



ARKANSAS  
Department of Environmental Quality

January 12, 2010

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

Dear Gentlemen:

As required in Act 1387 of 2009, 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 of October 1, 2009 through December 31, 2009. If you have any questions, please contact Karen Bassett at (501) 682-0959.

Sincerely,

A handwritten signature in black ink, reading "Teresa Marks".

Teresa Marks  
Director

# AIR DIVISION

As of: 12/31/2009

State Fiscal Quarter FY 2nd

## Air Permits/Category

Major Title V	208
Minor	927

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## Permits Pending- By Category/Facility

		Days Pending	Reason Code
MAJOR TITLE V			
CSN	DATE APPLICANT FACILITY	12/31/2009	
3900023	4/18/2006 Corp of Engineers - W.G. Huxtable Pumping	1353	2
4700461	2/28/2007 Plum Point Energy Station	1037	3
7000101	12/11/2007 Great Lakes Chemical Corporation - West P	751	2
1600101	1/11/2008 Riceland Foods, Inc. - Jonesboro Division	720	3
4700461	1/11/2008 Plum Point Energy Station	720	2
4700461	1/11/2008 Plum Point Energy Station	720	2
1400008	1/30/2008 Weyerhaeuser - Emerson Division	701	6
6600274	2/7/2008 Quanex Corporation - MacSteel	693	2
4700461	2/12/2008 Plum Point Energy Station	688	2
1600002	3/10/2008 Acme Brick - Wheeler Plant	661	2
3500017	4/22/2008 Delta Natural Kraft	618	3
0200013	5/20/2008 Georgia-Pacific - Crossett Paper	590	2
2300004	5/22/2008 IC Bus, LLC	588	7
4200088	6/27/2008 CenterPoint Energy - Dunn Compressor Sta	552	3
3200036	7/21/2008 FutureFuel Chemical Company	528	2
3000030	8/4/2008 Reynolds Consumer Products Holdings, Inc.	514	7
5800224	8/12/2008 CenterPoint - Piney Compressor Station	506	6
3500116	8/15/2008 U.S. Army, Pine Bluff Arsenal	503	5
7000037	9/10/2008 Great Lakes Chemical Corporation - South F	477	5
7000101	9/10/2008 Great Lakes Chemical Corporation - West P	477	2
6100031	9/11/2008 Natural Gas Pipeline Company of America #	476	3
3500116	9/19/2008 U.S. Army, Pine Bluff Arsenal	468	5
1400046	9/29/2008 SAPA Extrusions, Inc.	458	3
3500116	10/1/2008 U.S. Army, Pine Bluff Arsenal	456	5
7000098	11/12/2008 Clean Harbors El Dorado, LLC	414	3
1000005	11/18/2008 Georgia-Pacific Wood Products South, LLC	408	2
2800251	12/17/2008 American Railcar Industries, Inc.	379	3
3000071	1/9/2009 Pactiv Corporation	356	7
2400014	1/9/2009 SGL Carbon, LLC	356	5
0700212	1/9/2009 Georgia-Pacific Wood Products LLC OSB	356	6
1500001	1/21/2009 Green Bay Packaging Inc., Arkansas Kraft D	344	2
7000012	1/23/2009 Great Lakes Chemical Corporation - Central	342	3
0700035	1/27/2009 Aerojet - General Corporation	338	6
3000084	1/27/2009 Anthony Timberlands, Inc. - Malvern	338	4
0700033	1/29/2009 Armtec Countermeasures	336	3
3500116	1/30/2009 U.S. Army, Pine Bluff Arsenal	335	5
3500110	2/5/2009 Entergy Arkansas, Inc - White Bluff Plant	329	8
6100031	2/6/2009 Natural Gas Pipeline Company of America #	328	3
1500001	2/6/2009 Green Bay Packaging Inc., Arkansas Kraft D	328	2
3500017	2/11/2009 Delta Natural Kraft	323	3
1000005	2/12/2009 Georgia-Pacific Wood Products South, LLC	322	2
5400120	2/19/2009 CenterPoint Energy - Helena Compressor St	315	6
7000037	2/27/2009 Great Lakes Chemical Corporation - South F	307	5
3000071	3/3/2009 Pactiv Corporation	303	7
0400100	3/9/2009 Glad Manufacturing Company	297	4
2800256	3/9/2009 American Railcar Industries, Inc. - Marmadul	297	2

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3500213	3/25/2009 Berenfield Containers (SW) Ltd	281	6
2900506	3/27/2009 AEP - SWEPCO Turk Plant	279	8
7301084	4/1/2009 Fayetteville Express Pipeline - Russell Station	274	3
4700461	4/2/2009 Plum Point Energy Station	273	2
5500017	4/2/2009 Bean Lumber Company, Inc.	273	2
7300104	4/6/2009 Natural Gas Pipeline - Station 307	269	6
3200036	4/13/2009 FutureFuel Chemical Company	262	2
4700914	4/22/2009 Roll Coater, Inc.	253	5
3500116	4/23/2009 U.S. Army, Pine Bluff Arsenal	252	5
0200065	4/28/2009 CenterPoint Energy - Fountain Hill Compres:	247	6
7000098	4/28/2009 Clean Harbors El Dorado, LLC	247	3
2000004	4/30/2009 Georgia-Pacific Wood Products, LLC	245	3
2400081	5/4/2009 CenterPoint - Walker Compressor Station	241	3
3400033	5/4/2009 Arkansas Steel Associates, LLC	241	3
3500016	5/11/2009 Evergreen Packaging	234	3
7200270	5/12/2009 Superior Industries International Arkansas, L	233	2
2700008	5/13/2009 H.G. Toler & Son Lumber Company, Inc.	232	2
4700914	5/26/2009 Roll Coater, Inc.	219	5
1800148	6/15/2009 Automated Conveyor Systems, Inc.	199	2
6600274	6/16/2009 Gerdau MacSteel	198	4
7200144	6/16/2009 Eco-Vista, LLC	198	7
3000011	6/16/2009 Entergy - Lake Catherine Plant	198	5
7000012	6/18/2009 Great Lakes Chemical Corporation - Central	196	3
6200010	6/23/2009 Entergy - Moses Plant	191	5
3500016	6/29/2009 Evergreen Packaging	185	3
0300002	6/29/2009 Baxter Healthcare Corporation	185	2
1000070	7/2/2009 Anthony Timberlands, Inc.	182	6
2800251	7/2/2009 American Railcar Industries, Inc	182	3
7000098	7/9/2009 Clean Harbors El Dorado, LLC	175	3
3500116	7/9/2009 U.S. Army, Pine Bluff Arsenal	175	5
7000037	7/13/2009 Great Lakes Chemical Corporation - South F	171	5
7000098	7/22/2009 Clean Harbors El Dorado, LLC	162	3
3200036	7/24/2009 FutureFuel Chemical Company	160	2
5800014	7/27/2009 Bibler Brothers Lumber Company	157	6
6100001	7/31/2009 Pinnacle Frames & Accents, Inc.	153	6
1600101	8/6/2009 Riceland Foods, Inc. - Jonesboro Division	147	3
7000037	8/7/2009 Great Lakes Chemical Corporation - South F	146	5
3500116	8/7/2009 U.S. Army Pine Bluff Arsenal	146	5
3500116	8/7/2009 U.S. Army, Pine Bluff Arsenal	146	5
7200205	8/17/2009 Kawneer Company, Inc.	136	7
7300127	8/17/2009 CenterPoint Energy - West Point Compressc	136	2
4700448	8/21/2009 AECI - Dell Power Plant	132	5
6600226	8/31/2009 City of Fort Smith Sanitary Landfill	122	3
1700077	9/1/2009 Tate & Lyle, Van Buren	121	2
6300155	9/2/2009 Saline Co. Reg SW Management District Clc	120	3
3500116	9/8/2009 U.S. Army, Pine Bluff Arsenal	114	5
3500116	9/8/2009 U.S. Army, Pine Bluff Arsenal	114	5
3500116	9/8/2009 U.S. Army, Pine Bluff Arsenal	114	5
6004199	9/18/2009 LM Glasfiber, Inc.	104	2
0200028	9/18/2009 Georgia Pacific Chemicals LLC	104	7
6001380	9/21/2009 Arkansas Electric Co-op Corp. - Oswald Ger	101	3
2900304	9/22/2009 Arkansas Electric Co-op - Fulton CT1	100	2
2300969	9/22/2009 DeSoto Gathering Company - New Quitmar	100	5
7200054	9/24/2009 American Tubing, Incorporated	98	3
1600412	10/1/2009 Jonesboro City Water and Ligh	91	2
7000040	10/1/2009 El Dorado Chemical Company	91	2
1600061	10/5/2009 Arkansas Glass Container Corporation	87	6
6700296	10/5/2009 Husqvarna Forestry Products North America	87	2
4500008	10/5/2009 Ranger Boats/Wood Manufacturing Compan	87	3
4700202	10/6/2009 Nucor-Yamato Steel Company	86	2
6601533	10/9/2009 W&W Fiberglass Tank, LLC	83	6
5400017	10/9/2009 Entergy Arkansas, Inc. - Ritchie Plant	83	2
6100076	10/9/2009 CenterPoint Energy MRT Biggers Compress	83	2
7000098	10/13/2009 Clean Harbors El Dorado, LLC	79	2
3500116	10/13/2009 US Army, Pine Bluff Arsenal	79	5
2100036	10/13/2009 Clearwater Paper Corporation - Cypress Ber	79	2
1000005	10/15/2009 Georgia Pacific Wood Products Gurdon Ply	77	2

7000040	10/16/2009 El Dorado Chemical Company	76	2
3400111	10/19/2009 CenterPoint Energy - Tuckerman	73	2
2800256	10/19/2009 American Railcar Industries - Marmaduke	73	2
5900036	10/19/2009 Rolling Meadows Landfill	73	2
3500110	10/20/2009 Entergy Arkansas, Inc. - White Bluff Plant	72	8
1601044	10/22/2009 City of Jonesboro - Yard Waste Facility	70	6
2400088	10/26/2009 CenterPoint Energy Gas Transmission Webl	66	2
6100076	10/29/2009 CenterPoint Energy MRT Biggers Compress	63	2
0200013	10/30/2009 Georgia-Pacific LLC - Crossett Paper Opera	62	2
0600014	11/2/2009 Armstrong Hardwood Flooring Witt Facility	59	6
2200057	11/3/2009 Drew Foam Companies, Inc.	58	2
6600219	11/3/2009 Saint-Gobain Proppants	58	2
5500017	11/3/2009 Bean Lumber Company	58	2
6000087	11/5/2009 Entergy Arkansas, Inc. - Lynch Plant	56	5
3500025	11/2/2009 Planters Cotton Oil Mill, Inc.	49	2
4700251	11/16/2009 Maverick Tube, LLC	45	6
3400111	11/16/2009 CenterPoint Energy MRT Tuckerman Compr	45	2
3500017	11/16/2009 Delta Natural Kraft - Mid America Packaging	45	3

## MINOR

## Days Pending

## Reason Code

Date Received

Date Appl. Rec Facility

CSN	DATE APPLICA FACILITY	12/31/2009	
0500392	7/14/2008 GFI, Inc.	535	8
6200118	12/1/2008 Federal Bureau of Prisons - Federal Correcti	395	5
4700931	2/9/2009 PIZO Operating Company, LLC	325	5
5800012	2/23/2009 Firestone Tube Company	311	6
4200056	4/28/2009 Tyson Foods, Inc. - River Valley Animal Foo	247	5
1800081	5/4/2009 Ciba Corporation	241	3
0300200	5/4/2009 Legend Marine Management, LLC	241	5
7300785	6/30/2009 Arkansas Reclamation Company, LLC	184	2
1400145	7/16/2009 CMC Steel Arkansas	168	5
1800081	7/21/2009 Ciba Corporation	163	3
1700043	8/13/2009 Bekaert Corporation	140	6
3700286	8/17/2009 Extex Operating Company - Track 12	136	6
1800054	9/4/2009 Trojan Luggage Co. dba Americo	118	7
7001287	9/10/2009 Shaw Mid-States Pipe Fabricating, Inc.	112	5
7001287	9/10/2009 Shaw Mid-States Pipe Fabricating, Inc.	112	5
0100025	9/16/2009 Producers Rice Mill	106	6
3500187	9/29/2009 Fiber Resources, Inc.	93	8
5400422	10/5/2009 The Scoular Company - Port of Helena Facil	87	6
5400013	10/5/2009 ADM Grain Company	87	5
7200007	10/6/2009 Ayrshire Electronics, LLC	86	6
6400219	10/16/2009 B&C Shavings	76	2
7200026	10/20/2009 University of Arkansas Central Utility Plant	72	6
7300142	10/30/2009 TE Products Pipeline Company, LLC - McRa	62	5
1000064	10/30/2009 Siplast, Inc.	62	2
7300785	10/30/2009 Arkansas Reclamation Company, LLC	62	2
4300024	11/2/2009 Remington Arms Company, Inc.	59	3
3300263	11/9/2009 Evergreen Processing, LLC - Twin Mountain	52	1
2700004	11/10/2009 Kohler Company - Sheridan	51	2
4800065	11/12/2009 Southern Squares	49	5
6600214	11/16/2009 Kraft Foods Global, Inc.	45	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

As of:	12/31/2009
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State Fiscal Quarter	Second
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### Hazardous Waste Management Permits

Post-Closure:	5
Hazardous Waste Management:	14

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Applications Pending	3
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Type/Name	Permit No.	Days Pending	Reason Code
Permit Renewal/Reynolds Metal Company	30H	174	3
Permit Modification/GLCC/Removal of Units	18H-RN1	140	6
Permit Modification/Clean Harbors/Additional Tank Codes	10H-RN1	111	6
Permit Modification/Aerojet/Envir. Monitoring Changes	8H-RN1	58	3
Permit Modification/Koppers/GW Liability Insurance	24H-RN1	10	2
Permit Modification/PBCDF/Furnance Set Points	29H-RN1	8	2
Permit Modification/Sporting Goods/GW Statistics	20H-RN1	3	2
Permit Modification/Rineco/Tank Addition	28H-RN1	37	6

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### Reason Codes:

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

# MINING DIVISION

As of: 12/31/2009

State Fiscal Quarter 2nd FY10

## Mining Division Permits/Category

Coal Mining		Open-Cut Mining	
Active	7	Sand and Gravel	127
Exploratory		Clay	40
		Shale	19
		In-Stream	8
		Soil	29
		Other	11
Coal Total	7	Open-Cut Total	234
Total Mining Permits	241		

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## Permits Pending- By Category/Facility

COAL MINING	Days Pending	Reason Code
OPEN-CUT MINING	Days Pending	Reason Code
Madison County Road Dept.	412	2
RazorRock Materials Co.	412	2,7
Mountain View Ready Mix	362	2
Trinity Materials	298	2,7
Turman Construction, Inc.	287	3
Sandy Hills, Inc.	285	5
Dale King	251	5
Speciality Sands, LLC	221	7
Bo Hinchey	159	3
Stratcor, Inc.	133	2
Wooten Sand and Gravel	126	7
Carroll County Road Dept.	126	2
Arkansas Decorative Stone	116	2
White Horse Rider Sand, Inc.	91	2
Arklatex Materials	48	1
Cross County Materials	48	1
Susan Evans	46	1
Keck Farms	46	1

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: 12/31/2009

State Fiscal Quarter 1

### Solid Waste Management Permits/Category

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

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### Permits Pending- By Category/Facility

Class 1 Landfill Apps/Mods	Days Pending	Reason Code
WCA - Rolling Meadows Expansion	881	2
Craighead County Major Mod	352	2
BFI Class 1 Landfill	296	2
NABORS Class 1 Minor Mod	328	3
City of Conway Class 1	27	2
Class 3 Landfill Apps/Mods	Days Pending	Reason Code
SWEPCO Class 3N Initial (Turk Site)	465	3
SWEPCO Class 3N Major Mod (Flint Creek Site)	1547	3
Entergy Independence	1127	3
Entergy White Bluff	230	2
Class 4 Landfill Apps/Mods	Days Pending	Reason Code
City of Conway Permit Application	1488	3
Cleburne County Class 4	185	2
Union Co. Class 4	590	3
Northeast AR RSWMD	288	2
Compost Facility Apps/Mods	Days Pending	Reason Code
Union County Compost Y	561	3
Bentonville Compost	189	3
City of Eureka Springs Compost	317	3
CDMRF Apps/Mods	Days Pending	Reason Code
Union County Material Recovery Facility	561	3
Tire Processing Facility Apps/Mods	Days Pending	Reason Code
Ash Grove Cement TP	643	3
Transfer Station Apps/Mods	Days Pending	Reason Code
Tontitown (Eco Vista) Transfer Station	701	3
Hot Springs County TS	366	5
WRF Apps/Mods	Days Pending	Reason Code

C

#### Reason Codes:

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



**WATER DIVISION**  
**Permits Branch, No Discharge Section**

As of:	1/1/2010
State Fiscal Quarter	2

**No Discharge Permits**

Agriculture	323
Industrial	1555
Salt Water Disposal	529
Municipal	46
Domestic	7
Underground Injection Control (UIC)	8

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**Permits Pending- By Category/Facility**

<b>Agriculture</b>	<b>Days Pending</b>	<b>Reason Code</b>

<b>Industrial</b>	<b>Days Pending</b>	<b>Reason Code</b>
JM Oilfield Service, Inc. (5017-W)	69	4
City of Paris (4730-WR-1)	80	4
City of Alma (5068-W)	87	4
Clear Creek Environmental, Inc. (5067-W)	92	4
Plummerville Land Farm, Inc. (5057-W)	101	2
Craighead County SWDA (5064-W)	111	2
Capstone Oilfield Disposal of Arkansas, LLC (5056-W)	139	2
Blue Clouds LLC (4499-WR-3)	162	2
Capstone Oilfield Disposal of Arkansas, LLC (5058-W)	168	2
Ecotech Enterprises, Inc. (5060-W)	190	2
Bertek, Inc. (4866-WR-1)	269	2
City of Ozark (4786-WR-3)	271	6
Terra Renewal Services, Inc. (4800-WR-1)	350	7
Commercial Metals Company (1689-WR-3)	409	4

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<b>Salt Water Disposal (SWD)</b>	<b>Days Pending</b>	<b>Reason Code</b>

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

**Reason Codes:**

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

As of:	12/31/2009
State Fiscal Quarter	2

### NPDES Permits/Category

<b>Individual Permits</b>	
Municipal	398
Industrial	479
<b>Stormwater Permits</b>	
Construction	924
Industrial	1707
Small Municipal Separate Storm	
Sewer System (MS4)	46
Individual	1
<b>General Permits</b>	
Coal Mining	3
Landfill	34
Non-Contact Colling Water	7
Aggregate Facilities	43
Self Service Laundry	0
Petroleum Storage	49
Individual Treatment	55
Water Treatment	128
Hydrostatic Testing	53
Car Wash	21
Ground Water	12
<b>Total</b>	<b>3960</b>

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### Permits Pending- By Category/Facility

Q2 SFY 2010

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code
AR0000752		El Dorado Chemical Company	1095	8
AR0049743		El Dorado Water Utilities	807	8
AR0036064	Georgia-Pacific Wood Products LLC	Fordyce Plywood Plant	729	7
AR0035386		FutureFuel Chemical Company	576	7

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Permit Number	Owner Name	Facility Name	Days Pending	Reason Code
AR0001171	Chemtura Corporation	d/b/a Great Lakes Chemical Corporation - Central Plant	540	8
AR0047635		Albemarle Corporation-West Plant	492	6
AR0022063		City of Springdale	465	8
AR0047236	Mary L. Bivens	Mary L. Bivens dba B & M Mobile Home Park	438	8
AR0034291	Hot Springs Village POA	Mill Creek Wastewater Treatment Plant	430	5
AR0034550	Arkansas Steel Associates, LLC	Newport Facility	368	6
AR0049557M	Dynegy, Inc. dba Dynegy Services Plum Point, LLC	Plum Point Energy Station Dynegy Services Plum Point, LLC	358	8
AR0033766	Paragould Light, Water, & Cable	Wastewater Treatment Plant	340	6
AR0000647	Lion Oil Company	El Dorado Refinery	339	2
AR0035769		City of Waldron	329	6
AR0001210	Georgia-Pacific LLC	Crossett Paper Operations	305	2
AR0000523		Stratcor, Inc.	303	2
AR0051152		Genesis Wastewater Treatment	303	3
AR0047350		Pine Haven Mobile Lodge	298	8
AR0022004		City of Huntsville	273	2
AR0022438		City of Holly Grove	267	6
AR0043524		City of Egypt	260	6
AR0022756		Helena Industries, Inc.	252	2
AR0038482		Tyson Foods, Inc. - Waldron	242	6
AR0044547		City of Haskell	242	5
AR0034142	City of Marianna	Marianna Water & Sewer Commission-Pond B	235	6
AR0034169	City of Marianna	Marianna Water & Sewer Commission-Pond A	235	6
AR0037800		Clean Harbors El Dorado, LLC	234	2
AR0051209	Royal View Properties, LLC	Royal View Properties, LLC	227	3
AR0048992	Arkansas State Highway and Transportation Department	District 5 Headquarters	225	6
AR0037044M		City of Newport	224	8
AR0022101		City of Beebe	224	2
AR0044211	Olivetian Benedictine Sisters, Inc.	d/b/a Holy Angels Convent	214	6
AR0034029		City of Hamburg	214	2
AR0039284	Hot Springs Village POA	Cedar Creek WWTP	212	5
AR0003018	Tyson Foods, Inc.	Grannis Processing Facility	212	6
AR0044580	Fairfield Bay Wastewater Corporation	Lynn Creek WWTP	212	6
AR0021474		City of Bearden	210	6

Arkansas Department of Environmental Quality  
Section 38 Report  
Water Division

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code
AR0021741	City of Green Forest	Green Forest Wastewater Treatment Plant	210	2
AR0049123		Smackover School District/Mount Holly School	203	5
AR0041254		City of Ravenden	203	6
AR0051217		Easterling Wood Products, Inc.	197	5
AR0034134		City of Lake City	190	6
AR0047953		Deltic Timber Corporation-Waldo Mill	190	2
AR0034592		Wiederkehr Wine Cellars, Inc.	189	2
AR0022012		City of Leachville	189	6
AR0037079C		Arkansas Department of Parks & Tourism - Millwood State Park	185	2
AR0047503		Idaho Timber of Carthage, LLC	184	2
AR0044024	Recreational Adventure Co.	Memphis KOA	178	2
AR0049000		Albemarle Corporation - East Plant	176	6
AR0033855	City Of Mount Ida	City of Mount Ida	172	6
AR0021822		City of Monticello - West Plant	170	2
AR0041432M		City of Delight	165	6
AR0043672		City of Kingsland	165	2
AR0000868		Hot Spring County-Jones Mill WWTP	164	2
AR0046116		West Fraser, Inc. - South	163	2
AR0036447		GEO Specialty Chemicals, Inc.	156	2
AR0046698C	West Fraser, Inc.	Leola Lumber Mill	151	5
AR0047732		JP Price Lumber Company	151	2
AR0021555		City of McNeil	150	6
AR0020125		City of Perryville	147	2
AR0021326	Tyson Foods, Inc	Hope Processing Plant	144	2
AR0049026		Garland Gaston Lumber Company	144	5
AR0040118		Country Mountain Inn, Inc.	144	2
AR0000914	Pottlatch Land and Lumber, LLC	Warren Lumber	142	2
AR0037079M	Arkansas Department of Parks & Tourism	Millwood State Park	141	8
AR0021211		City of Mountain Home WWTP	136	5
ARG500049C	Bluebird Sand, LLC	Bluebird Sand Processing Plant	135	7
AR0044521	Robert William Nalley	dba Heritage Hills Mobile Home Park	129	2
AR0037419		City of Huntington	129	2
AR0051268		Arkansas Salt Water Recycling LLC	126	4
AR0046418		Bonanza Creek Energy Resources, LLC-McKamie Plant	126	2
AR0046761		Mapco Express, Inc. #3155	121	2
AR0050261		City of Highland	121	2
AR0038288	North Little Rock Wastewater Utility	White Oak Bayou White Oak Bayou	120	2
AR0051241	Arkansas Department of Parks & Tourism	White Oak Lake State Park	120	2
AR0034347		City of Sheridan	119	5
AR0001899		Unimin Corporation - Guion Facility	115	5
AR0033839		City of Eudora	115	2
AR0051276		Delta Lumber, LLC	115	2
AR0046566	City of Walnut Ridge	Walnut Ridge Wastewater Treatment Plant	115	5
AR0043443		City of Sedgwick	115	2
AR0051284	Natural Gas Pipeline Company of America, LLC	Gulf Coast Pipeline No. 3, Segment 34, Hydrostatic Test	112	8
AR0036668		Frit Industries, Inc.	105	2
AR0044598	Pulaski County Special School District	Bayou Meto Elementary School Treatment Facility	105	2
AR0051306	Hoskyn Enterprises, Inc.	Hoskyn Mine	95	5
AR0036552		Bekaert Corporation	95	5
AR0001791		Dixie Consumer Products, LLC	93	2
AR0048755M	Entergy Arkansas, Inc	Carpenter Dam	93	5
AR0051331	Springdale Iron & Metal d/b/a	Siloam Iron & Metal	91	5
AR0051349		Tucker Lumber Co., LLC	91	5
AR0021768		Russellville City Corporation	91	5
AR0022268		City of Huttig	91	5
AR0022250		City of Dermott - South Pond	86	5
AR0044920		Diamond Bluff Estates	84	2
AR0051357	Environmental Solutions & Services, Inc.	Drilling Fluid Wastewater Treatment Plant	81	5

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code
AR0034037		City of Yellville	81	2
AR0051365	Ram-Fab, LLC	Ram-Fab, LLC	78	2
AR0047520	Rogers Group, Inc.	Beryl Quarry	77	5
AR0051314		Cross County Materials	74	5
AR0044601	Pulaski County Special School District	Fuller School Treatment Facility	73	2
AR0051381	TETRA Technologies, Inc.	Crossett Harbor	71	5
AR0051373		China Café	71	5
AR0034258		Village Wastewater Company, Inc. (North)	70	5
AR0051225		Lake Norfork Quick Stop	67	2
AR0051390		J C. Warner, Inc.	65	2
AR0020044		City of Taylor	65	5
AR0043893	Pulaski County Special School District	Robinson High School	63	5
AR0001759	Arkansas Electric Cooperative Corporation	Thomas B. Fitzhugh Generating Station	60	5
AR0045608		City of Sherwood - South Facility	60	5
AR0037842C	American Electric Power	Southwest Electric Power Company- Flint Creek Plant	57	5
AR0049042		Owen Creek Wastewater Plant	57	5
AR0044610	Pulaski County Special School District	d/b/a Landmark Elementary School Treatment Facility	57	5
AR0034126		City of Malvern	57	2
AR0044890		Nimocks Oil Company	53	5
AR0047911		J. W. Black Lumber Company	52	5
AR0049034		Crow Aggregates, Ltd. Co	50	5
AR0038008		City of Ulm	50	5
AR0051012M		Mars Petcare U.S., Inc.	49	2
AR0000841	Arkansas Electric Cooperative Corporation	John L. McClellan Generating Station	49	5
AR0022446		City of Fisher	49	5
AR0035785		City of Horatio	49	5

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

## MEMORANDUM

**DATE:** January 12, 2010

**TO:** LEGISLATIVE COUNCIL

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

**RE:** SECTION 38(d) of ACT 1387 OF THE 2009 REGULAR SESSION  
OF THE ARKANSAS GENERAL ASSEMBLY

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As provided by Section 38(d) of Act 1387 of the 2007 Regular Session, the Arkansas Department of Environmental Quality ("Department") presents the number and type of administrative enforcement actions initiated by the Department and the geographic location of each violation. This information is contained in the attached copies of Public Notice for the period of October 1, 2009 through December 31, 2009. 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 44.

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 October 1, 2009 through December 31, 2009.

Type of Enforcement Action	Defendant	Geographic Location
Filing Fee	Jerry Ott	Marion County Circuit Court
Filing Fee	City of Sunset	Crittenden County Circuit Court
Filing Fee	Ken Dougan	Hempstead County Circuit Clerk
Filing Fee	Jimmy Welch	Ashley County Circuit Clerk
Filing Fee	John Lester	Hempstead County Circuit Clerk

The Department presents the total amount of fines and collections from Supplemental Environmental Projects verified by the Department for the period of October 1, 2009 through December 31, 2009

Civil Penalties Collected	\$167,340.08
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Supplemental Environmental Projects Verified	\$0.00
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## **ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY**

### **NOTICE OF ENFORCEMENT ACTIONS**

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### **CONSENT ADMINISTRATIVE ORDERS**

City of Jonesboro Landfill, Craighead County, Air Division, \$675.00 penalty

Mississippi County Class 4 Landfill, Mississippi County, Solid Waste Division, \$25,000.00 to ADEQ and \$12,500.00 for Supplemental Environmental Projects

Reynolds Metals Company, Clark County, Hazardous Waste Division, \$6,375.00 penalty

Rustown Homes, Inc., Krestwood Estates, Saline County, NPDES/Water Division,  
\$38,600.00 Penalty

Southland Septic Service, Inc., Land Application Permit, Hot Spring County, Water  
Division, \$11,500 penalty

**NOTICES OF VIOLATION**

Clean Harbors El Dorado LLC, Union County, Hazardous Waste Division, \$149,500.00  
proposed penalty

**DEFAULT ADMINISTRATIVE ORDER AND PERMIT REVOCATION**

Robert Earl Collier d/b/a Kingston Sawmill, NPDES/Water Division, no penalty

Dated this 10th day of October 2009  
Teresa Marks, Director  
Arkansas Department of Environmental Quality

File: E:\PublicNotices\PubNot October2009.doc



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### **CONSENT ADMINISTRATIVE ORDERS**

Chevron Environmental Management Company for itself and on behalf of Chevron U.S.A. Inc., Pulaski County, Hazardous Waste Division and NPDES/Water Division, No Penalty

City of Danville, Yell County, NPDES/Water Division, \$4,600.00 Penalty

Kroger Limited Partnership I c/o Corporation Service Company, Registered Agent, Pulaski County, Regulated Storage Tanks Division, \$7,875.00 Penalty

North Central Arkansas Quarry, Inc. – Rock Crushing Plant, Baxter County, Air Division, \$4,722.00 Penalty

SGL Carbon, LLC, Air Division, Franklin County, No Penalty

### **NOTICES OF VIOLATION**

Marble Falls Water, Sewer and Solid Waste Disposal Suburban Improvement District  
No. 1, Newton County, NPDES/Water Division, \$19,600.00 Proposed Penalty

Northern Oil Company, M.L. Rache, Registered Agent, Regulated Storage Tanks  
Division, \$1,500.00 Proposed Penalty

Star Transportation, LLC. A.M. Heringer, III, Registered Agent, Crittenden County,  
Regulated Storage Tanks Division, \$2,625.00 Proposed Penalty

### **DEFAULT ADMINISTRATIVE ORDER**

John Harrod, Bradley County, Air Division, \$3,375.00 Penalty

Dated this 25th day of October 2009  
Teresa Marks, Director  
Arkansas Department of Environmental Quality

File: E:\PublicNotices\PubNot October2009.doc

## ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

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### CONSENT ADMINISTRATIVE ORDERS

Buckley Powder Company, Saline County, Hazardous Waste Division, \$11,250.00  
Penalty

Hensley Dozer & Backhoe, Inc., c/o Stephen L. Tisdale, Registered Agent and Charles C. Hensley, Individually, Chicot County, Regulated Storage Tanks Division, \$1,500.00  
Penalty

Kevin Serrano d/b/a Valdez-Serrano Farms, Howard County, Water Division,  
\$3,000.00 Penalty

Northern Oil Company, M.L. Rache, Registered Agent, Saline County, Regulated  
Storage Tanks Division, \$1,500.00 Penalty

Star Transportation, LLC, A.M. Heringer, III Registered Agent, Crittenden County,  
Regulated Storage Tanks Division, \$2,625.00 Penalty

Yelenich Family Trust dba Rocky's One Stop #3 c/o R.J. Yelenich, Owner, Pulaski  
County, Regulated Storage Tanks Division, \$10,000.00 Penalty

### **PERMIT APPEAL RESOLUTION**

Fayetteville Shale Land Farm, LLC, Individually, and d/b/a Central Arkansas Disposal, LLC, and Central Arkansas Disposal, LLC, Individually, Lonoke County, Water Division, \$100,000 Penalty

Garner Land Farm, White County, Water Division, No Penalty

### **AMENDMENT TO CONSENT ADMINISTRATIVE ORDER**

Post, LLC, and Clayton Eversole, Hazardous Waste Division, Benton County, No Penalty

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

Basler Electric Company, Regarding Basler Electric Manufacturing Facility, Craighead County, Hazardous Waste Division, No Penalty

Dated this 10th day of November 2009  
Teresa Marks, Director  
Arkansas Department of Environmental Quality

File: E:\PublicNotices\PubNot November2009.doc

## ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

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### CONSENT ADMINISTRATIVE ORDERS

Flash Market, Inc. and Flash Oil Co. of Arkansas, Inc., Timothy W. Grooms,  
Registered Agent, Sharp County, Regulated Storage Tanks Division, \$6,000.00  
Penalty

Rains Contracting, Inc., Boone County, Air Division, \$2,677.50 Penalty

Russellville City Corporation, Pope County, NPDES/Water Division, \$9,300.00 Penalty

### PERMIT APPEAL RESOLUTION

Cooper Tire & Rubber Company, Miller County, NPDES/Water Division, No Penalty

### NOTICE OF VIOLATION

D'Argent Properties, L.L.C. c/o National Registered Agents, Inc. of AR, Registered  
Agent/ Chicot County, Regulated Storage Tanks Division, \$9,750.00 Proposed Civil  
Penalty

**ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY**

**NOTICE OF ENFORCEMENT ACTIONS**

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**CONSENT ADMINISTRATIVE ORDERS**

Staggs Excavating, Inc. dba Rocky Point Materials, Independence County, Air Division, \$3,225.00 Penalty

**NOTICE OF VIOLATION**

Les Rogers, Inc., Washington County, Mining Division, \$16,125.00 Proposed Penalty

**WITHDRAWAL OF NOTICE OF VIOLATION**

Marble Falls Water, Sewer and Solid Waste Disposal Suburban Improvement District No. 1, Newton County, NPDES/Water Division, \$19,600.00 Proposed Penalty

## **ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY**

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### **CONSENT ADMINISTRATIVE ORDERS**

Benton/Washington Regional Public Water Authority, Benton County, NPDES/Water Division, \$7,600.00 Penalty

Keith Capps, Stonehenge Subdivision, White County, NPDES/Water Division, \$2,400.00 Penalty

Quick Lay Pipe, LLC, Sebastian County, Water Division, \$1,400.00 Penalty

Taipanic Investment Group, LLC/Garver Engineers Corporate Offices, Pulaski County, NPDES/Water Division, \$5,000.00 Penalty

## NOTICES OF VIOLATION

Gray Turney, Individual, and Eagle Creek Properties, LLC, Timothy P. Tyler,  
Registered Agent, Cleburne County, NPDES/Water Division, \$24,200.00 Proposed  
Penalty

Mayflower Aggregates, LLC, Yell County, NPDES/Water Division, \$32,300.00  
Proposed Penalty

R&R Dirt Works, Inc., Carroll County, Mining Division, \$3,500.00 Proposed Penalty

Terry Gheta, Proverbs Place Subdivision, Pulaski County, NPDES/Water Division,  
\$11,800.00 Proposed Penalty

Dated this 25th day of December 2009  
Teresa Marks, Director  
Arkansas Department of Environmental Quality

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ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION

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QUARTERLY REPORT TO ARKANSAS LEGISLATIVE COUNCIL

ON RULEMAKING ACTIVITIES

Months In Quarter: October, November, and December 2009.

**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. 6, Regulations for State Administration of the National Pollutant Discharge Elimination System (NPDES) Third-Party Rulemaking; Docket No. 08-003-R.

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

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

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

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

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

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

**3. Regulation Number and Name:** Regulation No. 12, Storage Tank Regulations; Docket No. 09-001-R.

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

**b. Description:** ADEQ filed its request to initiate rulemaking on July 13, 2009. ADEQ is proposing amendments to Regulation No. 12 to incorporate Act 264 of 2007 adopted by the legislature regarding requirements of the Federal Energy Policy Act of 2005.

The Commission initiated the rulemaking process on July 24, 2009, and the Commission adopted amendments on December 4, 2009.

**c. Justification:** Proposed changes are necessary to make the provisions of Regulation No. 12 conform to state and federal law.

**d. Economic Impact:** Regulation No. 12 revisions deleting the self-audit language and clarifying trust fund procedures and coverage should have a neutral economic effect. The only cost proposed is an exam fee of \$25.00 for Class A and Class B operators, which may be borne by the individuals seeking certification rather than the tank owners. Estimated total cost to implement the proposed change is \$50 per facility for a total of \$200,000.

**e. Environmental Benefit Analysis:** Properly trained operators should equate to fewer releases to the environment from regulated underground storage tank systems.

**4. Regulation Number and Name:** Regulation No. 33, Motor Vehicle Racing Facility Regulation; Docket No. 09-002-R.

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

**b. Description:** ADEQ filed its request to initiate rulemaking on August 14, 2009. Regulation No. 33 proposed regulatory amendments involve incorporating changes made by Act 1287 of 2009. These changes define the necessary requirements for racing facilities to apply for an initial annual permit from ADEQ.

The Commission initiated the rulemaking process on August 28, 2009, and no decision has been made.

**c. Justification:** These amendments to Regulation No. 33 ensure that the regulation is consistent with Arkansas law.

**d. Economic Impact:** In accordance with Regulation No. 8, the proposed changes to Regulation No. 33 do not require an economic impact/environmental analysis because the proposed changes incorporate language of an Arkansas statute without substantive change and make de minimis changes.

**e. Environmental Benefit Analysis:** In accordance with Regulation No. 8, the proposed changes to Regulation No. 33 do not require an economic impact/environmental analysis because the proposed changes incorporate language of an Arkansas statute without substantive change and make de minimis changes.

**5. Regulation Number and Name:** Regulation No. 2, Third-Party Rulemaking - McGeorge Contracting Co., Inc; Docket No. 09-003-R.

**a. Amendment Proposed By:** McGeorge Contracting Co. Inc ("McGeorge Contracting").

**b. Description:** McGeorge Contracting filed its request to initiate third-party rulemaking on August 25, 2009. McGeorge Contracting is requesting a modification of the Arkansas Water Quality Standards set forth in Regulation No. 2. McGeorge requests modification of the sulfate and total dissolved minerals (TDS) dissolved mineral water quality criteria for McGeorge Creek to its confluence with Willow Springs Branch, Little Fourche Creek between confluences with Willow Springs Branch and Fourche Creek.

The Commission initiated the rulemaking process on October 23, 2009, and no decision has been made.

**c. Justification:** The proposed rulemaking will enable McGeorge Contracting to continue discharging sulfate and TDS through Outfalls 001 and 002 at the same levels as have traditionally been discharged.

**d. Economic Impact:** There are no economic effects of the proposed rule. Adoption of the proposed rule will enable McGeorge to continue operations as they have traditionally been conducted.

**e. Environmental Benefit Analysis:** The rule ensures that water quality criteria necessary and appropriate to preserve designated uses will be maintained.

**6. Regulation Number and Name:** Regulation No. 18, Air Pollution Control Code; Docket No. 09-004-R.

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

**b. Description:** ADEQ filed its request to initiate rulemaking on September 1, 2009. The proposed regulatory amendments to Regulation No. 18 seek to clarify the administrative process necessary to obtain ADEQ's authorization to conduct open burning and to resolve inconsistency in the language used for such practices within different sections of Chapter 6. The changes will help clarify for the citizens' of Arkansas what is needed to obtain permission to conduct open burning and is consistent with the procedures regarding open burning.

The Commission initiated the rulemaking process on September 25, 2009 and no decision has been made.

**c. Justification:** The changes will help clarify for the citizens' of Arkansas what is needed to obtain permission to conduct open burning and is consistent with the procedures regarding open burning.

**d. Economic Impact:** It is not expected that any facility will experience an increase or decrease in costs due to the proposed rule. ADEQ also expects to incur no new costs to implement this rule. The proposed changes reflect practices currently in use by the ADEQ and will not result in a change from the current economic impact.

**e. Environmental Benefit Analysis:** The proposed changes to the open burning provisions also clarifies the administrative procedures for open burning and informs businesses and citizens in Arkansas about administrative requirements regarding open burning.

**7. Regulation Number and Name:** Regulation No. 23, Hazardous Waste Management; Docket No. 09-005-R.

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

**b. Description:** ADEQ filed its request to initiate rulemaking on September 1, 2009. The U.S. Environmental Protection Agency has promulgated specific changes to the hazardous waste management regulations published in the Federal Register between December 31, 2007, and June 30, 2009, which affect the hazardous waste management program implemented by the Department pursuant to the Hazardous Waste Management Act and the Commission's Regulation No. 23.

The Commission initiated the rulemaking process on September 25, 2009 and no decision has been made.

**c. Justification:** These amendments to Regulation No. 23 ensure that the regulation is consistent with Arkansas law.

**d. Economic Impact:** No economic impact is created by the state-initiated revisions in this proposed rulemaking.

**e. Environmental Benefit Analysis:** Arkansas businesses will continue to benefit from a regulatory environment that is equivalent to the corresponding Federal requirements, and effective in ensuring that hazardous wastes and similar regulated materials are managed in an environmentally safe manner.

**8. Regulation Number and Name:** Regulation No. 30, Arkansas Hazardous Substances Remedial Action Trust fund Site Priority List; Docket No. 09-006-R.

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

**b. Description:** ADEQ filed its request to initiate rulemaking on October 8, 2009. Proposed changes to Regulation 30 include the deletion of six sites which no longer require remedial action from the Priority List and the addition of four new locations for investigation, characterization and remedial action.

The Commission initiated the rulemaking process on October 23, 2009 and no decision has been made.

**c. Justification:** These amendments to Regulation No. 30 establishes the state hazardous Substances Site Priority List,

which identifies Arkansas locations with hazardous substance issues which have been authorized to for funding by the state Hazardous Substances Remedial Action Trust fund for assessment and possible remedial action.

**d. Economic Impact:** No economic impact is created by the state-initiated revisions in this proposed rulemaking.

**e. Environmental Benefit Analysis:** This list identifies Arkansas locations with hazardous substance issues and provides funding for assessment and possible remedial action.

1-4-10  
Date

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

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

Figures generated from ADEQ Permit Data System. Date range =10-01-09 - 12-31-09

Division	Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
AIR									
	G	General Operating Permit	\$ 16,200 81	\$ 1,800 9					\$ 18,000 90
	LC	Late Charge (Air LC)	\$ 398 7						\$ 398 7
	MS	Minor Source (Air MS)	\$ 249,696 199	\$ 579 1		\$ 9,785 23			\$ 260,060 223
	R3	Air Reg 18.315	529 3						\$ 529 3
	T5	Title 5 (Air T5)	\$ 3,579,573 92	\$ 3,222 1		\$ 20,843 20			\$ 3,603,638 113
	LC	Late Charge (Air T5)	\$ 203 1						\$ 203 1
AIR TOTAL			\$ 3,846,599 \$ 383	\$ 5,601 \$ 11	\$ - \$ -	\$ 30,628 43	\$ - \$ -	\$ - \$ -	\$ 3,882,828 \$ 437
SOLID WASTE									
	1	Class I Landfill	\$ 78,000 13			\$ 7,000 2			\$ 85,000 15
	3C	Class III commercial (SW 3C)	10,000 2						\$ 10,000 \$ 2
	3T	Class III Tire Monofill (SW 3T)	3,000 1						\$ 3,000 1
	3N	Class III Non-commercial	\$ 48,000 16	\$ 2,000 1		\$ 2,000 1			\$ 52,000 18
	4	Class IV Landfill	7,000 14						\$ 7,000 14

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Division	Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
	CO	Composting Organic Waste (Solid Waste CO)							\$ - 0
	CL	Closed Facility (Solid Waste CL)							\$ - 0
	CY	Composting Yard Waste (Solid Waste CY)	\$ 4,950 11						\$ 4,950 11
	P	Postclosure Fee (Solid Waste P)	\$ 2,000 4						\$ 2,000 4
	TS	Transfer Station or MRF	\$ 9,900 22						\$ 9,900 22
	WR	Solid Waste Recovery							\$ - 0
	LC	Late Charge (Solid Waste LC)	\$ 1,550 6						\$ 1,550 6
SOLID WASTE TOTAL			164,400 89	2,000 1	0 0	9,000 3		0 0	175,400 93

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WATER - NPDES									
	N-A	NPDES Agricultural (Minor With Toxic)	\$ 41,734 11	\$ 1,477 1		\$ 2,000 1			\$ 45,211 13
	N-B	NPDES Saltwater (Minor Without Toxic)	\$ 195,777 126	\$ 4,300 5		\$ 34,140 4			\$ 234,217 135
	N-C	NPDES Cooling Water	\$ 30,607 5						\$ 30,607 5
	N-G	NPDES Coal Mining (converted)							\$ - 0
	N-G2	NPDES Coal Mining	\$ 800 2						\$ 800 2
	N-G3	NPDES Sanitary Landfill Run-off	\$ 5,767 15	\$ 400 1					\$ 6,167 16
	N-G5	NPDES Bulk Petroleum Storage	\$ 5,200 13						\$ 5,200 13
	N-G6	NPDES Individual Home Treatment	\$ 3,400 17	\$ 600 3					\$ 4,000 20
	N-G7	NPDES Water Plant Backwash Filter	\$ 14,400 36	\$ 400 1					\$ 14,800 37
	N-G8	NPDES Pipeline Hydrostatic Test	\$ 583 4	\$ 3,000 15					\$ 3,583 19

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	N-G9	NPDES Car/truck Wash Facility	\$ 1,200 6						\$ 1,200 6
	N-GB	Laundromat (Water-NPDES GB)		\$ 200 1					\$ 200 1
	N-GE	Cooling Towers; Tower & Boiler Blowdown (Water-NPDES GE)	\$ 316 3						\$ 316 3
	N-GC	NPDES Sand and Gravel	\$ 1,883 10	200 1					\$ 2,083 11
	N-J	NPDES Major Non-municipal,	\$ 225,000 15			\$ 5,000 1			\$ 230,000 16
	N-K	NPDES Major Non-municipal, MRAT 80-100	\$ 55,000 5						\$ 55,000 5
	N-L	NPDES Discretionary Major	\$ 11,000 1						\$ 11,000 1
	LC	Late Charge	\$ 3,679 23						\$ 3,679 23
	LS	Late Charge (Storm Water)	\$ 1,264 59						\$ 1,264 59
	N-M	NPDES Major Municipal	\$ 190,169 25			\$ 15,000 3			\$ 205,169 28
	NO-EX	No-Exposure Certification (Water-NPDES	\$ 10,200 51						\$ 10,200 51
	N-O	NPDES Minor Aquatic Animal Prod							\$ - 0

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Division	Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
	N-P	NPDES Minor Variable Discharge	\$ 8,700 29	\$ 1,800 6					\$ 10,500 35
	N-Q	NPDES Construction Permit		\$ 3,000 6					\$ 3,000 6
	N-R1	NPDES Stormwater Manufacturing	\$ 141,083 708						\$ 141,083 708
	N-R2	NPDES Stormwater Construction	\$ 31,833 161	\$ 14,000 70					\$ 45,833 231
	R4	NPDES Stormwater: MSF Phase II	\$ 800 4						\$ 800 4
	Z	Interim Authority			400 2				400 2 0
WATER NPDES TOTAL			980,395 1,329	29,377 110	400 2	56,140 9	0 0	0 0	1,066,312 1,450
STATE WATER PERMITS	ST	Short-Term Authorization		\$ 200 1				\$ 14,000 70	\$ 14,200 71
	S-D	Confined Animal or Small Sep	\$ 15,000 75						\$ 15,000 75
	S-E	State Permits Branch Commercial or	\$ 37,833 76	\$ 2,000 4		\$ 1,500 3			\$ 41,333 83
	S-F	Industrial Sludge App							\$ - 0
	S-G1	State Permits Branch Confined							\$ - 0
	S-H	Salt Water Disposal (SPB H)	\$ 37,750 151	\$ 2,500 10		\$ 1,500 6			\$ 41,750 167

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Division	Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
	GLA	Oil & Gas Land Application		12,000 24					\$ 12,000 24
	GP	Oil & Gas Pits		61,200 204					\$ 61,200 204
	S-I	POTW Non-NPDES Land App	\$ 2,000 4						\$ 2,000 4
	LC	Late Charge(Water-SPB LC)	\$ 505 18						\$ 505 18
	Z	Interim Authority (Water-SPB Z)							\$ - 0
	ST	Short-Term Authorization (Water-SPB ST)							\$ - 0
WATER - STATE PERMIT TOTALS			\$ 93,088 \$ 324	\$ 77,900 \$ 243	\$ - \$ -	\$ 3,000 \$ 9		\$ 14,000 \$ 70	\$ 187,988 \$ 646
	U-1	State Permits Branch UIC - Class I	\$ 45,000 3						\$ 45,000 3
	Z	Interim Authority							\$ - 0
UIC TOTALS			\$ 45,000 3	\$ - 0	\$ - 0	\$ - 0		\$ - 0	\$ 45,000 3
TOTAL			\$ 5,129,482 2128	\$ 114,878 365	\$ 400 2	\$ 98,768 64	\$ - 0	\$ 14,000 70	\$ 5,357,528 2629

# ADEQ REVENUE FROM PERMIT FEES AND LICENSES

All figures generated 01/05//10, based on active invoices. Date range =10-01-09 - 12-31-09

Invoice Identifier	Fee Code	Description	Fund	Collections
RST - Tank Installer Licenses	RST	Tank installer licenses	SRS0000	2,925.00
TKS - Storage Tank Fees	TKS	Storage Tank Fees		18,635.00
ASB - Asbestos Licenses	ASB	Asbestos Licenses	SAC0000	21,040.00
LED - Individual Licenses - Lead	LED	Individual Licenses	MPL0000	520.00
CCL - Contractors Licenses - Lead	CCL	Contractors Licenses	MPL0000	1,200.00
			SAC0000	69,525.03
HWD - HW Permits	HWD	Hazardous Waste Permits	SHW0000	321,491.38
TRF - Transfer Facilities	TRF	Transfer Facilities		
HWL- HW Licenses	HWL	HW Licenses		
SFF - Superfund	HWD	Superfund permit fees	THS0000	1,485.00
			MEE0000	165.00
LAB - Lab Certification Fees	LAB	Lab Certification Fees	HMA0100	11,530.00
MPS - Mining Fees	MPS	Non-coal mining permit Fees	HMA0100	3,915.00
		Coal Mining Permit Fees	MAF0000	
		Quarry Permit Fees	TLR0000	1,250.00
MBL - Mining Fees	MBL	Blaster Permits	MAF0000	
DCO - Dump Control Officers	DCO	Dump Control Officer Licenses	TPE0000	
SWL - Sanitary Landfill Operators	SWL	Sanitary Landfill Operator Licenses		4,270.00
TTL - Waste Tire Licenses	TTL	Waste Tire Licenses		55.00
TPF - Waste Tire Facilities	TPF	Waste Tire Facilities		
MER - Mercury Switches	MER	Mercury Switches	TWS0100	783.00
SWF - Municipal Landfills	SWF	Municipal Landfill Fees	TWS0100	316,786.99
			TWS0200	1,765,449.06
			TLP0100	
ILF - Industrial Landfills	ILF	Industrial Landfill Fees	TWS0100	3,212.18
			TWS0200	9,467.50
			SMB0000	4,226.56
WWL - Wastewater Licenses	WWL	Waste Water Operator Licenses	MWW0000	10,120.00
Total				2,568,051.70