



April 17, 2017

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

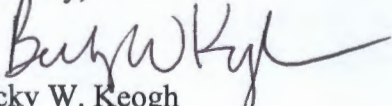
Dear Senator Sample and Representative Branscum:

As required in Act 249 of 2016, Section 39 (a)-(e), the Arkansas Department of Environmental Quality presents the following information:

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

The information provided by each division covers the period January 1, 2017 – March 30, 2017. If you have any questions, please contact Julie Chapman at (501) 682-0959.

Sincerely,


Becky W. Keogh
Director

Enclosure

Office of Air Quality
Quarterly Legislative Report

As of: 4/1/2017

State Fiscal Quarter: Quarter 3 FY 2017

Active Air Permits Per Category - Act 249 of 2016, Section 39(a):

Title V/Major: 202

Minor: 990

Air Permit Applications Pending By Category - Act 249 of 2016, Section 39(c):

Permit Type: Title V/Major Source Permit

AFIN	Date App	Facility	Days	Reason Code
02-00013	2/3/2016	Georgia-Pacific Crossett LLC		5
70-00012	12/14/2015	Great Lakes Chemical Corporation - Central Plant		9
71-00396	8/16/2016	DeSoto Gathering Company, LLC-Gravel Hill CPF-4		5
28-00256	8/18/2016	American Railcar Industries, Inc.		5
60-00689	10/7/2016	Arkansas Children's Hospital	166	5
21-00036	11/14/2016	Clearwater Paper Corporation	129	5
30-00015	12/22/2016	Flakeboard America LLC	87	2
18-00120	1/23/2017	Valero Partners West Memphis, LLC	67	5
35-00110	1/27/2017	Entergy Arkansas, Inc. - White Bluff	61	2

Public Comments/Response to Comments

AFIN	Date App	Facility	Days	Reason Code
10-00005	7/29/2016	Georgia-Pacific Wood Products South LLC		6
35-00016	8/26/2016	Evergreen Packaging, Inc.		6
52-00035	11/1/2016	Anthony Timberlands, Inc.	149	7
20-00017	10/28/2016	Idaho Timber of Carthage, LLC	135	6
07-00033	11/22/2016	Armtec Countermeasures Co.	123	6
70-00543	12/5/2016	Entergy Arkansas, Inc. - Union Power Station	107	6
72-00205	12/8/2016	Kawneer Company, Inc.	101	6
70-00040	11/18/2016	El Dorado Chemical Company	101	7
32-00042	12/29/2016	Entergy Arkansas, Inc. - Independence Plant	82	6
22-00057	12/30/2016	Drew Foam Companies, Inc.	81	6

Permit Type: Minor Source Permit

AFIN	Date App	Facility	Days	Reason Code
19-00004	12/14/2016	Mueller Copper Tube Products, Inc.	101	5
62-00012	11/14/2016	Riceland Foods, Inc.	92	5
44-00043	1/27/2017	Brashears Funeral Home, Inc. - d/b/a/ Brashears Crematory	64	3
47-01030	1/19/2017	Carb-Rite Company	54	3
45-00242	1/30/2017	Fishing Holdings - Aluminum Plant	46	5

Public Comments/Response to Comments

AFIN	Date App	Facility	Days	Reason Code
60-00606	6/9/2016	Magellan Pipeline Company, LP - North Little Rock - North Terminal		6
15-00089	8/24/2016	Bitec Inc.		6
56-00048	11/15/2016	Riceland Foods, Inc. (Waldenburg)	135	6
63-00164	12/12/2016	CoorsTek Benton	87	7
29-00125	12/20/2016	Hexion, Inc.	72	6
31-00256	12/19/2016	PowerSecure, Inc.	67	6
60-00532	1/31/2017	Union Pacific Railroad Company	54	6

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
- 6 Awaiting Close of Public Comment Period
- 7 Drafting Response to Comments
- 8 Novel Legal Issues
- 9 Other

MINING DIVISION

As of: 3/31/2017

State Fiscal Quarter 3rd FY17

Mining Program Permits/Category

Coal Mining		Open-Cut Mining	
Active	6	Sand and Gravel	146
Exploratory		Clay	29
		Shale	18
		In-Stream	1
		Soil	41
		Other	9
Coal Total	6	Open-Cut Total	244
Total Mining Permits	250		

Permits Pending- By Category/Facility

COAL MINING	Days Pending	Reason Code
OPEN-CUT MINING	Days Pending	Reason Code
Griffith Sand Co., LLC	298	3 & 5
East Side Shale Pit	212	3
Arkansas Gravel, Co.	206	3
Ouachita Builders, Inc.	206	2
Cossatot Rock, LLC	101	3 & 5
Steve South	64	5
Wilkins Gravel Pit	53	3

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:

Mining Program

Applications pending over 365 days

None

Mining Program

Permits Issued since 1/1/2017:

Acme Brick

E. J. Swaffer

Roy D. Smith

Hensley Dozer & Backhoe, Inc.

Wheeler Trucking

Select Sands Corporation

**SWM Permits and Modifications Completed from the Previous Report
(1/1/17 to 3/31/17)**

Type/Name	Permit No.
Ozark Ridge Class 1	0225-S1-R5
Union County Class 1	0248-S1-R4
Drew County Class 4	0282-S4-R1
L&W Environmental Transfer Station	0021-STSW-D
Kinghts Transfer Station	0043-STSW-A

**SWM Modifications Issued During the Second Quarter
(1/1/17 to 3/31/17)**

Type/Name	Permit No.	Received; Approved
Waste Connections Transfer Station	0120-STSW-D	1/04/2017; 3/27/2017

As of:	3/31/2017
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State Fiscal Quarter	Third
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Solid Waste Management Permits

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

Applications Pending

Type/Name	Permit No.	Days Pending	Reason Code
Cherokee Village	0299-S1	283	6
BFI Saline Co	0261-S1-R2	31	2
American Composting	0286-SC-R1	87	2
City of Fayetteville	0007-SC	211	6, 7
Wizeagg, LLC	0320-SCDR	339	3
City of Paris	0021-STSW-A	183	3
Grenway	0119-STSW-D	86	3
Yell County	0073-STSW-A	150	3
City of Hot Springs Transfer Station	0045-STSW-R1	24	2, 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:		

**SOLID WASTE
REGULATED WASTE OPERATIONS
OFFICE OF LAND RESOURCES
"SECTION 38" REPORT**

Applications pending for 45 days or more:

Cherokee Village (0299-S1): The proposed permit was mailed to the facility on March 7, 2017. The facility placed the public notice in the paper on March 16, 2017. The end of the comment period will be April 15, 2017.

American Composting (0286-SC-R1): The permit modification application was received on January 3, 2017. The application is not a complete application. Numerous attempts to obtain a complete application have been made by email and telephone.

City of Fayetteville Compost (0107-STSW-R1): The proposed permit was sent to the facility on February 24, 2017 for public notice. The public notice period ends March 31, 2017. The final permit will be in routing the week of April 3, 2017.

Wizeagg, LLC C&D Facility (0320-SCDR): The NOI was received on April 26, 2016. The administrative completeness letter was sent on June 10, 2016. The pending permit was sent to the facility on July 29, 2016. The public comment period ended on September 29, 2016. The facility has not submitted financial assurance. The consultant for the facility has received numerous emails from ADEQ regarding the financial assurance.

City of Paris Transfer Station (0021-STSW-A): The Notice of Intent was received September 9, 2016. A notice of deficiency regarding the facility's general permit was mailed on October 5, 2016. The facility response to NOD was received on November 14, 2016, extending the completion date to July 20, 2017. The schedule submitted by the City of Paris for the improvements to their transfer station in order to meet the requirements of the General Permit has a completion date of July 20, 2017.

Greenway Transfer Station (0119-STSW-D): The notice of intent for a new transfer station was received January 4, 2017. The permit is ready for issuance as soon as the financial assurance is approved and in place.

Yell County Transfer Station (0073-STSW-A): Notice of Intent (NOI) for Coverage under the General Permit for Yell County Solid Waste Transfer Station was received on November 1, 2016. A notice of deficiency regarding the facility's general permit was mailed on November 28, 2016. On March 30, 2017, PMI emailed an update and response to the notice of deficiency. PMI stated in their response the facility has not completed the updates needed to meet the requirements of the General Permit.

Permits on Last Report - Issued

Permit No	Facility	Permit Issue Date	Type
AR0040720	VAN BUREN SCHOOL-TATE ELEM	3/28/2017	renewal
AR0047554C1	WARD, CITY OF	3/28/2017	construction
AR0047686	COAL HILL, CITY OF	3/28/2017	renewal
AR0043290	KNOBEL, CITY OF	3/22/2017	renewal
AR0049328	SALINE CO.PROP. IMPROV DIST#37	3/22/2017	renewal
AR0021211C	MTN HOME, CITY OF	3/20/2017	construction
AR0036811	ARK PARKS LAKE OUACHITA	3/20/2017	renewal
AR0039233	PANGBURN WATER & SEWER COMM	3/15/2017	minor modification
AR0047929	OZARK POINT WATER TREAT. PLANT	3/2/2017	renewal
AR0047937	J.H.WILSON WATER TREAT.PLANT	3/2/2017	renewal
AR0050300	KATHY BROADWAY	3/1/2017	minor modification
AR0034142	MARIANNA WATER/SEWER-POND B	2/27/2017	renewal
AR0034169	MARIANNA, CITY OF	2/27/2017	renewal
AR0045888	ARK PARKS CANE CREEK	2/27/2017	renewal
AR0050393	WATERVIEW ESTATES/PH II	2/27/2017	renewal
AR0050938C	CONCORD WATER/SEWER PUB. FAC.	2/27/2017	construction
AR0052027	SOLFUELS USA, LLC	2/27/2017	minor modification
AR0052680	LOVE'S TRAVEL STOP	2/27/2017	issuance
AR0021954	TURRELL, CITY OF	2/16/2017	renewal
AR0037079	ARK PARKS MILLWOOD DAM PARK	2/16/2017	renewal
AR0045471	YOUTH HOME INC-GENESIS CAMP	2/16/2017	renewal
AR0048232	MANSFIELD, A DIV./ WEST FRASER	2/16/2017	renewal
AR0050733	WAL-MART SUPERCENTER #5433-00	2/16/2017	renewal
AR0052680C	LOVE'S TRAVEL STOP	2/16/2017	construction
AR0037087	ARK PARKS WOOLY HOLLOW	2/13/2017	renewal
AR0049409	VANNDALÉ BIRDEYE WATER	2/13/2017	renewal
AR0033987	DUMAS, CITY OF	2/9/2017	minor modification
AR0037044	NEWPORT, CITY - WATER	2/7/2017	renewal
AR0047279	CITY/CONWAY-TUCKER CREEK WWTP	1/26/2017	renewal
AR0048097	GEORGIA-PACIFIC-CROSSETT	1/26/2017	renewal
AR0049794	HALLIBURTON ENERGY SERVICES	1/26/2017	renewal
AR0052736	MAGNOLIA MUNICIPAL WATER SYSTM	1/26/2017	issuance
AR0052744	BUCKNER, CITY OF	1/26/2017	issuance
AR0033987	DUMAS, CITY OF	1/25/2017	renewal
AR0038121	ARK PARKS LAKE CATHERINE	1/25/2017	renewal
AR0050598	HUNTINGTON ESTATES SUBDIVISION	1/25/2017	renewal
AR0052698	BRADY MOUNTAIN RESORT & MARINA	1/24/2017	minor modification
AR0000361	WATCO TRANSLOADING, LLC	1/12/2017	minor modification
AR0051985	COON BAYOU,LLC DELTA CONF.CTR	1/10/2017	minor modification
AR0052019	PETRO STOPPING CENTERS LP #326	1/10/2017	minor modification
AR0052329	J&B MOBILE HOME PARK	1/10/2017	minor modification
AR0050431	BLACK STONE RANCH WWTP	1/4/2017	renewal
AR0051942	SAMSAND, LLC	1/4/2017	renewal
AR0002879	ARK GAME & FISH-SPR RIV HATCH	1/3/2017	renewal

Permits on Last Report - Issued

Permit No	Facility	PmtIssueDate	Type
AR0040720	VAN BUREN SCHOOL-TATE ELEM	3/28/2017	renewal
AR0047554C1	WARD, CITY OF	3/28/2017	construction
AR0047686	COAL HILL, CITY OF	3/28/2017	renewal
AR0043290	KNOBEL, CITY OF	3/22/2017	renewal
AR0049328	SALINE CO.PROP. IMPROV DIST#37	3/22/2017	renewal
5280-W	L&F Construction, LLC	3/20/2017	issued
AR0021211C	MTN HOME, CITY OF	3/20/2017	construction
AR0036811	ARK PARKS LAKE OUACHITA	3/20/2017	renewal
AR0039233	PANGBURN WATER & SEWER COMM	3/15/2017	minor modification
AR0047929	OZARK POINT WATER TREAT. PLANT	3/2/2017	renewal
AR0047937	J.H.WILSON WATER TREAT.PLANT	3/2/2017	renewal
AR0050300	KATHY BROADWAY	3/1/2017	minor modification
5282-W	Ellis Campbell	2/28/2017	issued
AR0034142	MARIANNA WATER/SEWER-POND B	2/27/2017	renewal
AR0034169	MARIANNA, CITY OF	2/27/2017	renewal
AR0045888	ARK PARKS CANE CREEK	2/27/2017	renewal
AR0050393	WATERVIEW ESTATES/PH II	2/27/2017	renewal
AR0050938C	CONCORD WATER/SEWER PUB. FAC.	2/27/2017	construction
AR0052027	SOLFUELS USA, LLC	2/27/2017	minor modification
AR0052680	LOVE'S TRAVEL STOP	2/27/2017	issuance
AR0021954	TURRELL, CITY OF	2/16/2017	renewal
AR0037079	ARK PARKS MILLWOOD DAM PARK	2/16/2017	renewal
AR0045471	YOUTH HOME INC-GENISIS CAMP	2/16/2017	renewal
AR0048232	MANSFIELD, A DIV. / WEST FRASER	2/16/2017	renewal
AR0050733	WAL-MART SUPERCENTER #5433-00	2/16/2017	renewal
AR0052680C	LOVE'S TRAVEL STOP	2/16/2017	construction
AR0037087	ARK PARKS WOOLY HOLLOW	2/13/2017	renewal
AR0049409	VANNDALDE BIRDEYE WATER	2/13/2017	renewal
AR0033987	DUMAS, CITY OF	2/9/2017	minor modification
5081-WR-1	City of Melbourne	2/7/2017	issued
AR0037044	NEWPORT, CITY - WATER	2/7/2017	renewal
5119-WR-1	Wayne Farms, LLC	1/31/2017	issued
AR0047279	CITY/CONWAY-TUCKER CREEK WWTP	1/26/2017	renewal
AR0048097	GEORGIA-PACIFIC-CROSSETT	1/26/2017	renewal
AR0049794	HALLIBURTON ENERGY SERVICES	1/26/2017	renewal
AR0052736	MAGNOLIA MUNICIPAL WATER SYSTM	1/26/2017	issuance
AR0052744	BUCKNER, CITY OF	1/26/2017	issuance
4632-WR-4	North Little Rock Wastewater Utility	1/25/2017	issued
5272-W	City of Magazine	1/25/2017	issued
AR0033987	DUMAS, CITY OF	1/25/2017	renewal
AR0038121	ARK PARKS LAKE CATHERINE	1/25/2017	renewal
AR0050598	HUNTINGTON ESTATES SUBDIVISION	1/25/2017	renewal
AR0052698	BRADY MOUNTAIN RESORT & MARINA	1/24/2017	minor modification
AR0000361	WATCO TRANSLOADING, LLC	1/12/2017	minor modification
AR0051985	COON BAYOU,LLC DELTA CONF.CTR	1/10/2017	minor modification
AR0052019	PETRO STOPPING CENTERS LP #326	1/10/2017	minor modification
AR0052329	J&B MOBILE HOME PARK	1/10/2017	minor modification
AR0050431	BLACK STONE RANCH WWTP	1/4/2017	renewal
AR0051942	SAMSAND, LLC	1/4/2017	renewal
AR0002879	ARK GAME & FISH-SPR RIV HATCH	1/3/2017	renewal

Memorandum

DATE: April 7, 2017

TO: LEGISLATIVE COUNCIL

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

RE: SECTION 39 of ACT 249 OF THE 2016 REGULAR
SESSION OF THE ARKANSAS GENERAL ASSEMBLY

As provided by Section 39 of Act 249 of the 2016 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, 2017 through March 31, 2017. 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 25.

There were no Civil Complaints filed for the reporting period of January 1, 2017 through March 31, 2017.

The Department presents the total amount of fines and collections from Supplemental Environmental Projects verified by the Department for the period of January 1, 2017 through March 31, 2017:

Civil Penalties Collected	\$114,535.00
Supplemental Environmental Projects Verified	\$0.00

CONSENT ADMINISTRATIVE ORDERS

West Fraser, Inc. (Leola Lumber Mill), Grant County, Office of Air Quality, \$3,200.00 Penalty, LIS No. 16-104

Valley Plating Works Inc., Faulkner County, Office of Air Quality, \$750.00 Penalty, LIS No. 16-105

Clean Harbors El Dorado, LLC, Union County, Office of Water Quality, \$33,000.00 Penalty, LIS No. 16-106

AMENDMENT NO. 001 CONSENT ADMINISTRATIVE ORDER

City of Bearden, Ouachita County, Office of Water Quality, No Penalty, LIS No. 15-108-001

Dated this 10th day of January 2017
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

City of Wrightsville, Pulaski County, Office of Water Quality, \$4,325.00 Penalty, LIS No. 16-095

Specialty Minerals Inc., Little River County, Office of Air Quality, \$3,700.00 Penalty, LIS No. 17-001

Kiswire Pine Bluff, Inc., Jefferson County, Office of Land Resources, \$15,500.00 Penalty, LIS No. 17-002

Dated this 25th day of January 2017
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

**SECOND AMENDMENT TO ELECTIVE SITE CLEAN-UP
AGREEMENT LIS 10-024**

JBD INC., Pulaski County, Office of Land Resources, No Penalty, LIS No. 10-024-002

DEFAULT ADMINISTRATIVE ORDER

Stephens-Baker Development, Inc. d/b/a SBDI Builders, Garland County, Office of Water Quality, \$7,800.00 Penalty, LIS No. 16-083

CONSENT ADMINISTRATIVE ORDERS

The Village at Shiloh Owners Association, Inc., Cleburne County, Office of Water Quality, \$1,000.00 Penalty, LIS No. 17-003

Martin Operating Partnership L.P., Union County, Office of Air Quality, \$2,400.00 Penalty, LIS No. 17-004

City of Pine Bluff, Jefferson County, Office of Air Quality, \$12,000.00 Penalty, LIS No. 17-005

Pine Bluff Sand and Gravel Company-River Mountain Quarry, Logan County, Office of Air Quality, \$875.00 Penalty, LIS No. 17-006

SGL GE Carbon LLC, Franklin County, Office of Air Quality, \$4,200.00 Penalty, LIS No. 17-007

Clean Harbors El Dorado, LLC, Union County, Office of Air Quality, \$1,800.00 Penalty, LIS No. 17-008

KNL Holdings, LLC, Greene County, Office of Air Quality, \$2,400.00 Penalty, LIS No. 17-009

Jet Asphalt & Rock Co., Inc.-Fordyce Plant, Dallas County, Office of Air Quality, \$400.00 Penalty, LIS No. 17-010

Dated this 10th day of February 2017
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

H.G. Toler & Son Lumber Company, Inc., Grant County, Office of Air Quality, \$4,800.00 Penalty, LIS No. 17-012

Elite Investments, LLC, Greene County, Office of Water Quality, \$3,000.00 Penalty, LIS No. 17-013

Maples Development Company, LLC, Saline County, Office of Water Quality, \$4,250.00 Penalty, LIS No. 17-014

Dated this 25th day of February 2017
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

Harmon Road Properties, LLC, Washington County, Office of Water Quality, \$1,600.00
Penalty, LIS No. 17-015

Idaho Timber of Carthage, LLC, Dallas County, Office of Air Quality, \$6,600.00 Penalty, LIS
No. 17-016

Domtar A.W. LLC, Little River County, Office of Land Resources, No Penalty, LIS No. 17-
017

Dated this 10th day of March 2017
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDER

Harmony Baptist Church, North Little Rock, Arkansas d/b/a Harmony Baptist Church,
Faulkner County, Office of Air Quality, \$100.00 Penalty, LIS No. 17-019

Dated this 25th day of March 2017
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION

QUARTERLY REPORT TO ARKANSAS LEGISLATIVE COUNCIL

ON RULEMAKING ACTIVITIES

Months In Quarter: January, February, and March 2017

1. Regulation Number and Name: Regulation No. 2, River Valley Regional Water District Third-Party Rulemaking; 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. Proposed changes involve amending Regulation No. 2 to include amending Section 2.304 to establish a procedure by which regional water districts and other public water authorities would be able to request approval from the Pollution Control & Ecology Commission to use a water body designated as extra-ordinary resource waters as a source of drinking water supply.

The Arkansas Pollution Control & Ecology Commission ("Commission") adopted the motion to withdraw the rulemaking request and closed the docket at its January 27, 2017 meeting.

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 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 ("Tyson")

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 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 ("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 initiated 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 that would not have otherwise occurred.

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

5. Regulation Number and Name: Regulation No. 2, City of Fayetteville Paul R. Noland Wastewater Treatment Plant Third-Party Rulemaking; 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. 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 National Pollutant Discharge Elimination System ("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.

6. 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 reopening the rulemaking process on January 27, 2017, 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.

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

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

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

The Commission adopted the amendments at its January 27, 2017 meeting.

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

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

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

8. Regulation Number and Name: Regulation No. 19, Regulations of the Arkansas Plan of Implementations for Air Pollution Control; Docket No. 16-001-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on April 15, 2016. The substantive proposed changes to the Regulation 19 are necessary to comply with federal requirements, which include the U.S. Environmental Protection Agency's ("EPA") finding that the current provisions are substantially inadequate to meet federal Clean Air Act ("CAA") requirements and to address EPA's State Implementation Plan ("SIP") call with respect to applying to excess emissions during periods of startup, shutdown and malfunction provisions published in the Federal Register (80 FR 33840, June 12, 2015). The proposed changes also include the repeal of Chapter 14 Clean Air Interstate Rule (CAIR) Nitrogen Oxide (NOx) Ozone Season Trading Program General Provisions because it is no longer in effect. EPA replaced it with the Cross-State Air Pollution Rule (CSAPR) which took effect on January 1, 2015. Other substantive proposed changes include the addition of a definition of "Direct PM2.5 Emissions" and also the addition of t-Butyl Acetate to the list of compounds determined to have negligible photochemical reactivity in the definition of "volatile organic compounds."

The Commission initiated the rulemaking process on July 2, 2016, and no final decision has been made.

c. Justification:

The substantive proposed changes to Regulation 19 are necessary to comply with federal requirements, which include the EPA's finding that the current provisions are substantially inadequate to meet federal CAA requirements and to address EPA's SIP call with respect to applying to excess emissions during periods of startup, shutdown and malfunction provisions published in the Federal Register (80 FR 33840, June 12, 2015).

d. Economic Impact: The number of entities affected by this rule will vary due to diversity of items addressed in this rulemaking; however, ADEQ anticipates minimum to no impact other than the proposed changes that will affect facilities subject to reporting SSM.

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

9. Regulation Number and Name: Regulation No. 2, Halliburton Energy Services Inc.'s Third-Party Rulemaking; Docket No. 16-003-R.

a. Amendment Proposed By: Halliburton Energy Services Inc.

b. Description: Halliburton Energy Services Inc. ("Haliburton") filed its request to initiate rulemaking on July 7, 2016. In order to perform a twelve-year Environmental Improvement Project ("EIP") for the former Dresser Industries-Magcobar mine site located in Hot Springs County. Haliburton is requesting the following amendments to Regulation No. 2 for the duration of the EIP. Haliburton requests modification of the chloride, sulfate, and total dissolved solids water quality criteria for Chamberlain Creek and requests modification of the sulfate and total dissolved solids water quality criteria for Cove Creek, Reyburn Creek, Lucinda Creek, Rusher Creek, Scull Creek, and Clearwater Lake.

The Commission adopted the minute order initiating the rulemaking process on August 28, 2015, and no final decision has been made.

c. Justification: The proposed changes will help Haliburton perform a twelve-year EIP for the former Dresser Industries-Magcobar mine site located in Hot Springs County.

d. Economic Impact: There are no economic effects of the proposed rule. Adoption of proposed rule will allow Halliburton to implement the ADEQ-approved EIP.

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

10. Regulation Number and Name: Regulation No. 6, Regulation for State Administration of the National Pollutant Discharge Elimination System (NPDES); Docket No. 16-004-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on August 12, 2016. Proposed revisions to Regulation No. 6 include adoption of federal revisions to the NPDES program including sufficiently sensitive test methods, cooling water intake structure requirements, steam electric power generating, and reporting requirements; incorporations of statutory changes passed by the Arkansas General Assembly, which amend the Trust Fund permitting requirements. The proposed rule changes also include several minor corrections to make the regulation more illustrative the legislative and regulatory intent, and a variety of non-substantive and minor stylistic changes in the interest of clarity and consistency.

The Commission initiated the rulemaking process on August 26, 2016, and no final decision has been made.

c. Justification: The proposed changes are required to implement Acts 94 and 575 of 2015 of the Arkansas General Assembly.

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

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

11. Regulation Number and Name: Regulation No. 11, Regulations for Solid Waste Disposal Fees; Landfill Post-Closure Trust Fund; Solid Waste Management and Recycling Fund Distribution Programs; Docket No. 16-005-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on August 12, 2016. The proposed changes to the regulation are required to implement Acts 1037 and 1176 of 2015.

The Commission adopted the motion to withdraw the rulemaking request and closed the docket at its March 24, 2017 meeting.

c. Justification: The proposed changes to the regulation are required to implement Acts 1037 and 1176 of 2015.

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

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

12. Regulation Number and Name: Regulation No. 9, Fee Regulation; Docket No. 16-006-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on September 8, 2016. Proposed revisions to Regulation 9 include amendments to the definitions to add "Q" or "Quantity" for clarification because the term is used in Chapter 4 concerning the calculation of water permit fees; Chapter 4 formulas for clarification to make the regulation easier to understand; and incorporation of a proposed fee calculation for minor municipal and non-municipal facilities with National Pollutant Discharge Elimination System permits. The proposed changes also update the fee schedule to reflect permits currently offered by the Office of Water Quality and eliminate

four General Permits that are no longer issued by the Office of Water Quality, incorporate statutory changes made by the General Assembly concerning contribution fees to the Non-municipal Domestic Sewage Treatment Works Trust Fund, and make minor, non-substantive stylistic and formatting corrections throughout the Regulation.

The Commission initiated the rulemaking process on September 23, 2016, and no final decision has been made.

c. Justification: Implementing the revisions will not cause an increase in costs to any private individual because application of the proposed fee calculation for qualifying facilities will allow ADEQ to assess a lower permit fee.

d. Economic Impact: The proposed change to Regulation 9 allows ADEQ to lower NPDES permit fees for some minor municipal and non-municipal facilities with permit limits for toxic pollutants based solely on a Total Maximum Daily Load. The change simplifies the fee schedule for NPDES general permits and removes outdated information. Acts 94 and 575 of 2015 require revisions concerning contribution fees to the Non-municipal Domestic Sewage Treatment Works Trust Fund.

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

4/12/17
Date

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

ADEQ REVENUE FROM AIR, WATER & SOLID WASTE PERMIT FEES

Figures generated from ADEQ Permit Data System as of 03-31-17 Date range = 01-01-2017 to 03-31-2017

Division	Fee Code	Description	Annual	Application Fee	Initial	Interim Authority	Modification	Variance	Short-Term Authority	Total
AIR										
	G	General Operating Permit	\$ 23,200 116		\$ 12,800 64					\$ 36,000 180
	L5	Late Charge (Air T5)	\$ 4,149 3							\$ 4,149 3
	LC	Late Charge (Air LC)	\$ 1,192 22							\$ 1,192 22
	MS	Minor Source (Air MS)	\$ 108,098 78		\$ 1,100 3		\$ 21,670 24			\$ 130,868 105
	MVRF	Motor Vehicle Racing Facility	400 2							\$ 400 2
	R3	Air Reg 18.315	2,400 12							\$ 2,400 12
	T5	Title 5 (Air T5)	\$ 962,298 48				\$ 15,357 18			\$ 977,655 66
	Z	Interim Authority								\$ - 0
	Z5	Interim Authority Title 5 (Air T5)				\$ 400 2				\$ 400 2
AIR TOTAL		Total	1,101,736 281	-	13,900 67	400 2	37,027 42	-	-	\$ 1,153,063 392
SOLID WASTE										
	1	Class I Landfill	\$ 24,000 4							\$ 24,000 4
	3C	Class III commercial (SW 3C)								\$ -

									-
3N	Class III Non-commercial	\$ 6,000 2							\$ 6,000 2
3T	Class III Tire Monofill (SW 3T)								\$ - 0
4	Class IV Landfill	\$ 2,500 5							\$ 2,500 5
C	Composting Facility (Solid Waste C)								\$ - 0
CD/RF	Construction & Demolition Waste Recovery (Solid Waste CDRF)	\$ 450 1							\$ 450 1
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)	\$ 1,800 4							\$ 1,800 4
LC	Late Charge (Solid Waste LC)	\$ 785 5							\$ 785 5
P	Postclosure Fee (Solid Waste P)	\$ 500 1							\$ 500 1
TS	Transfer Station or MRF	\$ 9,450 21	\$ 900 1	\$ 1,800 2					\$ 12,150 24
WR	Solid Waste Recovery	\$ 1,350 3							\$ 1,350 3
SOLID WASTE TOTAL	Total	47,285 47	900 1	1,800 2	0 0	0 0	0 0	0 0	49,985 50
WATER - NPDES									
N-A	NPDES Agricultural (Minor With Toxic)	\$ 72,705 7							\$ 72,705 7
N-AT	Minor With Toxic TF Eligible	\$ 587 1							\$ 587 1

N-B	NPDES Saltwater (Minor Without Toxic)	\$ 133,262 104						\$ 133,262 104
N-BT	NPDES TF Eligible (Minor Without Toxic)	\$ 8,846 13						\$ 8,846 13
N-C	NPDES Cooling Water							\$ - 0
N-G2	NPDES Coal Mining							\$ - 0
N-G3	NPDES Sanitary Landfill Run-off	\$ 2,400 6						\$ 2,400 6
N-G5	NPDES Bulk Petroleum Storage							\$ - 0
N-G6	NPDES Individual Home Treatment	\$ 2,333 12		\$ 800 4				\$ 3,133 16
N-G7	NPDES Water Plant Backwash Filter	\$ 10,000 25		\$ 800 2		\$ 400 1		\$ 11,200 28
N-G8	NPDES Pipeline Hydrostatic Test	\$ 800 4		\$ 1,000 5				\$ 1,800 9
N-G9	NPDES Car/truck Wash Facility	\$ 800 4						\$ 800 4
N-GA	Ground Water Clean-Up (Water-NPDES GA)	\$ 1,000 2						\$ 1,000 2
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)								\$ - 0
	N-J	NPDES Major Non-municipal, MRAT>= 100	\$ 45,000 3				200 1			\$ 45,200 4
	N-K	NPDES Major Non-municipal, MRAT 80-100	\$ 33,000 3							\$ 33,000 3
	L	Discretionary Major (Water-NPDES L)	\$ 22,000 2							\$ 22,000 2
	LC	Late Charge(Water-NPDES LC)	\$ 564 16							\$ 564 16
	LS	Late Charge (Storm Water)	\$ 1,479 71							\$ 1,479 71
	N-M	NPDES Major Municipal	\$ 113,457 14				\$ 5,000 1			\$ 118,457 15
	NO-EX	No-Exposure Certification (Water-NPDES)	\$ 17,000 85		\$ 400 2					\$ 17,400 87
	N-O	Minor Aquatic Animal Discharge	\$ 2,500 1							\$ 2,500 1
	N-P	NPDES Minor Variable Discharge	\$ 5,250 18		\$ 300 1					\$ 5,550 19
	N-Q	NPDES Construction Permit			\$ 2,500 5					\$ 2,500 5
	N-R1	NPDES Stormwater Manufacturing	\$ 64,450 324		\$ 3,000 15		\$ 200 1			\$ 67,650 340
	N-R2	NPDES Stormwater Construction	\$ 38,734 196		\$ 17,400 87		\$ 1,000 5			\$ 57,134 288
	R4	NPDES Stormwater: MSF Phase II	\$ 200 1							\$ 200 1
	TF	NPDES TF (Act 575 Trust Fund)	\$ 5,466 14							5,466 14
										0
WATER NPDES TOTAL		Total	584,433 939	0 0	26,200 121	0 0	6,600 8	200 1	0 0	617,433 1,069

STATE WATER PERMITS	S-D	Confined Animal or Small Sep	\$ 12,717 64		\$ 400 2					\$ 13,117 66
	S-DT	Confined Anml or Small Sep (TF eligible) (Water-SPB DT)								\$ - 0
	S-E	State Permits Branch Commercial or	\$ 28,000 56		\$ 1,500 3					\$ 29,500 59
	S-ET	State Permits Branch Commercial or	\$ 1,300 3							\$ 1,300 3
	S-F	Industrial Sludge App								\$ - 0
	GP	Oil & Gas Pits								\$ - 0
	S-H	Salt Water Disposal (SPB H)	\$ 22,250 89		\$ 250 1		\$ 1,500 6			\$ 24,000 96
	GLA	Oil & Gas Land Application								\$ - 0
	S-I	POTW Non-NPDES Land App								\$ - 0
	LC	Late Charge(Water-SPB LC)	\$ 645 20							\$ 645 20
	ST	Short-Term Authorization (Water-						\$ 39,200 86		\$ 39,200 86
	TF	SPB TF (Act 575 Trust Fund)	\$ 400 2							\$ 400 2
WATER - STATE PERMIT		Total	\$ 65,312 234	\$ - -	\$ 2,150 6	\$ - -	\$ 1,500 6	\$ - -	\$ 39,200 86	\$ 108,162 332
	U-1	State Permits Branch UIC - Class I	\$ 75,000 5							\$ 75,000 5
	LC	Late Charge (Water-UIC LC)	3,000 2							3,000 2
	Z	Interim Authority								\$ - 0
UIC TOTALS		Total	\$ 78,000 7	\$ - 0	\$ - 0	\$ - 0	\$ - 0	\$ - 0	\$ - 0	\$ 78,000 7
	TOTAL	Total	\$ 1,876,767 1,508	\$ 900 1	\$ 44,050 196	\$ 400 2	\$ 45,127 56	\$ 200 1	\$ 39,200 86	\$ 2,006,644 1,850

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

HWM Permits and Modifications Completed from the Previous Report
(1/1/17 to 3/31/17)

Type/Name	Permit No.
Class 2 Permit Modification/CHED/Ghondola Loading Building	10H-RN1

HWM Modifications Received and Completed During the Third Quarter
(1/1/17 to 3/31/17)

Type/Name	Permit No.	Received; Approved
Class 1 Modification/CHED/Update Emergency Equipment	10H-RN1	1/18/17;1/18/17
Class 1 Modification/Reynolds/Addition of Non-Hazardous Waste to Acceptable Materials	30H-RN1	1/12/17;1/13/17
Class 1 Modification/Aerojet/Redesign of Burn Cages	8H-RN2	2/2/17;2/3/17
Class 1 Modification/Lion Oil/Update Financial Assurance Mechanism reference	14H-RN2	NA; 3/6/17
Class 1 Modification/Koppers/Update Facility Contingency Plan	24H-RN1	3/3/17; 3/9/17
Class 1 Modification/CHED/Replacement of Tank 542 with equivalent	10H-RN1	3/14/17; 3/14/17
Class 1 Modification/AGC/Tank FT10 LWDF Piping Repairs	21H-RN2	3/23/17,3/23/17
Class 2 Permit Modification/CHED/Addition of Waste code K181	10H-RN1	1/17/17,3/28/17

As of:	3/31/2017
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State Fiscal Quarter	Third
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Hazardous Waste Management Permits

Post-Closure:	5
Hazardous Waste Management:	11

Applications Pending	4
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Type/Name	Permit No.	Days Pending	Reason Code
Renewal Permit/Koppers	18H-RN2	144	6
Renewal Permit/Ashgrove Cement Company	21H-RN2	87	2
Renewal Permit/Armtec	26H-RN1	22	1,2
Class 1 Modification/Pine Bluff Explosive Destruction System/Update Site Layout Drawing	39H-RN1	4	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:	

**HAZARDOUS WASTE
REGULATED WASTE PROGRAMS
OFFICE OF LAND RESOURCES
“SECTION 38” REPORT**

Applications pending for 45 days or more:

Koppers (24H-RN1): Koppers submitted a Permit Renewal application on November 7, 2016. ADEQ public noticed the Permit Application was Administratively Complete on December 2, 2016. ADEQ issued a Technical NOD requesting additional information on December 19, 2016. ADEQ received a response on January 25, 2017. On March 8, 2017 ADEQ tentatively approved the application subject to public comment. The public comment period began on March 10, 2017 and ends on April 10, 2017.

Ash Grove Cement (21H-RN1): On January 3, 2017 ADEQ received the renewal application. On January 19, 2017 ADEQ sent Ash Grove a letter stating the application was administratively complete. On February 8, 2017 ADEQ sent a technical NOD. On March 9, 2017 Ash Grove requested a 30 day extension to respond to ADEQ's comments. ADEQ granted the extension and the new response due date is April 14, 2017.