000104	12/10/2014	Container Life Cycle Management LLC	107	2	
3500253	12/22/2014	Kiswire Pine Bluff, Inc.	101	6	
5400132	12/15/2014	Euramax International, Inc.	94	7	
2200064	11/7/2014	Maxwell Hardwood, Inc.	87	9	
1400730	1/5/2015	Bonanza Creek Energy Resources	87	7	
0100025	12/12/2014	Producers Rice Mill, Inc.	84	6	
6000574	1/8/2015	Magellan Terminals Holdings, L.P. - South Terminal	84	5	
0800002	1/12/2015	Tyson Poultry, Inc. - Berryville Processing	80	6	
6600450	1/20/2015	Ashland Inc.	72	5	
100228	1/21/2015	Riceland Foods - Ash Storage	71	9	
4800065	1/22/2015	Southern Squares	70	5	
3600013	1/23/2015	Tyson Foods, Inc. d/b/a River Valley Animal Foods	69	6	
2800060	1/27/2015	Paragould Light Water & Cable (Paragould Plant)	65	9	
7001302	2/2/2015	E. I. Du Pont De Nemours And Company	59	7	
6004308	1/12/2015	Frontier Logistical Services, LLC.	57	5	
1200502	2/6/2015	Fayetteville Gathering Company - Piney Creek	55	2	
3100123	2/9/2015	Tyson Poultry Inc. - Nashville Further Processing Plant	52	7	

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:	4/2/2015
--------	----------

State Fiscal Quarter	Third
----------------------	-------

Hazardous Waste Management Permits

Post-Closure:	5
Hazardous Waste Management:	12

a

Applications Pending	5
----------------------	---

Type/Name	Permit No.	Days Pending	Reason Code
Class 3 Permit Modification/Clean Harbors/Brine Unit and Tank Vents to SCC	10H-RN1	251	9
Permit Renewal/Aerojet Rocketdyne	8H-RN1	141	5
Class 2 Permit Modification/Aerojet Rocketdyne/Plug and Abandon GW wells	8H-RN1	77	6
Permit Renewal/Pine Bluff Arsenal	39H	115	3,5
Permit Renewal/Austin Powder Company	31H	421	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:	

C

MINING DIVISION

As of: 3/31/2015

State Fiscal Quarter 3rd FY15

Mining Division Permits/Category

Coal Mining		Open-Cut Mining	
Active	5	Sand and Gravel	151
Exploratory		Clay	30
		Shale	18
		In-Stream	1
		Soil	46
		Other	10
Coal Total	5	Open-Cut Total	256
Total Mining Permits	261		

a

Permits Pending- By Category/Facility

COAL MINING		Days Pending	Reason Code
Stryton Mininerals & Resources		209	2
OPEN-CUT MINING		Days Pending	Reason Code
Hartsell Farms and Excavating		326	3
Spring Creek Materials		323	8
Kevin Taylor		179	3
J & L Gravel Pit		57	5

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:

SOLID WASTE DIVISION

As of: 3/31/2015

State Fiscal Quarter 3

Solid Waste Management Permits/Category

Class 1 Landfills	31
Class 3 Landfills	28
Class 4 Landfills	36
Compost Facilities	19
CDMRF	0
Tire Processing Facilities	8
Transfer Station/WRFs	93

a

Permits Pending-By Category/Facility

Class 1 Landfill Apps/Mods	Days Pending	Reason Code
Mississippi Co. Major Mod	1429	5
WM Two Pine Minor Mod	160	3
City of Hope Major Mod	130	2
Craighead Co. SWDA Minor Mod	132	3

c

Class 3 Landfill Apps/Mods	Days Pending	Reason Code
Domtar Paper Sludge 3N - Minor Mod	209	3
Entergy White Bluff Major Mod	2146	3
White River RSWMD 3T	1482	6
Clearwater Class 3N	68	2

Class 4 Landfill Apps/Mods	Days Pending	Reason Code
Pulaski Co (L&W) Major Mod	536	3
Cannon Major Mod	336	6
Calhoun Co. Major Mod	133	2
Cleburne Co Major Mod	8	1

Compost Facility Apps/Mods	Days Pending	Reason Code
C&DRF Apps/Mods	Days Pending	Reason Code
Delta Recycling Service	239	6

Tire Processing Facility Apps/Mods	Days Pending	Reason Code
Transfer Station Apps/Mods	Days Pending	Reason Code
WRF Apps/Mods	Days Pending	Reason Code
Jefferson Co. SWRF #2	398	3

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:

As of:	3/31/2015
State Fiscal Quarter	3

Active NPDES Permits

Individual Permits	
Municipal	365
Industrial	408
Stormwater Permits	
Construction	1025
Industrial	1958
Small Municipal Separate Storm Sewer System (MS4)	58
Individual	1
General Permits	
Landfill	28
Non-Contact Cooling Water	11
Aggregate Facilities	49
Individual Treatment	152
Concentrated Animal Feeding Operations	1
Water Treatment	128
Hydrostatic Testing	34
Car Wash	11
Ground Water	7
Pesticide	69
Total	4305

a

Active No-Discharge Permits

Agriculture	256
Industrial	734
Salt Water Disposal	517
Municipal	58
Domestic	8
Underground Injection Control (UIC)	6
Total	1579

Permits Pending

Q3 SFY 2015

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0000752		El Dorado Chemical Company	3010	8	This permit is currently on HOLD due to Mineral Issue.
AR0035386		FutureFuel Chemical Company	2491	8	This permit was previously on HOLD awaiting the issuance of a new land application permit. The permits need to be issued at the same time to avoid a lapse in permit coverage. The land application permit has recently been approved to go to Public Notice. This draft permit is currently being updated accordingly prior to sending the permit to Public Notice.
AR0001171		Great Lakes Chemical Corporation - Central Plant	2455	8	This permit is currently on HOLD due to Mineral Issue.
AR0022063		Springdale Water and Sewer Commission	2380	8	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	2254	8	This permit is currently on HOLD due to Mineral Issue.
5082-W	FutureFuel Chemical Company	FutureFuel Chemical Company	1792	8	This permit is being re-drafted and will undergo a second 30-day public notice. Additional information was received after the first 30-day public notice that made revisions to the draft necessary. As the revisions were substantial changes, the permit must be public noticed prior to final permit issuance.
AR0050288	City of Fayetteville	West Side Wastewater Treatment Facility	1754	8	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.
AR0043397		City of Rogers	1737	8	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	1450	8	This permit was on hold due to approval of EIP from EPA and mineral. However, this permit is currently on HOLD due to Mineral Issue and TMDL.
AR0022250		City of Dermott - South Pond	1343	8	This permit is currently on HOLD due to Mineral Issue.
AR0049425	Associated Electric Cooperative, Inc.	Dell Power Plant	1285	8	This permit was previously on HOLD, due to upcoming water quality standard changes for minerals. This permit has recently been removed from HOLD in order to move forward with issuance of the permit containing the required mineral limit along with a 3 year Schedule of Compliance to meet the new limit. The permit is currently being drafted to include the appropriate language.
AR0002968	Domtar A.W. LLC	Ashdown Mill	1239	8	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	1146	8	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.
AR0034321		City of Harrison	1091	8	This permit is currently on HOLD due to Mineral Issue.

C

Permits Pending		Q3 SFY 2015			
Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0048356	Tyson Foods, Inc.	River Valley Animal Foods	1085	8	This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0020273		City of Siloam Springs	1075	8	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	999	8	This permit is currently on HOLD due to Mineral Issue.
AR0000680		Great Lakes Chemical Corporation - South Plant	937	8	This permit is currently on HOLD due to Mineral Issue.
AR0001163		Remington Arms Company, LLC	937	7	The draft permit was sent to EPA for review on 1/2/2014. Following submittal of additional information from the permittee, the permit was withdrawn from EPA review on 1/21/2014. The draft permit was revised based on the submitted information and sent back to EPA for review on 4/1/2014. On 5/13/2014, EPA requested an additional 30 days to review the permit. EPA comments on the draft permit were received on 6/20/2014. The draft permit was revised to address EPA's comments and sent to Public Notice on 8/21/2014. Comments have been received on the permit. The Response to Comments is undergoing final review. This permit is currently in the Chief's office for signature.
4438-WR-5	Sager Creek Vegetable Company	Sager Creek Vegetable Company - Country Plant	904	8	This permit is being re-drafted and will undergo a second 30-day public notice. Additional information was received after the first 30-day public notice that made revisions to the draft necessary. As the revisions were substantial changes, the permit must be public noticed prior to final permit issuance. A pre-draft copy of the proposed permit was sent to the permittee on 12/16/2014. The Department gave a deadline for pre-draft comments of 1/9/2015 to the permittee.
5007-WR-2	Nucor-Yamato Steel Company	Nucor-Yamato Steel Company	874	7	The facility installed groundwater monitoring wells at the site, which required submittal and approval of a groundwater monitoring plan. That plan was received April 22, 2014 with additional information received August 6, 2014. The plan was approved August 14, 2014. This permit is being re-drafted and will undergo a second 30-day public notice. Additional information was received after the first 30-day public notice that made revisions to the draft necessary. As the revisions were substantial changes, the permit must be public noticed prior to final permit issuance.
AR0034371		City of Portland	854	8	This permit is currently on HOLD due to Mineral Issue.
AR0043508		City of Waldo	833	6	This permit was Public Noticed on March 5, 2015. This permit was PREVIOUSLY on HOLD due to an appeal of the WQMP due to inclusion of TMDL limits. The permit was removed from hold in late July, but was later held to devise appropriate Mercury requirements based on a TMDL. The Department drafted Mercury Minimization Plan requirements to be placed in municipal permits required to meet the Mercury TMDLs and Public Noticed the requirements into the WQMP. Following the Public Notice of the WQMP, the draft permit was revised accordingly and sent to Public Notice.

Permits Pending

Q3 SFY 2015

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0049794	Haliburton Energy Services, Inc.	Magcobar Mine Site	811	8	This permit is currently on HOLD due to a CAO and an EIP that is currently under construction.
AR0050857		City of Garland WWTP	761	8	This permit is currently on HOLD due to Mineral Issue.
AR0036498	Benton Utilities	Wastewater Treatment Plant	725	8	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	699	8	This permit is currently on HOLD due to Mineral Issue.
AR0050997	City of Parkdale	Parkdale Wastewater Treatment Plant	671	8	This permit is currently on HOLD due to Mineral Issue.
4748-WR-3	City of Fayetteville	Fayetteville Land Application Site	644	7	Application previously on hold; Previously thought land application of effluent from NPDES-permitted wastewater treatment facility could be handled completely by Arkansas Department of Health. As there are also the land application of water treatment residuals, this facility's dual waste land application will be covered by a No-Discharge Section Individual Permit. This permit is at public notice (3/5/2015)
AR0001171M	Great Lakes Chemical Corporation	Central Plant	630	8	This permit is currently on HOLD due to Mineral Issue.
5204-W	Hummingbird Estates Property Owner's Association	Hummingbird Estate	622	8	Previously on hold due to non-compliance with financial assurance requirements. The Water Division Enforcement Branch is now working with the facility to obtain compliance with the financial assurance requirements. The permit is being drafted and will be public noticed before final issuance. Financial assurance requirements must be met prior to final issuance.
AR0037770		BASF Corporation	621	7	This draft permit was Public Noticed on February 11, 2015. The permittee submitted comments on the draft permit. The Response to Comments is currently undergoing in house review along with the final version of the permit. This permit should be issued by the end of April. This draft permit was sent to EPA on 5/20/2014. EPA comments were received on 7/2/2014 based on flow rates used in the ELG calculations. Information was requested from the permittee and received on 7/17/2014 and 9/18/2014. It should be noted that the permit was re-assigned on 12/16/2013 due to workload re-distribution. Once re-assigned, the engineer had the permit in route for review within 2 months. The facility has requested some special considerations/conditions in this renewal permit that have required the submittal of additional information and closer scrutiny by management.
AR0022403		City of Bentonville	578	4	This permit was PREVIOUSLY on HOLD awaiting revisions to a Total Phosphorus TMDL. The permit has been recently removed from HOLD since the TMDL changes are undergoing EPA review. The draft permit has been revised based on the revisions to the TMDL. The draft permit was sent to EPA for review on April 2, 2015. Once approved, the draft permit will be sent to Public Notice.
AR0034363		Shumaker Public Service Corporation	574	7	The Public Notice period ended in January. The permittee submitted substantial comments on the permit. The Response to Comments is currently undergoing review. It should be noted that this permit has been held up due to issues regarding Financial Assurance applicability, a Copper WER implementation, WET testing failures, and other workload priorities.

Permits Pending Q3 SFY 2015					
Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
4837-WR-2	Sloan Estates Property Owners Association, Inc.	Sloan Estates	574	8	Adopting covenants to the subdivision so they may obtain and submit an LOC. FA issue
AR0022004		City of Huntsville	532	8	This permit was previously on HOLD, due to upcoming water quality standard changes for minerals based on a Use Attainability Analysis (UAA) being conducted by the permittee. This permit has recently been removed from HOLD in order to move forward with issuance of the permit containing a 5 year Schedule of Compliance to meet either the revised mineral limits based on the UAA or limits required based on the current water quality standards. The permit is currently being drafted to include the appropriate language.
AR0043192		City of Colt	530	8	This permit was PREVIOUSLY on HOLD, due to an upcoming revision to a required fecal TMDL. The Department has decided to issue this permit with requirements based on the fecal water quality standards regardless of the incorrect requirements in the TMDL.
AR0000493	Entergy, Inc.	Harvey Couch Steam Electric Station	504	6	The re-drafted permit was sent to Public Notice on March 25, 2015. This draft permit was originally sent to Public Notice on 10/15/2014. Based on the comments submitted by the permittee and the required changes, the permit was go back out to Public Notice. It should be noted that due to major revisions to the previous permit based on the plant being shutdown, the permit review process took longer than normal. As part of the application review process, the permittee requested coverage under the Industrial Stormwater General permit only instead of the NPDES Discharge permit. This request had to be thoroughly reviewed and was later denied.
AR0022454		City of Greenwood	504	6	This draft permit is in the final stages of review prior to being sent to Public Notice. The final information needed from the permittee to correctly evaluate and permit this facility was not received until 12/19/2014. This permit was sent to EPA for review and approved on 6/12/2014. This permit took several extra months to review due to information that had to be submitted by the permittee. The facility had to conduct testing for Copper and Zinc which was not submitted with the permit application. In addition during an inspection, it was discovered that the facility was discharging to a Golf Course pond without Department approval. The permittee was required to cease discharging to the Golf Course until the activity could be appropriately permitted. In order to receive Department approval for this discharge, the permittee was required to submit engineering documents and proof that the activity was approved by ADH. It took some time for the facility and the Golf Course to relocate all the documentation.
5040-WR-4	Arkansas Resources Management, LLC	Arkansas Resources Management	496	2	Permittee requested to put application on hold as of July 10, 2014. The permittee submitted modifications to the system to include types of waste previously not permitted at this facility as of 11/13/2014. Previously on hold due to 40 CFR 257 issues. Last routed 3/26/2015.
AR0046477		City of Star City	463	6	This permit was previously drafted without the Mercury requirements based on a TMDL. The permit was subsequently held to devise appropriate Mercury requirements. The Department is currently drafting Mercury Minimization Plan requirements to be placed in municipal permits required to meet the Mercury TMDLs. This permit has been revised accordingly.

Arkansas Department of Environmental Quality
Section 38 Report, Water Division, Q3 SFY 2015
Permit Applications > 45 Days

4/8/2015

Permits Pending		Q3 SFY 2015			
Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0033707		City of Tillar	448	8	This permit is currently on HOLD due to Mineral Issue.
AR0021695		City of Rison	431	8	This permit was previously on HOLD, due to upcoming water quality standard changes for minerals. This permit has recently been removed from HOLD in order to move forward with issuance of the permit containing a variance to the required mineral limits. The permit is currently being drafted to include the approved variance language.
AR0039730	Gerdau Macsteel, Inc.	Fort Smith Mill	425	7	The Public Notice period ended in February. The permittee submitted substantial comments on the permit. The Response to Comments is currently undergoing review.
AR0042951		City of Ashdown	413	8	This permit is currently on HOLD due to Mineral Issue.
AR0039659		City of Felsenthal	392	8	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	391	2	Due to the required inclusion of mercury requirements due to a mercury TMDL, this permit was put on HOLD until the WQMP could be updated to include the appropriate requirements. This draft permit is currently undergoing internal review and should go to Public Notice soon.
AR0033316	Pine Bluff Wastewater Utility	Boyd Point Wastewater Treatment Facility	390	7	Public notice period has ended and permit is currently being finalized.
AR0020001		City of Tuckerman	386	7	The Public Notice period ended at the end of February. The permittee submitted comments on the draft permit. The response to the comments is currently under in house review along with the final permit.
4791-WR-3	City of Elm Springs	Elm Springs Treatment Works	385	5	Waste Management Plan needed for revisions to permit. Deadline 1/31/2015.
AR0050113	Gene Graves Enterprises, LLC	d/b/a Forest Tower Food Mart, Inc.	376	6	The draft permit was sent to Public Notice on March 4, 2015. Once the comment period ends, the final permit will be prepared for signature.
AR0043516M	Great Lakes Chemical Corporation	West Plant	368	2	<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.</p>

Arkansas Department of Environmental Quality
Section 38 Report, Water Division, Q3 SFY 2015
Permit Applications > 45 Days

4/8/2015

Permits Pending

Q3 SFY 2015

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
4359-WR-3	Benton Utilities - Wastewater Treatment Plant	Benton Utilities - Wastewater Treatment Plant	359	8	Previously on hold for potential switch of land application requirements to NPDES permit. 30 day public notice period began 9/14/2014 and ended 10/14/2014. Will re-public notice due to permittee submitting a substantial change to the Waste Management Plan after the first draft public notice period ended.
AR0048691		City of Texarkana-North WWTP	355	8	This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0051128	Kinder Morgan Bulk Terminals, Inc.	Hickman Facility	354	6	
AR0050083	Kinder Morgan Bulk Terminals, Inc.	Barfield Facility	354	6	
AR0038679	Rickey W. Cox	Shady Oaks Mobile Home Park	349	2	This permit was delayed due to revisions to a fecal coliform TMDL.
AR0044211	Olivetian Benedictine Sisters, Inc.	d/b/a Holy Angels Convent	340	7	
AR0022179		City of Junction City	335	2	This permit is currently on HOLD due to Mineral Issue.
AR0050202	Destined To Win/Family Outreach Ministry, Inc.	d/b/a Second Chance Ranch	335	8	This permit is currently on HOLD due to Mineral Issue.
AR0043125		City of Norman	333	6	This permit is going to public notice.
AR0020168		City of Stephens	330	6	
AR0022225		City of Des Arc	314	2	This permit has been routed for its first review. It is currently in WQMP review.
AR0033766	Paragould Light, Water, & Cable	Wastewater Treatment Plant	308	2	
AR0034720		City of Hickory Ridge	301	2	This permit has been routed for its second review and should be ready for public notice.
AR0051179		City of Sulphur Springs	301	2	
AR0035939		City of Sparkman	301	2	
2865-WR-4	City of Bethel Heights	Farm 1	295	8	Public Notice will be published 1/9/2015.
AR0047449	Pulaski County Special School District	Scott School Treatment System	294	6	
AR0048909		Town of Lafa	293	6	
AR0045403M	TA Operating, LLC	TA #33 - Earle Travel Center	291	6	
AR0050130	Callaghan Creek Property Owners Association, Inc.	Callaghan Creek Subdivision	286	2	This permit has been routed for its third review and should be ready for public notice.
AR0043524		City of Egypt	279	2	This permit has been routed for review and should be ready for public notice.
AR0044423		Jessieville Public School	266	2	
AR0048992	Arkansas State Highway and Transportation Department	District 5 Headquarters	257	2	
AR0050261		City of Highland	253	5	

Permits Pending

Q3 SFY 2015

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0022209		City of Reyno	253	2	This permit has been routed for its first review. It is currently in WQMP review.
AR0021211		City of Mountain Home WWTP	251	2	
AR0034134		City of Lake City	249	2	This permit has been routed for its first review. It is currently in WQMP review.
5133-WR-3	Burt's Livestock, Inc.	Burt's Livestock Land Application Facility	247	7	Went to public notice 3/31/2015. Hearing will be held 4/30/2015.
				8	This permit was previously on HOLD, due to upcoming water quality standard changes for minerals based on a Use Attainability Analysis (UAA) being conducted by an upstream permittee. This permit has recently been removed from HOLD in order to move forward with issuance of the permit containing a 5 year Schedule of Compliance to meet either the revised mineral limits based on the UAA or limits required based on the current water quality standards. The permit is currently being drafted to include the appropriate language.
AR0034037		City of Yellville	245		
AR0021474		City of Bearden	243	6	
AR0000850		Mountain Valley Spring Company, LLC	237	5	
	Value Stream Environmental Service LLC	Value Stream Environmental Service LLC	236	7	
4788-WR-2					Last revised draft routed 12/29/2014.
AR0034304		City of Earle	231	2	Last revised draft routed 3/4/2015
AR0001503	McGeorge Contracting	Rauch & Herndon Mine	230	6	
AR0043672		City of Kingsland	225	2	This permit has been routed for its first review. It is currently in WQMP review.
AR0021806M2	Little Rock Wastewater	Adams Field Wastewater	223	2	
AR0047953	Deltic Timber Corporation	Waldo Mill	222	6	
AR0051241	Arkansas Department of Parks & Tourism	White Oak Lake State Park	222	2	
AR0043443		City of Sedgwick	221	5	
AR0052434C	National Silica, LLC	Bell Farm	218	6	
AR0034029		City of Hamburg	218	5	HOLD due to revisions to Mercury TMDL
AR0052434	National Silica, LLC	Bell Farm	218	6	
5229-W	Methvin Sanitation, Inc.	Tommy Rand Storage Barn	218	8	Went to public notice 3/27/2015. Closes 4/27/2015.
	Fairfield Bay Wastewater Corporation	Lynn Creek WWTP	216	2	
AR0044580		City of McNeil	216	5	Waiting on permittee to submit information to comply with mercury TMDL
AR0049034		Cossatot Rock, LLC	216	2	
		Judsonia Water Reuse Recycling Facility	201	2	
AR0052051C	SEECO, Inc.				
AR0047732		Price Lumber Company	197	5	
AR0034126		City of Malvern	197	2	
	Arkansas Steel Associates, LLC	Newport Facility	195	6	
AR0034550		Delta Lumber, LLC	189	2	
AR0051276					

Permits Pending

Q3 SFY 2015

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0050181	WWTP 1, LLC	dba St. Joseph's Glenn Subdivision	189	6	
AR0044601	Pulaski County Special School District	Fuller School Treatment Facility	189	2	
AR0040118		Country Mountain Inn, Inc.	187	2	
5071-WR-1	Terra Renewal Services, Inc.	JM Oilfield Service, Incorporated	184	8	Completeness letter sent 10/22/2014; received proof of publication/payment of application public notice on 12/24/2014.
4816-WR-2	City of Piggott	Piggott Wastewater Treatment Facility	181	2	Last revised draft routed 12/19/2014.
AR0034169	City of Marianna	Marianna Water & Sewer Commission - Pond A	176	2	
AR0047261	Chicot Sewer System, LLC	Krestwood Estates Subdivision	176	2	
AR0034142	City of Marianna	Marianna Water & Sewer Commission - Pond B	176	2	
5062-WR-1	Beebe Water & Sewer Department	Beebe Wastewater Treatment Facilities	176	5	Issues with application not being signed by proper authority and not displaying legal entity name; inactive status as of 11/12/2014 for 60 days
AR0045608		City of Sherwood - South Facility	173	5	
5234-W	Sara Schmitz	S&S Linen Service	170	7	Completeness letter sent 12/2/2014; received proof of publication/payment of application public notice on 12/20/2014.
AR0035785		City of Horatio	168	2	This permit has been routed for its first review. It is currently in WQMP review.
AR0047503		Idaho Timber of Carthage, LLC	168	2	This permit has been routed for its first review. It is currently in the permit writer's office for corrections to include the appropriate language.
AR0049026		Garland Gaston Lumber Company	168	2	This permit has been routed for its first review. It is currently in the permit writer's office for corrections to include the appropriate language.
AR0037605M	Arkansas Department of Parks and Tourism	Lake Queen Wilhelmina State Park	166	2	
AR0020044		City of Taylor	162	5	Waiting on WQMP review
AR0052451C	Peco Foods, Inc.	Pocahontas	161	6	
AR0044610	Pulaski County Special	d/b/a Landmark Elementary	160	2	This permit has been routed for its first review. It is currently in the permit writer's office for corrections to include the appropriate language.
AR0044890		Nimocks Oil Company, Inc.	158	2	
AR0022420		City of Elaine	154	2	
AR0036668		Frit Industries, Inc.	154	2	
AR0044881		Saline County Waterworks	152	5	Waiting on WQMP review
5091-WR-2	Mississippi County	Mississippi County Landfill	152	5	Incompleteness letter drafted and under review.
AR0046311	Rogers Group, Inc.	Cabot Quarry	147	2	
AR0037419		City of Huntington	147	5	Waiting on WQMP review
4484-WR-3	U.S. Army Corps of Engineers-DeGray Lake	Lake DeGray Solid Waste Transfer Station	147	6	Final permit routed 4/2/2015.
AR0047635		Albemarle Corporation-West Plant	138	5	

Permits Pending

Q3 SFY 2015

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0038270M	Baker Hughes Oilfield Operations	d/b/a Baker Hughes Drilling Fluids - Fancy Hill Operations	137	2	
AR0000523		Evraz Stratcor, Inc.	134	5	
4417-WR-3	Bill Davis Trucking, Inc.	Bill Davis Trucking, Inc.	134	7	Original incompleteness letter sent 11/13/2014. Multiple extensions requested; deadline for revised application submittal 1/9/2015
AR0036447		GEO Specialty Chemicals, Inc.	133	2	
AR0021741	City of Green Forest	Green Forest Wastewater Treatment Plant	130	5	This permit is currently in WQMP review.
ARG640017C	Crossett Water Commission	Water Treatment Plant	127	2	This permit has been routed for its second review. It is currently in the permit writer's office for correction to include the appropriate language. It is also awaiting a decision from management based on comments from the applicant for a leak detection system.
AR0043893	Pulaski County Special School District	Robinson High School	126	2	
5079-WR-1	City of Salesville	City of Salesville	125	6	
5238-W	Tyveri, Inc.	Animal Clinic of the Ozarks	120	3	
5076-WR-1	Triple Transportation, Inc.	Judsonia - Triple Transport Washout Facility	120	7	
AR0049069		Cushman Sawmill, Inc.	119	5	
AR0021229		City of Newark	119	5	
AR0001759	Arkansas Electric Cooperative Corporation	Thomas B. Fitzhugh Generating Station	118	5	
AR0022756		Helena Industries, Inc.	118	2	
AR0044997	BHT Investment	Doublebees Store No. 111	117	2	
AR0038008		City of Ulm	116	5	Waiting on WQMP review
AR0047431	Church of God in	dba Pathway Campground	113	2	
AR0052469	Mid-River Terminal, LLC	Osceola Dock Terminal	113	2	
AR0052469C	Mid-River Terminal, LLC	Osceola Dock Terminal	113	2	
AR0051136C1	Southwestern Electric	John W. Turk, Jr. Power	112	8	This permit has been placed on temporary HOLD until a decision is made by
AR0036552		Bekaert Corporation	111	2	
AR0051471	Sandy J. Dean	Porky's One Stop	109	2	
5237-W	James and Sandra Wasicek	Jones and Sandra Wasicek	107	8	
AR0046116		West Fraser, Inc. (Huttig Mill)	106	2	
5239-W	John or Cindy Weaver	Makin' Bacon	106	7	
AR0049166	TMK - Ipsco Tubulars, Inc.	Blytheville Works	105	2	
AR0044041		Cross County High School	104	5	Waiting on WQMP review
AR0052451	Peco Foods, Inc.	Pocahontas	104	2	
AR0001791		Dixie Consumer Products, LLC	102	2	
4589-WR-2	David Carlton	Duds N Suds	99	5	
AR0022268		City of Huttig	99	5	Waiting on WQMP review
5238-W	Terra Renewal Services, Inc.	Terra Renewal Services, Inc.	97	6	
5240-W	Atlas Asphalt, Inc.	Atlas Asphalt, Inc.	94	5	
4811-WR-4	Benton County Arkansas Southern Sewer District	Benton County Arkansas Southern Sewer District	92	6	

Permits Pending

Q3 SFY 2015

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
3841-WR-2	Cal-Maine Foods, Inc.	Cal-Maine Foods, Inc.	91	3	
AR0047830		Johnsville Company, LLC	90	2	
4815-WR-2	Waterford Septic Operations LLC	Waterford Septic Operation LLC	88	3	
4034-WR-2	Mike Gardner	Mike Gardner	88	5	
AR0034606		City of Calico Rock	85	5	
AR0022390		City of Gillett	83	5	Waiting on WQMP review
AR0051403		City of Rosebud	83	5	Waiting on WQMP review
AR0047597		City of Oil Trough	76	5	Waiting on WQMP review
AR0044547		City of Haskell	76	2	
AR0051713	City of Haskell	North Wastewater Treatment Plant	76	5	
AR0048879		Flushing Meadows Water Treatment, Inc.	76	2	
4906-WR-6	Terra Renewal Services, Inc.	Terra Renewal Services, Inc.	76	3	
AR0052477C	Trane U.S. Inc.	Trane Residential Solutions - Fort Smith	75	2	
AR0052477	Trane U.S., Inc.	Trane Residential Solutions - Fort Smith	75	2	
AR0022284		City of Humphrey	70	5	
AR0020621		City of Bradley	68	5	
AR0044393		Heinke Road Property Owners Sewer Improvement District No. 34	62	2	
AR0033839		City of Eudora	62	2	Routed to Engineer Supervisor 3/30/2015
AR0037761		Liberty Baptist Association - d/b/a Beech Springs Baptist Camp	62	5	HOLD due to revisions to Mercury TMDL
AR0000400	Arkansas Electric Cooperative Corporation	Carl E. Bailey Generating Station	62	5	
4851-WR-2	Dog Party, Inc.	Dog Party, Inc.	61	6	
2947-WR-5	City of Leola	Leola Wastewater Treatment Plant	57	5	
4586-WR-3	Hector School District	Hector School District	57	2	
5077-WR-6	Southern Mud Company, LLC	Southern Mud Company, LLC	57	2	
AR0051209	Royal View Properties, LLC	Royal View Properties, LLC	57	2	
AR0047911	Mark Black	J. W. Black Lumber Company	57	2	
AR0034754		City of Keiser	56	3	Waiting on permittee to submit information for expanded pH range
4890-WR-1	Eagle Creek Holdings, LLC	Legacy Estates WWTF	56	2	
4866-WR-2	Bertek, Inc.	Bertek, Inc.	55	2	
5080-WR-1	Larry Deaton	Deaton Slaughterhouse	53	5	
5242-W	Krystine Weum	Krystine Weum	53	2	
AR0022292C		City of Decatur	53	5	
AR0003018	Tyson Foods, Inc.	Grannis Processing Facility	53	5	
AR0000841	Arkansas Electric Cooperative Corporation	John L. McClellan Generating Station	48	5	
AR0047872		Robert Floyd Sawmill, Inc.	48	2	

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
7	Drafting Response to Comments
8	Other

Memorandum

DATE: April 3, 2015 d
TO: LEGISLATIVE COUNCIL
FROM: BECKY W. KEOGH, DIRECTOR
ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY
RE: SECTION 38 (a) – (e) of ACT 2012 OF THE 2013 REGULAR
SESSION OF THE ARKANSAS GENERAL ASSEMBLY

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 January 1, 2015 through March 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 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 January 1, 2015 through March 31, 2015

Type of Enforcement Action	Defendant	Geographic Location
Civil Complaint	Jeffrey Cole/Pine Valley Subdivision	Saline County Circuit Court
Civil Complaint	Judy Corpier d/b/a Waterworld Coin Laundry	Cleburne County Circuit Court

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

Civil Penalties Collected \$161,158.52

Supplemental
Environmental Projects
Verified

\$0.00

CONSENT ADMINISTRATIVE ORDERS

Baxter-Marion Rural Water Association No.1, Baxter County and Marion County, NPDES/Water Division, Penalty \$8,200.00, LIS No. 14-181

City of Bono, Craighead County, NPDES/Water Division, Penalty \$1,000.00, LIS No. 14-154

Craighead County Solid Waste Disposal Authority Class 1 Landfill, Solid Waste Division, Penalty \$5,000.00, LIS No. 14-182

DeCremator Company, Jefferson County, Air Division, Penalty \$1,100.00, LIS No. 14-184

Jackson County Class 1 Landfill, Jackson County, Solid Waste Division, Penalty \$3,300.00, LIS No. 15-001

The Bryce Company, LLC, White County, Air Division, Penalty \$1,200.00, LIS No. 15-007

Dated this 10th day of January 2015
J. Ryan Benefield, P.E, Interim Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

City of Lockesburg, Sevier County, NPDES/Water Division, Penalty \$3,500.00, LIS No. 15-009

City of Nashville, Howard County, NPDES/Water Division, Penalty \$3,500.00, (\$2,625.00 to ADEQ, \$875.00 to Supplemental Environmental Project,) LIS No. 15-006

JW Aluminum Company, Pope County, Air Division, Penalty \$10,450.00, LIS No. 15-003

Littlefield Oil Co., Washington County, Regulated Storage Tanks Division, Penalty \$1,600.00, LIS No. 15-008

Rogers Iron & Metal Corporation, Benton County, Air Division, Penalty \$300.00, LIS No. 15-010

Tenneco Automotive Operating Company, Inc., Greene County, Air Division, Penalty \$1,600.00, LIS No. 15-002

Terra Renewal Services, Inc., Yell County, Water Division, Penalty \$3,000.00, LIS No. 15-005

The Bryce Company, LLC, White County, Air Division, Penalty \$1,200.00, LIS No. 15-007

Town of Lexa, Phillips County, NPDES/Water Division, Penalty \$3,000.00, LIS No. 14-041

NOTICE OF VIOLATION

Arkansas Sand Company, Mr. Sam O Ross, Registered Agent, Independence County, NPDES/Water Division, Proposed Penalty \$3,600.00 and \$440.00 for Annual and Past Due Fees, LIS No. 15-004

Dated this 25th day of January 2015
J. Ryan Benefield, P.E, Interim Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

Anderson's Gas & Propane of Rogers LLC, Johnson County, Air Division, Penalty \$10,350.00, LIS No. 15-014

Fritts Construction, Inc., Faulkner County, NPDES/Water Division, Penalty \$3,000.00, LIS No. 15-018

Harmon Road Properties, LLC, Washington County, Water Division, Penalty \$3,275.00, LIS No. 15-011

Kiswire Pine Bluff, Inc., Jefferson County, Air Division, Penalty \$1,200.00, LIS No. 15-015

S&A PAK, Inc., Johnson County, Regulated Storage Tanks Division, Penalty \$1,375.00, LIS No. 15-013

Thomas & Betts Corporation, Craighead County, Air Division, Penalty \$2,400.00, LIS No. 15-012

AMENDED CONSENT ADMINISTRATIVE ORDER

RichSmith Holdings, LLC, Pulaski County, NPDES/Water Division, Penalty Unchanged, LIS No. 14-161-001

PERMIT APPEAL RESOLUTION

Riceland Foods, Arkansas County, Air Division, No Penalty, LIS No. 15-016

Southwestern Electric Power Company, Flint Creek Power Plant, Benton County, Air Division, No Penalty, LIS No. 15-017

Dated this 10th day of February 2015
J. Ryan Benefield, P.E, Interim Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

Blue Seal Petroleum, Inc., Arkansas County, Air Division, Penalty \$1,500.00, LIS No. 15-019

City of West Fork, Washington County, NPDES/Water Division, Penalty 16,500.00, \$5,775.00 to Supplemental Environmental Project, \$10,725.00 to ADEQ, LIS No. 15-025

Cleveland County Oil Co., Inc., Cleveland County, Air Division, Penalty \$600.00, LIS No. 15-022

Fayetteville Gathering Company-Hattieville Compressor Station, Conway County, Air Division, Penalty \$1,200.00, LIS No. 15-023

Flash Oil Company of Arkansas, Inc., Jackson County, Regulated Storage Tanks Division, Penalty \$800.00, LIS No. 15-024

Mobley Industrial Services-Arkansas, Inc., Conway County, Asbestos Division, Penalty \$875.00, LIS No. 15-021

NOTICES OF VIOLATION

Chicot Sewer System, LLC, Janet Harper, Registered Agent, Kenneth Harper, Officer, Saline County, NPDES/Water Division, Proposed Penalty \$33,000.00, LIS No. 15-020

Leonard Stephenson dba Pine Haven Park, Drew County, NPDES/Water Division, Proposed Penalty, \$26,150.00, LIS No. 14-183

DEFAULT ADMINISTRATIVE ORDER

Central Arkansas Fabrication, Inc., dba Ponderosa Trailers, Conway County, Air Division, \$2,273.00 for Annual Permit Fees and Late Charges, LIS No. 13-129

FIRST AMENDMENT TO ELECTIVE SITE CLEAN-UP AGREEMENT LIS 10-024

JBD Inc., Pulaski County, Hazardous Waste Division, No Penalty

Dated this 25th day of February 2015
J. Ryan Benefield, P.E, Interim Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

El Dorado Chemical Company, Union County, Air Division, Penalty \$4,800.00, LIS No. 15-026
FutureFuel Chemical Company, Independence County, Air Division, Penalty \$600.00, LIS No. 15-028

Dated this 10th day of March 2015
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

City of Monette, Craighead County, NPDES/Water Division, Penalty \$1,800.00 LIS No. 15-029

Huber Specialty Hydrates, LLC, Saline County, Air Division, No Penalty, LIS No. 15-035

Lion Oil Corporation, Union County, Hazardous Waste Division, Penalty \$3,500.00, LIS No. 15-034

MFA Oil Company-Lonoke Plant, Lonoke County, Air Division, Penalty \$5,000.00, LIS No. 15-037

MFA Oil Company- Devalls Bluff Plant, Prairie County, Air Division, Penalty \$5,000.00, LIS No. 15-038

Michelle Harris dba Harris & Son Sawmill, LLC, Prairie County, NPDES/Water Division, Penalty \$1,800.00, LIS No. 15-036

Robert Knott, Jefferson County, Solid Waste Division, Penalty \$7,200.00, LIS No. 14-120

SFI of Arkansas LLC, Faulkner County, Air Division, No Penalty, LIS No. 15-030

Smith-Blair, Inc., Miller County, NPDES/Water Division, Penalty \$1,500.00, LIS No. 15-033

NOTICE OF VIOLATION

Heath & House Construction Company, Inc., dba Ingram Superstop, Crittenden County, Air Division, Proposed Penalty \$5,100.00,
LIS No. 15-031

PERMIT APPEAL RESOLUTION

Nucor-Yamato Steel Company, Mississippi County, NPDES/Water Division, No Penalty

Dated this 25th day of March 2015
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION

QUARTERLY REPORT TO ARKANSAS LEGISLATIVE COUNCIL

e

ON RULEMAKING ACTIVITIES

Months In Quarter: January, February, & March 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 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. 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 minute order initiating the rulemaking process on August 23, 2013, and no final decision has been made.

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 minute order initiating the rulemaking process on April 25, 2014, and no final decision has been made.

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 minute order initiating the rulemaking process on April 25, 2014, and no final decision has been made.

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.

4/6/15
Date

Charles Moulton
Charles Moulton
Administrative 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 = 1-01-2015 to 3-31-2015

Division	Fee Code	Description	Annual	Initial	Interim Authority	Modification	Variance	Short-Term Authority	Total
AIR									
	G	General Operating Permit	\$ 22,800 114	\$ 1,000 5	\$ - 0				\$ 23,800 119
	L5	Late Charge (Air T5)	\$ 3,605 3						\$ 3,605 3
	LC	Late Charge (Air LC)	\$ 1,743 15	\$ - 0	\$ - 0				\$ 1,743 15
	MS	Minor Source (Air MS)	\$ 102,417 79	\$ 7,120 6	\$ 200 1	\$ 17,525 25			\$ 127,262 111
	MVRF	Motor Vehicle Racing Facility							\$ - 0
	R3	Air Reg 18.315	1,600 8						\$ 1,600 8
	T5	Title 5 (Air T5)	\$ 1,108,198 45	\$ 1,150 1		\$ 53,644 35			\$ 1,162,992 81
	Z	Interim Authority(Air Z)							\$ - 0
	Z5	Interim Authority Title 5 (Air T5)							\$ - 0
AIR TOTAL		Total	1,240,363 264	9,270 12	200 1	71,169 60	- -	- -	\$ 1,321,002 337
SOLID WASTE									
	1	Class I Landfill	\$ 24,000 4			\$ 2,000 1			\$ 26,000 5
	3C	Class III commercial (SW 3C)							\$ - -

3N	Class III Non-commercial	\$ 9,000 3	\$ 1,000 1		\$ 2,000.00 1		\$ 12,000 5
3T	Class III Tire Monofill (SW 3T)						\$ - 0
4	Class IV Landfill	\$ 3,000 6			1,000 1		\$ 4,000 7
CD/RF	Construction & Demolition Waste Recovery (Solid Waste CDRF)						\$ - 0
CL	Closed Facility (Solid Waste CL)						\$ - 0
CO	Composting Organic Waste (Solid Waste CO)	450 1					\$ 450 1
CY	Composting Yard Waste (Solid Waste CY)	\$ 900 2					\$ 900 2
LC	Late Charge (Solid Waste LC)	\$ 45 1					\$ 45 1
P	Postclosure Fee (Solid Waste P)	\$ 1,000 2					\$ 1,000 2
TS	Transfer Station or MRF	\$ 9,450 21					\$ 9,450 21
WR	Solid Waste Recovery	\$ 1,350 3			\$ 450 1		\$ 1,800 4
SOLID WASTE TOTAL	Total	49,195 43	1,000 1	0 0	5,450 4	0 0	55,645 48
WATER - NPDES							
N-A	NPDES Agricultural (Minor With Toxic)	\$ 66,552 8			\$ 2,000 1		\$ 68,552 9
N-B	NPDES Saltwater (Minor Without Toxic)	\$ 152,926 122	\$ 804 2		\$ 2,000 1		\$ 155,730 125
N-C	NPDES Cooling Water						\$ - 0
N-G	NPDES Coal Mining (converted)						\$ -

								0
N-G2	NPDES Coal Mining							\$ - 0
N-G3	NPDES Sanitary Landfill Run-off	\$ 2,000 5						\$ 2,000 5
N-G5	NPDES Bulk Petroleum Storage							\$ - 0
N-G6	NPDES Individual Home Treatment	\$ 1,770 9	\$ 600 3					\$ 2,370 12
N-G7	NPDES Water Plant Backwash Filter	\$ 12,400 31						\$ 12,400 31
N-G8	NPDES Pipeline Hydrostatic Test	\$ 750 4	\$ 800 4					\$ 1,550 8
N-G9	NPDES Car/truck Wash Facility	\$ 800 4						\$ 800 4
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)	\$ 2,400 12						\$ 2,400 12
N-GD	Concentrated Animal Feedlot Operation (Water-NPDES GD)							\$ - 0
N-GE	Cooling Towers; Tower & Boiler Blowdown (Water-NPDES GE)	200 1						\$ 200 1
N-GF	Pesticides (Water-NPDES)	\$ 400 2						\$ 400 2
N-J	NPDES Major Non-municipal, MRAT >= 100	\$ 75,000 5						\$ 75,000 5
N-K	NPDES Major Non-municipal, MRAT 80-100	\$ 22,000 2						\$ 22,000 2

	N-L	NPDES Discretionary Major	\$ 22,000 2						\$ 22,000 2
	LC	Late Charge(Water-NPDES LC)	\$ 3,313 22						\$ 3,313 22
	LS	Late Charge (Storm Water)	\$ 720 36						\$ 720 36
	N-M	NPDES Major Municipal	\$ 116,913 14	\$ 200 1					\$ 117,113 15
	NO-EX	No-Exposure Certification (Water-NPDES	\$ 15,200 76	\$ 1,200 6					\$ 16,400 82
	N-O	NPDES Minor Aquatic Animal Prod	\$ 2,500 1						\$ 2,500 1
	N-P	NPDES Minor Variable Discharge	\$ 6,000 20	\$ 300 1					\$ 6,300 21
	N-Q	NPDES Construction Permit		\$ 500 1					\$ 500 1
	N-R1	NPDES Stormwater Manufacturing	\$ 59,983 304	\$ 5,000 25					\$ 64,983 329
	N-R2	NPDES Stormwater Construction	\$ 37,300 188	\$ 17,800 89					\$ 55,100 277
	R4	NPDES Stormwater: MSF Phase II	\$ 200 1						200 1
									0
WATER NPDES TOTAL		Total	601,327 869	27,704 133	0 0	4,000 2	0 0	0 0	633,031 1,004
TE WATER PERM	ST	Short-Term Authorization							\$ - 0
	S-D	Confined Animal or Small Sep	\$ 12,800 64	\$ 600 3		\$ 200 1			\$ 13,600 68
	S-E	State Permits Branch Commercial or	\$ 26,500 53	\$ 2,400 6		\$ 2,500 5			\$ 31,400 64
	S-F	Industrial Sludge App							\$ - 0

	S-G1	State Permits Branch Confined							\$ - 0
	GP	Oil & Gas Pits							\$ - 0
	S-H	Salt Water Disposal (SPB H)	\$ 25,500 102	\$ 1,000 4		\$ 250 1			\$ 26,750 107
	GLA	Oil & Gas Land Application							\$ - 0
	S-I	POTW Non-NPDES Land App	\$ 500 1						\$ 500 1
	LC	Late Charge(Water-SPB LC)	\$ 365 14						\$ 365 14
	Z	Interim Authority (Water-SPB Z)							\$ - 0
	ST	Short-Term Authorization (Water-SPB ST)						\$ 36,400 92	\$ 36,400 92
WATER - STATE PERMIT		Total	\$ 65,665 234	\$ 4,000 13	\$ - -	\$ 2,950 7	\$ - -	\$ 36,400 92	\$ 109,015 346
	U-1	State Permits Branch UIC - Class I	\$ 45,000 3						\$ 45,000 3
	Z	Interim Authority							\$ - 0
		Total	\$ 45,000 3	\$ - 0	\$ - 0	\$ - 0	\$ - 0	\$ - 0	\$ 45,000 3
UIC TOTALS									
TOTAL		Total	\$ 2,001,550 1,413	\$ 41,974 159	\$ 200 1	\$ 83,569 73	\$ - 0	\$ 36,400 92	\$ 2,163,693 1,738

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 3-31-2015, based on active invoices. Date range = 1-01-2015 to 03-31-2015

b

Invoice Identifier	Fee Code	Description	Fund	Collections
RST - Tank Installer Licenses	RST	Tank installer licenses	SRS0000	\$ 7,025.00
TKS - Storage Tank Fees	TKS	Storage Tank Fees		\$ 19,890.00
UST - Exam Fees	UST	Underground Storage Tank Exam Fees		\$ 2,100.00
ASB - Asbestos Licenses	ASB	Asbestos Licenses	SAC0000	\$ 21,680.00
CCL - Contractors Licenses - Lead	CCL	Contractors Licenses	SAC0000	\$ 55,225.00
HWD - HW Permits	HWD	Hazardous Waste Permits	SHW0000	\$ 296,263.78
			MEE0000	\$ 75.00
			THS0000	\$ 675.00
TRF - Transfer Facilities	TRF	Transfer Facilities	SHW0000	
HWL- HW Licenses	HWL	HW Licenses	SHW0000	\$ 675.00
SFF - Superfund	HWD	Superfund permit fees	THS0000	
			MEE0000	
LAB - Lab Certification Fees	LAB	Lab Certification Fees	HMA0100	\$ 25,890.00
MPS - Mining Fees	MPS	Non-coal mining permit Fees	HMA0100	\$ 2,470.00
		Coal Mining Permit Fees	MAF0000	\$ -
		Quarry Permit Fees	TLR0000	\$ 2,500.00
MBL - Mining Fees	MBL	Blaster Permits	MAF0000	
DCO - Dump Control Officers	DCO	Dump Control Officer Licenses	TPE0000	\$ 70.00
SWL - Sanitary Landfill Operators	SWL	Sanitary Landfill Operator Licenses		\$ 3,835.00
TTL - Waste Tire Licenses	TTL	Waste Tire Licenses		\$ 2,785.00
TPF - Waste Tire Facilities	TPF	Waste Tire Facilities		\$ 850.00
MER - Mercury Switches	MER	Mercury Switches	TWS0100	\$ 683.00
SWF - Municipal Landfills	SWF	Municipal Landfill Fees	TWS0100	\$ 231,164.56
			TWS0200	\$ 924,658.38
			TWS0300	\$ 740,318.48
ILF - Industrial Landfills	ILF	Industrial Landfill Fees	TWS0100	\$ 2,482.77
			TWS0200	\$ 9,931.19
			SMB0000	\$ 4,138.01
WWL - Wastewater Licenses	WWL	Waste Water Operator Licenses	MWW0000	\$ 8,280.00
Total				\$ 2,363,665.17