



ARKANSAS
Department of Environmental Quality

October 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 July 1, 2010 through September 30, 2010. If you have any questions, please contact Karen Bassett at (501) 682-0959.

Sincerely,

A handwritten signature in cursive script that reads "Teresa Marks".

Teresa Marks
Director

AIR DIVISION

As of 9/30/2010

State Fiscal Quarter 1st FY2011

Air Permits/Category

a

Major Title V 204
Minor 939

Permits Pending- By Category/Facility

MAJOR TITLE V CSN	DATE APPLICATION RECEIVED	FACILITY	PERMIT TYPE	10/1/2010 Reason Code
3900023	4/18/2008	U.S. Army Corps of Engineers Huxtable Pumping Plant	TITLE V	1827 7
4700481	2/28/2007	Plum Point Energy Station	TITLE V	1311 3
7000101	12/11/2007	Great Lakes Chemical Corporation - West Plant	TITLE V	1025 3
4700481	1/11/2008	Plum Point Energy Station	TITLE V	994 7
6600274	2/7/2008	Quanex Corporation - MacSteel	TITLE V	997 3
1800002	3/10/2008	Acme Brick - Wheeler Plant	TITLE V	935 2
3500017	4/22/2008	Delta Natural Kraft	TITLE V	892 5
0200013	5/20/2008	Georgia-Pacific - Crossett Paper	TITLE V	864 2
3200036	7/21/2008	FutureFuel Chemical Company	TITLE V	802 2
3500116	8/15/2008	U.S. Army, Pine Bluff Arsenal	TITLE V	777 8
7000037	9/10/2008	Great Lakes Chemical Corporation - South Plant	TITLE V	751 3
7000101	9/10/2008	Great Lakes Chemical Corporation - West Plant	TITLE V	751 3
1400046	9/29/2008	SAPA Extrusions, Inc.	TITLE V	732 5
1000005	11/18/2008	Georgia-Pacific Wood Products South, LLC	TITLE V	682 7
2800251	12/17/2008	American Railcar Industries, Inc.	TITLE V	653 5
3000084	1/27/2009	Anthony Timberlands, Inc. - Malvern	TITLE V	612 3
1500001	2/8/2009	Green Bay Packaging Inc. - Arkansas Kraft Division	TITLE V	602 3
3500017	2/11/2009	Delta Natural Kraft	TITLE V	597 5
1000005	2/12/2009	Georgia-Pacific Wood Products South, LLC	TITLE V	596 2
7000037	2/27/2009	Great Lakes Chemical Corporation - South Plant	TITLE V	581 5
2800256	3/9/2009	American Railcar Industries, Inc. - Marmaduke	TITLE V	571 2
2900506	3/27/2009	AEP - SWEPCO Turk Plant	TITLE V	553 3
5500017	4/2/2009	Bean Lumber Company, Inc.	TITLE V	547 8
3200036	4/13/2009	FutureFuel Chemical Company	TITLE V	536 2
2000004	4/30/2009	Georgia-Pacific Wood Products, LLC	TITLE V	519 2
3400033	5/4/2009	Arkansas Steel Associates, LLC	TITLE V	515 5
3500016	5/11/2009	Evergreen Packaging	TITLE V	508 2
2700008	5/13/2009	H.G. Toler & Son Lumber Company, Inc.	TITLE V	506 9
4700914	5/26/2009	Roll Coater, Inc.	TITLE V	493 7
6600274	6/18/2009	Gerdau MacSteel	TITLE V	472 2
3000011	6/18/2009	Entergy - Lake Catherine Plant	TITLE V	472 9
6200010	6/23/2009	Entergy - Moses Plant	TITLE V	465 9
3500016	6/29/2009	Evergreen Packaging	TITLE V	459 2
7000400	7/1/2009	Enterprise Refined Products Company, LLC - El Dorado Terminal	TITLE V	457 8
2800251	7/2/2009	American Railcar Industries, Inc.	TITLE V	456 9
7000037	7/13/2009	Great Lakes Chemical Corporation - South Plant	TITLE V	445 9
3200036	7/24/2009	FutureFuel Chemical Company	TITLE V	434 2
1600101	8/6/2009	Riceland Foods, Inc. - Jonesboro Division	TITLE V	421 8
7000037	8/7/2009	Great Lakes Chemical Corporation - South Plant	TITLE V	420 9
1700077	9/1/2009	Tate & Lyle, Van Buren	TITLE V	395 9
0200028	9/18/2009	Georgia Pacific Chemicals LLC	TITLE V	378 9
1600412	10/1/2009	Jonesboro City Water and Light	TITLE V	365 7
7000040	10/1/2009	El Dorado Chemical Company	TITLE V	365 9
6700296	10/5/2009	Husqvarna Forestry Products North America, Inc.	TITLE V	361 2
4500008	10/5/2009	Fishing Holdings, LLC	TITLE V	361 2
4700202	10/8/2009	Nucor-Yamato Steel Company	TITLE V	360 9
5400017	10/9/2009	Entergy Arkansas, Inc. - Ritchie Plant	TITLE V	357 2
1000005	10/15/2009	Georgia Pacific Wood Products Gurdon Plywood and Lumber	TITLE V	351 9
2800256	10/19/2009	American Railcar Industries - Marmaduke	TITLE V	347 2
5900036	10/19/2009	Rolling Meadows Landfill	TITLE V	347 8
3500110	10/20/2009	Entergy Arkansas, Inc. - White Bluff Plant	TITLE V	346 2
2400088	10/28/2009	CenterPoint Energy Gas Transmission Webb City Compressor	TITLE V	340 7
0200013	10/30/2009	Georgia-Pacific - Crossett Paper	TITLE V	336 2
6600219	11/3/2009	Saint-Gobain Proppants	TITLE V	332 5
5500017	11/3/2009	Bean Lumber Company	TITLE V	332 8
3500025	11/12/2009	Planters Cotton Oil Mill, Inc.	TITLE V	323 5
3500017	11/18/2009	Delta Natural Kraft - Mid America Packaging	TITLE V	319 5
3200042	11/23/2009	Entergy Arkansas, Inc. - Independence Plant	TITLE V	312 7
1000005	12/7/2009	Georgia-Pacific Wood Products South, LLC - Gurdon Plywood and Lumber Complex	TITLE V	298 2
1800120	12/7/2009	The Premcor Refining Group, Inc. - West Memphis Terminal	TITLE V	298 2
4700493	12/16/2009	Skyline Steel, LLC	TITLE V	287 6
1400028	12/18/2009	Albemarle Corporation - South Plant	TITLE V	287 3
2600022	1/19/2010	Triumph Fabrications Hot Springs	TITLE V	255 5
4100002	1/19/2010	Domtar A.W., LLC	TITLE V	255 3
3200036	1/20/2010	FutureFuel Chemical Company	TITLE V	254 2
6300010	1/20/2010	Almalis, Inc.	TITLE V	254 6
1000005	2/1/2010	Georgia-Pacific Wood Products South, LLC	TITLE V	242 2
4100002	2/5/2010	Domtar A.W., LLC	TITLE V	238 3
1400028	2/19/2010	Albemarle Corporation - South Plant	TITLE V	224 3
3000081	2/23/2010	CenterPoint Energy - Malvern Compressor Station	TITLE V	220 6
3500016	2/23/2010	Evergreen Packaging	TITLE V	220 2
6600041	2/24/2010	Baldor Electric Company	TITLE V	219 5
3200014	2/25/2010	Arkansas Lime Company	TITLE V	218 6
2300294	2/26/2010	Steele Plastics	TITLE V	217 3
1000005	3/1/2010	Georgia-Pacific Wood Products South LLC	TITLE V	214 2
7000543	3/5/2010	Union Power Station	TITLE V	210 5
7000543	3/8/2010	Union Power Station	TITLE V	207 5
7000480	3/8/2010	Del-Tin Fiber LLC	TITLE V	207 6
0200013	3/10/2010	Georgia Pacific - Crossett Paper	TITLE V	205 2
4700233	3/17/2010	Nucor Corporation (Nucor Steel Arkansas)	TITLE V	198 5
5800011	3/22/2010	The Dow Chemical Company	TITLE V	193 3
2800251	3/30/2010	American Railcar Industries, Inc.	TITLE V	185 5
0400213	3/31/2010	Preformed Line Products Company	TITLE V	184 2
4100002	3/31/2010	Domtar A.W., LLC	TITLE V	184 3
7000016	4/1/2010	Lion Oil Company	TITLE V	183 5
7000037	4/2/2010	Great Lakes Chemical Corporation - South Plant	TITLE V	182 5
0400247	4/5/2010	Mid America Cabinets, Inc.	TITLE V	179 2

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2700002	4/13/2010	West Fraser, Inc. - Leola Lumber Mill	TITLE V	171	3
3500213	4/14/2010	Berensfield Containers (SW) Ltd	TITLE V	170	5
0700033	4/22/2010	Easterline Armtec Countermeasures	TITLE V	162	5
7000012	5/3/2010	Great Lakes Chemical Corporation - Central Plant	TITLE V	151	5
4700233	5/4/2010	Nucor Corporation (Nucor Steel, Arkansas)	TITLE V	150	5
4100001	5/6/2010	Ash Grove Cement Company	TITLE V	148	6
7000400	5/19/2010	Enterprise Refined Products Company, LLC- El Dorado Terminal	TITLE V	135	6
7301081	5/19/2010	DeSoto Gathering Company - Mako CPF-1	TITLE V	135	6
4700233	5/27/2010	Nucor Corporation (Nucor Steel, Arkansas)	TITLE V	127	5
2000017	5/28/2010	Idaho Timber of Carthage	TITLE V	126	2
6000689	5/28/2010	Arkansas Children's Hospital	TITLE V	126	2
1700077	6/1/2010	Tate & Lyle, Van Buren	TITLE V	122	5
4700233	6/2/2010	Nucor Corporation (Nucor Steel, Arkansas)	TITLE V	121	5
4700233	6/2/2010	Nucor Corporation (Nucor Steel, Arkansas)	TITLE V	121	5
3100023	6/21/2010	Husqvarna Forestry Products North America, Inc.	TITLE V	102	5
0200013	6/23/2010	Georgia-Pacific - Crossett Paper	TITLE V	100	2
0400107	6/24/2010	AEP - Flint Creek Power Plant	TITLE V	99	3
3600161	7/6/2010	Arkansas Western Gas - Balson Compressor Station	TITLE V	87	6
7000012	7/8/2010	Great Lakes Chemical Corporation - Central Plant	TITLE V	85	5
3300013	7/9/2010	Unifin Flooring NC, LLC - Columbia Flooring Division	TITLE V	84	2
1400008	7/13/2010	Weyerhaeuser NR Co. - Emerson Veneer Technologies	TITLE V	80	5
3000229	7/27/2010	KGen Hot Springs LLC	TITLE V	66	2
4700202	7/28/2010	Nucor-Yamato Steel Company	TITLE V	65	5
1400028	7/28/2010	Albermarle Corporation - South Plant	TITLE V	65	3
0700033	7/29/2010	Easterline Armtec Countermeasures	TITLE V	64	2
4600005	8/3/2010	Cooper Tire Company	TITLE V	59	2
1400028	8/3/2010	Albermarle Corporation - South Plant	TITLE V	59	2
3000337	8/5/2010	Hot Springs Power Company, LLC	TITLE V	57	2
5800145	8/5/2010	Superior Graphite Company	TITLE V	57	5
7000016	8/8/2010	Lion Oil Company	TITLE V	56	5
7200270	8/9/2010	Superior Industries International Arkansas, LLC	TITLE V	53	6
2400104	8/11/2010	Arkansas Western Gas - Lone Elm Compressor Station	TITLE V	51	6
3100107	8/16/2010	Upper SW Arkansas Regional Solid Waste Landfill	TITLE V	46	2

MINOR

CEN	DATE APPLICATION RECEIVED	FACILITY	PERMIT TYPE	10/1/2010	Reason Code
4200056	4/28/2009	Tyson Foods, Inc. - River Valley Animal Foods	MINOR	521	7
7001287	6/10/2009	Shaw Mid-States Pipe Fabricating, Inc.	MINOR	386	5
4300024	11/2/2009	Remington Arms Company, Inc.	MINOR	333	3
3300263	11/9/2009	Evergreen Processing, LLC - Twin Mountain Project	MINOR	326	7
4700493	12/2/2009	Skyline Steel, LLC	MINOR	303	6
6300094	1/15/2010	Rineco	MINOR	259	6
1800146	1/20/2010	TETRA Chemicals West Memphis	MINOR	254	7
0400240	1/21/2010	Razorback LLC - Rogers Terminal	MINOR	253	6
6900298	1/25/2010	Sparkman Wood Pellet Company	MINOR	249	2
6600050	2/1/2010	Trane U.S. Inc.	MINOR	242	3
6600050	2/1/2010	Trane U.S. Inc.	MINOR	242	3
5600074	3/19/2010	Columbia Forest Products	MINOR	198	6
1800230	4/5/2010	Statewide Steel & Wire, LLC	MINOR	179	7
7001302	4/5/2010	E.I. duPont de Nemours & Co., El Dorado Plant	MINOR	179	5
2100121	4/23/2010	Joernes Healthcare Inc. dba Akin Industries, Inc.	MINOR	161	6
6001801	4/28/2010	Lexicon, Incorporated	MINOR	156	2
3700005	5/3/2010	Bonanza Creek Energy Resources, LLC	MINOR	151	6
0700022	5/12/2010	Lockheed Martin Missiles & Fire Control	MINOR	142	3
6200012	5/13/2010	Riceland Foods, Inc. - Wheatley	MINOR	141	2
6002392	5/21/2010	Sherwood Marble	MINOR	133	3
2300310	5/24/2010	Virco Manufacturing Corporation	MINOR	130	7
7300020	5/25/2010	Matthews International Corporation	MINOR	129	2
5700001	5/27/2010	Fluid Systems Division-Mena Plant	MINOR	127	5
4800032	6/2/2010	Riviana Foods Inc.	MINOR	121	7
7200268	6/7/2010	American Air Filter International	MINOR	116	6
4400005	6/8/2010	Royal Oak Enterprises, LLC-Huntville Kins	MINOR	115	5
2100144	6/15/2010	Dad's Product Company, Inc. d/b/a Dad's Pet Care	MINOR	108	5
6300113	6/21/2010	Ambient Minerals, Inc.	MINOR	102	5
6600806	6/28/2010	Graphic Packaging International, Inc.	MINOR	95	3
8801333	7/1/2010	Arkansas Natural Resource Recovery, LLC	MINOR	92	6
7000012	7/16/2010	Great Lakes Chemical Corporation - Central Plant	MINOR	77	5
6004184	7/23/2010	Welspun Pipes, Inc.	MINOR	70	5
5700001	7/30/2010	Fluid Systems Division - Mena Plant	MINOR	63	5
2800101	8/2/2010	Anchor Packaging	MINOR	60	2
6001545	8/4/2010	DeSoto Sand, LLC	MINOR	58	5
7300785	8/6/2010	Arkansas Reclamation Company, LLC	MINOR	58	6
4700957	8/6/2010	Beckmann Volmer Wind Technology, L.P.	MINOR	56	2
0400255	8/9/2010	Superior Industries International Arkansas, Inc.	MINOR	53	6
6000308	8/16/2010	Baptist Health Medical Center	MINOR	46	5
1000128	8/17/2010	Hilo Carbon Composites, Inc.	MINOR	45	2

1	Conducting Administrative Completeness Review
2	Reviewing Technical Information
3	Awaiting Information from Applicant
4	Modification Class Change
5	Drafting Draft Permit Decision
6	Awaiting Close of Public Comment Period
7	Drafting Responses to Comments
8	Novel Legal Issues

As of:	9/30/2010
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State Fiscal Quarter	First
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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 Modification/Clean Harbors/Waste Analysis Changes	10H-RN1	39	3
Permit Modification/Lockheed/Contingency Plan Updates	27H-RN1	20	3
Permit Modification/Great Lakes/GWTU Elimination	18H-RN1	17	2

c

Reason Codes:

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

MINING DIVISION

As of: 9/30/2010

State Fiscal Quarter 1st FY11

Mining Division Permits/Category

Coal Mining		Open-Cut Mining	
Active	7	Sand and Gravel	132
Exploratory		Clay	42
		Shale	20
		In-Stream	8
		Soil	30
		Other	11
Coal Total	7	Open-Cut Total	243
Total Mining Permits	250		

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Permits Pending- By Category/Facility

COAL MINING	Days Pending	Reason Code
OPEN-CUT MINING	Days Pending	Reason Code
Mountain View Ready Mix	630	2
Bo Hinchey	427	3
Cross County Materials	316	2
Susan Evans	314	2
Geo Specialities Minerals	301	3
Select Concrete Company	282	5
ABC Ready Mix, Inc.	267	2
Hanson	240	2
Hanson	240	2
Hanson	240	5
Guy King and Sons	184	2
Guy King and Sons	182	5
Les Rogers, Inc.	157	5
Alvin Crabtree and Son	155	2
Jimmy Jones Red Dirt Co.	153	2
RazorRock Materials	106	2
RazorRock Materials	106	2
RazorRock Materials	106	2
RazorRock Materials	106	2
Twin Lakes Quarries	99	2
Michelle's Excavating, Inc.	83	1
Keystone Ventures	79	1
Martin Marietta Materials	79	1
Martin Marietta Materials	79	1
Crow Aggregate Ltd, Co.	65	5
McGeorge Contracting	50	5

Issued 10/8/10

Issued 10/6/10

Issued 10/6/10

Issued 10/6/10

c

MINING DIVISION

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: 9/30/2010

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	9
Transfer Station/WRFs	86

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Permits Pending- By Category/Facility

Class 1 Landfill Apps/Mods	Days Pending	Reason Code
WCA - Rolling Meadows Expansion	1154	3
Craighead County Major Mod	625	3
BFI Class 1 Landfill	569	3
NABORS Class 1 Minor Mod	601	3
City of Conway Class 1	300	2
WM -Eco Vista Minor mod	160	3
Class 3 Landfill Apps/Mods	Days Pending	Reason Code
SWEPCO Class 3N Initial (Turk Site)	738	5
Entergy Independence	1400	3
Entergy White Bluff	503	3
Class 4 Landfill Apps/Mods	Days Pending	Reason Code
City of Conway Permit Application	1761	3
Cleburne County Class 4	458	3
Union Co. Class 4	863	3
Mississippi County Class 4	267	5
Compost Facility Apps/Mods	Days Pending	Reason Code
Union County Compost Y	834	3
Bentonville Compost	462	5
City of Eureka Springs Compost	590	2
C&DRF Apps/Mods	Days Pending	Reason Code
Union County Material Recovery Facility	834	3
Tire Processing Facility Apps/Mods	Days Pending	Reason Code
Transfer Station Apps/Mods	Days Pending	Reason Code
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:	9/30/2010
State Fiscal Quarter	1

No Discharge Permits

Agriculture	318
Industrial	1919
Salt Water Disposal	529
Municipal	45
Domestic	7
Underground Injection Control (UIC)	8

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Permits Pending

Facility	Permit Number	Days Pending	Reason Code
Pressure Trucks, Inc.	5096-W	48	4
Mississippi County	5091-W	55	4
Elna M. Smith Foundation	3961-WR-2	55	4
Terra Renewal Services, Inc.	5094-W	57	4
City of Morrilton	3509-WR-4	66	4
Eastern Tank Service, Inc.	5090-W	79	5
NABORS	5089-W	90	9
City of Lowell	4847-WR-3	107	4
SEECO, Inc.	5087-W	107	4
City of Melbourne	5081-W	107	4
Terra Renewal Services, Inc.	4318-WR-5	111	7
Cal-Maine Foods, Inc.	4643-WR-3	143	4
FutureFuel Chemical Company	5082-W	154	4
Camp War Eagle, Inc.	4830-WR-1	177	4
Washington County Property Improvement Dist. #5	4640-WR-3	177	4
City of Salesville	5079-W	204	5
Plummerville Land Farm, Inc.	5057-W	371	7
Capstone Oilfield Disposal of Arkansas, LLC	5056-W	409	9
Capstone Oilfield Disposal of Arkansas, LLC	5058-W	438	9

c

Reason Codes:

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

As of:	10/1/2010
State Fiscal Quarter	1

NPDES Permits/Category

Individual Permits	
Municipal	404
Industrial	508
Stormwater Permits	
Construction	1015
Industrial	1804
Small Municipal Separate Storm	
Sewer System (MS4)	46
Individual	1
General Permits	
Coal Mining	3
Landfill	30
Non-Contact Colling Wa	11
Aggregate Facilities	49
Self Service Laundry	1
Petroleum Storage	50
Individual Treatment	136
Water Treatment	130
Hydrostatic Testing	45
Car Wash	12
Ground Water	11
Total	4256

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Arkansas Department of Environmental Quality
Section 38 Report
Water Division

Permits Pending- By Category/Facility

Q1 SFY 2011

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code
AR0000752		El Dorado Chemical Company	1368	8
AR0049743		El Dorado Water Utilities	1080	8
AR0035386		FutureFuel Chemical Company	849	7
AR0001171		Chemtura Corporation d/b/a Great Lakes Chemical Corporation - Central Plant	813	8
AR0022063		City of Springdale	738	4

Additional Information

This permit application was submitted for renewal of the NPDES discharge permit following a permit modification that was issued on February 28, 2007. The modified permit was subsequently appealed. An administrative hearing was held in the fall of 2007 and a recommended decision was issued by the Administrative Hearing Officer on May 8, 2008. Oral arguments before the APCEC took place on June 27, 2008. The decision made by the APCEC was appealed in Circuit Court within the required time frame. On March 31, 2009, the Honorable David Guthrie of the 13th Judicial District issued a Judgment of the Court upholding the APCEC's ruling. This decision was appealed to the State Supreme Court and arguments are scheduled on September 23, 2010. The Department is currently awaiting the ruling from the State Supreme Court.

This permit application was submitted for renewal of the NPDES discharge permit following a permit modification that was issued on February 28, 2007. The modified permit was subsequently appealed. An administrative hearing was held in the fall of 2007 and a recommended decision was issued by the Administrative Hearing Officer on May 8, 2008. Oral arguments before the APCEC took place on June 27, 2008. The decision made by the APCEC was appealed in Circuit Court within the required time frame. On March 31, 2009, the Honorable David Guthrie of the 13th Judicial District issued a Judgment of the Court upholding the APCEC's ruling. This decision was appealed to the State Supreme Court and arguments are scheduled on September 23, 2010. The Department is currently awaiting the ruling from the State Supreme Court.

The permit application was submitted for renewal of the NPDES discharge permit on June 2, 2008. The permit was drafted and sent out for public comment in September. The Department is currently in the process of addressing the comments submitted by the permittee. Due to the required changes to the permit, the permit will require re-drafting later this quarter. The facility is also required to apply for a separate permit for land application of sludge prior to re-issuance of the NPDES permit. The Department is currently holding the draft NPDES permit awaiting the drafting of the land application permit so that both permits can go to Public Notice at the same time.

This permit application was submitted for renewal of the NPDES discharge permit on July 8, 2008 following a permit modification that was issued on February 28, 2007. The modified permit was subsequently appealed. An administrative hearing was held in the fall of 2007 and a recommended decision was issued by the Administrative Hearing Officer on May 8, 2008. Oral arguments before the APCEC took place on June 27, 2008. The decision made by the APCEC was appealed in Circuit Court within the required time frame. On March 31, 2009, the Honorable David Guthrie of the 13th Judicial District issued a Judgment of the Court upholding the APCEC's ruling. This decision was appealed to the State Supreme Court and arguments are scheduled on September 23, 2010. The Department is currently awaiting the ruling from the State Supreme Court.

This permit application was submitted for renewal of the NPDES discharge permit on September 19, 2008. The permit was completed and routed for in house review on February 26, 2009. Following the in house review, the Department submitted the draft permit to EPA for review on April 28, 2009. The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.

Arkansas Department of Environmental Quality
Section 38 Report
Water Division

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0034291	Hot Springs Village POA	Mill Creek Wastewater Treatment Plant	703	4	The permit application was submitted for renewal of the NPDES discharge permit on October 24, 2008. The permit was drafted and a meeting was held with the permittee on April 7, 2009 to discuss the proposed Total Phosphorus and Total Copper limits that would be placed in the permit along with the permit's reclassification from a Minor Industrial to a Major Municipal permit. During this meeting the permittee requested additional time to determine the source of the Copper in the effluent along with potential treatment technologies to meet a Phosphorus limit. On October 1, 2009, the Department again met with the permittee to discuss their new proposal for re-routing the facility's discharge from Mill Creek to the golf course lakes for irrigation purposes. New information was received in December regarding the proposal. While re-drafting the permit, the permittee chose to abandon the new proposal. Changes were made to the draft permit, it was sent to EPA for review on April 16, 2010, and approval was received on September 14, 2010. This permit is currently signed and waiting to go out to Public Notice on October 15, 2010.
AR0000647	Lion Oil Company	El Dorado Refinery	612	8	This permit application was submitted for renewal of the NPDES discharge permit on October 8, 2008 following a permit modification that was issued on February 28, 2007. The modified permit was subsequently appealed. An administrative hearing was held in the fall of 2007 and a recommended decision was issued by the Administrative Hearing Officer on May 8, 2008. Oral arguments before the APCEC took place on June 27, 2008. The decision made by the APCEC was appealed in Circuit Court within the required time frame. On March 31, 2009, the Honorable David Guthrie of the 13th Judicial District issued a Judgment of the Court upholding the APCEC's ruling. This decision was appealed to the State Supreme Court and arguments are scheduled on September 23, 2010. The Department is currently awaiting the ruling from the State Supreme Court.
AR0022004		City of Huntsville	546	7	This permit application was submitted for renewal of the NPDES discharge permit on 3/31/2009. The draft permit was prepared and sent to EPA for review on March 30, 2010. EPA approval was received on April 27, 2010. The draft permit was public noticed on May 13, 2010. Comments were received from the permittee and an affected industry due to the inclusion of TMDL limits in the permit. A Public Hearing was held on July 22, 2010 in Huntsville, AR. Based on the outcome of the Public Hearing and the comments submitted by the permittee, the Department is currently in the process of re-drafting the permit for a 2nd Public Notice.
AR0039284	Hot Springs Village POA	Cedar Creek WWTP	485	4	The permit application was submitted for renewal of the NPDES discharge permit on May 28, 2009. On October 1, 2009, the Department met with the permittee to discuss their new proposal for re-routing the facility's discharge from Cedar Creek to the golf course lakes for irrigation purposes. New information was received in December regarding the proposal. While re-drafting the permit, the permittee chose to abandon the new proposal. Changes were made to the draft permit, it was sent to EPA for review on April 16, 2010, and approval was received on September 14, 2010. This permit is currently signed and waiting to go out to Public Notice on October 15, 2010.
AR0049123	Jim Yeager	d/b/a Yeager Apartments	476	5	This permit application was submitted for renewal of the NPDES discharge permit by the previous owner of the wastewater treatment system on 6/4/2009. The system was sold to the current owner who is converting the area into apartments which may involve changes to the treatment system. New information was received from the permittee regarding changes to the treatment system. Prior to Public Noticing the permit, Financial Assurance documentation was required. A Letter of Credit was received, and the permit is currently awaiting signature to go to Public Notice in October.

Arkansas Department of Environmental Quality
Section 38 Report
Water Division

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code
AR0020125		City of Perryville	420	4
AR0021326	Tyson Foods, Inc.	Hope Processing Plant	417	2
AR0046566	City of Walnut Ridge	Walnut Ridge Wastewater Treatment Plant	388	6
AR0001899		Unimin Corporation - Guion Facility	388	6
AR0051357	Environmental Solutions & Services, Inc.	Drilling Fluid Wastewater Treatment Plant	354	6
AR0049042		Owen Creek Wastewater Plant	330	6
AR0022446		City of Fisher	322	6
AR0051136	Southwestern Electric Power Company	John W. Turk, Jr. Power Plant	287	5
AR0039896		City of Wabbaseka	284	6
AR0037907	City Water and Light of the City of Jonesboro (CWL)	Westside Wastewater Treatment Plant	277	4
AR0051411	White River District Regional Solid Waste Management District	dba White River District Recycling and Reclamation Class 3T Landfill	252	5
AR0001970	Evergreen Packaging, Inc.	Pine Bluff Mill	245	7
ARG500051C	White Horse Rider Sand, Inc.	Mine #1	242	5
AR0021857		City of Paris	238	7
AR0049557M	Dynegy, Inc. dba Dynegy Services Plum Point, LLC	Plum Point Energy Station Dynegy Services Plum Point, LLC	228	4
AR0050270		Almatris, Inc.	226	5
AR0051632		Carter Building Supply, Inc.	220	2
AR0051594	Oilfield Compliance Solutions, LLC		210	4

Additional Information

This permit application was submitted for renewal of the NPDES discharge permit and deemed administratively complete on 8/7/2009. This permit was assigned to an engineer outside of the Individual Permit Section for cross training purposes. Due to this engineer's workload in their own section, the permit could not be worked on for a fairly long period of time. In July of this year, the permit was re-assigned to an engineer in the Individual Permits Section to finish the permit application review and route the permit for in house review. The draft permit is currently ready to be sent to EPA for review and approval.

This permit application was submitted for renewal of the NPDES discharge permit and deemed administratively complete on 8/10/2009. The original draft of the permit was sent out for Public Notice on April 15, 2010. Due to the extensive comments received from the permittee, the permit had to be re-drafted. The re-draft of the permit is currently ready for the 2nd Public Notice period.

This permit application was submitted for renewal of the NPDES discharge permit and deemed administratively complete on 9/8/2009. The permit application was submitted early over a year prior to the expiration date. The permit was drafted and sent to EPA for review on August 3, 2010. EPA approval was received on August 17, 2010, and the draft permit was sent to Public Notice on September 15, 2010.

This permit application was submitted for renewal of the NPDES discharge permit and deemed administratively complete on 9/8/2009. As part of the permit application, the permittee was requesting a construction permit to install a new wastewater treatment pond. Several iterations of information was requested and had to be submitted by the permittee in regards to the construction of the new pond. A Public Hearing was requested in response to the submittal of the application. The Public Hearing has been scheduled to coincide with the Public Notice of the draft permit. The permit was drafted and sent to EPA for review and approval on September 16, 2010. EPA approval was received on September 21, 2010. The permit has been signed and is currently schedule for Public Notice on October 15, 2010. A Public Hearing has been scheduled for November 18, 2010 in Guion, AR.

Arkansas Department of Environmental Quality
Section 38 Report
Water Division

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code
AR0049352	U.S. Department of Agriculture	Aquaculture Research Service USDA ARS	210	5
ARS000002		City of Little Rock and Arkansas Highway Department	210	2
AR0044105		Flakeboard America Limited	207	6
AR0040096		City of Wilmar	207	6
AR0050431	Blakstone Ranch Property Owners Association		207	2
AR0049212	Butterball, LLC	Alix Feed Mill	207	6
AR0049140	Union Power Partners, L.P.	Union Power Station	207	2
AR0045977	Nucor Steel - Arkansas, Division of Nucor Corporation	Hickman Mill	204	2
AR0047813		Oak Manor Water & Wastewater Public Facility Board	204	6
AR0033588		City of Parkin	203	5
AR0045128	Jimmy A. McClard	d/b/a McClard's 270 West Shopping Center	200	2
AR0020036		City of Melbourne	200	6
AR0048747	City of Clinton	West Wastewater Treatment Facility	189	4
AR0048836	City of Clinton	East Wastewater Treatment Facility	189	4
AR0050474		Coreslab Structures (ARK), Inc.	182	6
AR0044172		Westwood Village Sewer Facilities Board	182	5
AR0047546	Anthony Timberlands, Inc.	Beirne Facility	182	5
AR0051772		Blue Bird Sand, LLC	179	5
AR0050393	WVE Property Owners Association, Inc.	Waterview Estates WWTP	179	2
AR0051764		Construction Waste Management, Inc. Class IV Landfill	179	6
AR0045071		MAPCO Express, Inc. MAPCO Express #3059	179	6
AR0050482		Victory Lumber, LLC	179	2
AR0051799	Westbrook Development, LLC	Dollar General	175	6
AR0037745	City of Little Rock	Little Rock Zoological Gardens	175	2
AR0021610		City of Watson	169	2
AR0048191		Cricket Creek RV Estates	168	2
AR0051748	Evergreen Processing, LLC	Twin Mountain Quarry	165	2
AR0039268		Tyson Foods, Inc.-Clarksville	165	2
AR0050253	Fritts Construction, Inc.	Hayden's Place Subdivision	161	2
AR0044733		Cedarwood Leisure Park, LLC	161	6
AR0049115	Parc Magic Springs, LLC	dba Magic Springs & Crystal Falls	154	2
AR0001601		Delta Natural Kraft, LLC	151	5
AR0044059		Carroll Electric Cooperative Corporation	148	5
AR0023833		City of Gravette	148	2

Additional Information

Arkansas Department of Environmental Quality
Section 38 Report
Water Division

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code
AR0043613		City of Magnolia-Big Creek WWTP	144	6
AR0039381		City of Grady	140	5
ARG640173C	Buffalo Island Regional Water District	Water Treatment Facility	140	2
AR0045411		Caddo Valley Municipal Wastewater Treatment Plant	137	5
AR0002437	U.S. Fish and Wildlife Service	d/b/a Norfolk National Fish Hatchery	133	5
AR0050504		Ferndale Grocery, Inc.	133	5
AR0050563	Central Arkansas Utility Services	d/b/a Crossroads Village	133	5
AR0044237		Town of Burdette	133	2
AR0038857		Albemarle Corporation - South Plant	133	2
AR0050539	Central Arkansas Utility Services	Pinewood Estates Subdivision	129	2
AR0047902		H.G. Toler & Son Lumber Company	126	5
AR0044016	Arkansas Department of Corrections	North Central Unit, Izard County Facility	123	5
AR0022322		City of Kensett	121	6
AR0037893		City of Madison WWTP	121	6
AR0020702C	Batesville Water Utilities	Batesville Wastewater Treatment Plant	120	6
AR0044709	Pilot Travel Centers, LLC	Flying J Travel Plaza #606	116	2
AR0039047		City of Dyess	116	6
AR0044181	Randy E. Moody	Wheel Acres	116	2
AR0035653		City of Norphlet	112	2
AR0050288	City of Fayetteville	West Side Wastewater Treatment Facility	112	2
AR0050440	City of Greenbrier	d/b/a Greenbrier Sports Park	112	6
AR0044474	Freeman Brothers, Inc.	Bibler Brothers Lumber Company	109	2
AR0050458	Mary Ann Darguzas	El Acapulco d/b/a Oyster Bay Restaurant	102	5
AR0040266		145th Street Water and Sewer Improvement District No. 345 of Pulaski County	102	5
AR0048810		City of Fulton	95	6
AR0043397		City of Rogers	95	5
AR0051802		Desoto Sand, LLC	95	5
AR0047589		City of Biscoe Wastewater Treatment Facility	93	5
AR0050334		Grassy Lake Apartments	86	5
AR0043354		Acme Brick Company-Perla Facility	84	5
AR0049301C	New Neptune, LLC	MAX MART #1026	81	2
AR0049301	New Neptune, LLC	d/b/a MAX MART #1026	81	5

Additional Information

Arkansas Department of Environmental Quality
Section 38 Report
Water Division

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code
AR0033758		City of Fordyce	80	5
AR0033880C		City of Hot Springs	77	5
AR0038822M	Cooper Tire & Rubber Company	Cooper Tire & Rubber Company	77	6
AR0000582C		Alcoa Inc.	77	2
AR0033880M		City of Hot Springs	77	5
AR0021679		City of Gould	76	5
AR0037851M		SGL Carbon Group	74	5
AR0037851C		SGL Carbon Group	74	5
AR0021580		City of Osceola	72	2
AR0037451C		Entergy Services, Inc. - Independence Plant	71	2
AR0046787		Boy Scouts of America - Camp Pioneer Caddo Area Council	65	5
AR0021954		City of Turrell	63	5
AR0050521		Lochridge Estates Subdivision	63	5
AR0044814		GS Roofing Product Company, Inc.- CertainTeed	60	5
AR0022217		City of Russell	57	2
AR0045284		City of Cash	56	5
AR0037338	J.R. Stevens/Stevens Realty	Stevens Realty d/b/a Baker School Apartments	56	5
ARG640174C	Ozark Mountain Regional Public Water Authority	Water Treatment Plant	53	2
AR0022071		City of McGehee	51	5
AR0020117C		City of Mountain View	49	5

Additional Information

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: October 8, 2010

TO: LEGISLATIVE COUNCIL d

FROM: TERESA MARKS, DIRECTOR
ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

RE: SECTION 38(a)-(e) of ACT 1387 OF THE 2009 REGULAR
SESSION OF THE ARKANSAS GENERAL ASSEMBLY

As required in Act 1387 of 2009, Section 38(a)-(e), the Arkansas Department of Environmental Quality ("Department") presents the number and type of administrative enforcement actions initiated by the Department and the geographic location of each violation. This information is contained in the attached copies of Public Notice for the period of July 1, 2010 through September 30, 2010. 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 57.

Additionally the Department is authorized by A.C.A. §8-4-103 (b) to institute a civil action in any court of competent jurisdiction to compel compliance with state environmental laws and regulations. Following is a list of actions which have been filed in court for the period of July 1, 2010 through September 30, 2010.

Type of Enforcement Action	Defendant	Geographic Location
Filing Fee	Vinson Wagon Shale Pit	Crawford County Circuit Court
Filing Fee	Mayflower Aggregates	Faulkner County Circuit Court
Filing Fee	All Star Recycling	Union County Circuit Court
Filing Fee	Shafer Resort Enterprises, Inc	Benton County Circuit Court
Filing Fee	B&M Mobile Home Park	Saline County Circuit Court
Filing Fee	B&M Mobile Home Park	Saline County Circuit Court

The Department presents the total amount of fines and collections from Supplemental Environmental Projects verified by the Department for the period of July 1, 2010 through September 30, 2010.

Civil Penalties Collected	\$224,490.77
Supplemental Environmental Projects Verified	\$0.00

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

NOTICE OF ENFORCEMENT ACTIONS

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

CONSENT ADMINISTRATIVE ORDERS

Danny Mallett, Faulkner County, Water Division, Penalty, \$500.00

Frontier Midstream, LLC, Rose Bud Compressor Station, East Approximately 1 ¾ Miles to New Hart Road, South on New Hart Road Approximately 5/8 Mile and Exit West off of New Hart to Station Entrance, White County, Air Division, Penalty, \$4,150.00

NOTICE OF VIOLATION

David Heim, Individually, and as Owner of G.F.I., Inc., Boone County, Air Division, Proposed Penalty, \$79,731.75

Environmental Solutions & Services, Inc., Conway County, Water Division, Proposed Penalty, \$23,600.00

Mansfield Oil Co., of Gainesville, Inc., The Corporation Company, Registered Agent, Benton County, Regulated Storage Tanks Division, Proposed Penalty, \$1,500.00

NOTICE OF VIOLATION AND PERMIT REVOCATION

Robert L. Hobbs and Nancy Hobbs d/b/a/ Hobbs Farm, Yell County, Water Division, No Penalty, past due permit fees

William R. Gaunt, Union County, Water Division, No Penalty, past due permit fees

DEFAULT ADMINISTRATIVE ORDER

Foy and Judy Brown d/b/a Green Grown Disposal-Caldwell Site, Yell County, Water Division,
No Penalty, past due permit fees

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

Dated this 10th day of July 2010
Teresa Marks, Director
Arkansas Department of Environmental Quality
File: E:\PublicNotices\PubNotJuly2010.doc

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

NOTICE OF ENFORCEMENT ACTIONS

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

CONSENT ADMINISTRATIVE ORDERS

Bill Hunt, Cleburne County, NPDES/Water Division, \$6,500.00 Penalty

Chris De La Vergne, Individual, Monte Vista Subdivision, Pulaski County, NPDES/Division,
\$7,000.00 Penalty

Controlled Automation, Incorporated, Saline County, Air Division, \$4,050.00 Penalty

Environmental Solutions & Services, Inc., Conway County, Water Division, \$23,600.00
Penalty

J&P Flash, Inc., dba J&P Flash Market#334, Crittenden County, Air Division, \$2,882.75
Penalty

J&P Flash, Inc., dba J&P Flash Market#324, Crittenden County, Air Division, \$8,648.44
Penalty

Mueller Copper Tube Products, Inc., Cross County, Air Division, \$4,000.00 Penalty

Nimocks Oil Company, Inc., Crittenden County, NPDES/Water Division, \$4,200.00 Penalty

Saint Gobain Ceramics & Plastics, Inc., dba Saint-Gobain Proppants, Saline County, Air
Division, \$12,800.00 Penalty

Stephen A. Fuller, d/b/a Full Star Enterprises, Faulkner County, Asbestos/Air Division,
\$2,500.00 Penalty

Team Ward, Inc, d.b.a. War Eagle Boats, Hazardous Waste Division, Lincoln County,
\$18,156.25 Penalty

NOTICE OF VIOLATION AND PERMIT REVOCATION

Jason Southerland, individually and d/b/a PP Hog Heaven, Little River County, Water
Division, past due Permit Fees and \$1,750.00 Proposed Penalty

Jerry Brian Kirk, Brian Kirk Dairy, Faulkner County, Water Division, No Penalty, past due
Permit Fees

Limestone Specialties, Inc., by and through it's Registered Agent, Mr. Larry Nelson,
Washington County, Air Division, Mining Division, NPDES/Water Division, No Penalty, past
due permit fees

Stephen C. Aust, Individually and d/b/a/ Westside Development, LLC, d/b/a/ Westside
Development, LLC, NPDES/Water Division, past due Permit Fees \$1,600.00 Proposed Penalty

Dated this 25th day of July 2010

Teresa Marks, Director

Arkansas Department of Environmental Quality

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

NOTICE OF ENFORCEMENT ACTIONS

Public notice is hereby given that the Arkansas Department of Environmental Quality (ADEQ) has entered into the Consent Administrative Orders and has issued the Notices of Violation listed below. Documents for these enforcement matters can be made available for inspection or copying by contacting ADEQ's Legal Division, 5301 Northshore Drive, North Little Rock, Arkansas 72118-5317. There may be a charge to cover photocopying costs for some documents. Copies of enforcement documents, including those referenced in this notice also are available for viewing on the ADEQ website at http://www.adeq.state.ar.us/legal/cao_info.asp. Further, ADEQ is accepting written comments

from the public regarding these matters. Such comments must be sent to ADEQ, Legal Division, at the above address within 30 days after publication of this Notice. If a comment on any proposed Consent Administrative Order is received by ADEQ within this time period, in accordance with Act 163 of 1993, the person submitting the comment may request the Pollution Control and Ecology Commission to set aside the order in the matter by filing a petition with the Commission Secretary. If a comment on any Notice of Violation is received by ADEQ within this time period, the person submitting the comment will be given notice of any hearings held on the matter and shall have the right to intervene in any hearing in the matter by filing a petition for intervention with the Commission Secretary. Any such petition must be filed in accordance with applicable regulations and sent to the Commission Secretary, 101 East Capitol, Suite 205, Little Rock, Arkansas 72201.

CONSENT ADMINISTRATIVE ORDERS

Allied Services of Arkansas, LLC, The Corporation Company, Registered Agent, Benton County, Regulated Storage Tanks Division, \$3,000.00 Penalty

Jeffrey L. Cole, Saline County, NPDES/Water Division, \$4,600.00 Penalty

Superior Industries International Arkansas, LLC, Washington County, Air Division, \$2,250.00 Penalty, past due permit fees

DEFAULT ADMINISTRATIVE ORDER

CPI Holdings, LLC, Hempstead County, Hazardous Waste Division, \$18,800.00 Penalty

Hopeful Properties, LLC, Hempstead County, Hazardous Waste Division, \$8,000.00 Penalty

Randy West, Individually, Baxter County, Solid Waste Division, \$7,500.00 Penalty

Dated this 11th day of August 2010
Teresa Marks, Director
Arkansas Department of Environmental Quality

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

NOTICE OF ENFORCEMENT ACTIONS

Public notice is hereby given that the Arkansas Department of Environmental Quality (ADEQ) has entered into the Consent Administrative Orders and has issued the Notices of Violation listed below. Documents for these enforcement matters can be made available for inspection or copying by contacting ADEQ's Legal Division, 5301 Northshore Drive, North Little Rock, Arkansas 72118-5317. There may be a charge to cover photocopying costs for some documents. Copies of enforcement documents, including those referenced in this notice also are available for viewing on the ADEQ website at http://www.adeq.state.ar.us/legal/cao_info.asp. Further, ADEQ is accepting written comments from the public regarding these matters. Such comments must be sent to ADEQ, Legal Division, at the above address within 30 days after publication of this Notice. If a comment on any proposed Consent Administrative Order is received by ADEQ within this time period, in

accordance with Act 163 of 1993, the person submitting the comment may request the Pollution Control and Ecology Commission to set aside the order in the matter by filing a petition with the Commission Secretary. If a comment on any Notice of Violation is received by ADEQ within this time period, the person submitting the comment will be given notice of any hearings held on the matter and shall have the right to intervene in any hearing in the matter by filing a petition for intervention with the Commission Secretary. Any such petition must be filed in accordance with applicable regulations and sent to the Commission Secretary, 101 East Capitol, Suite 205, Little Rock, Arkansas 72201.

CONSENT ADMINISTRATIVE ORDERS

American Railcar Industries, Inc., Greene County, Air Division, \$1,397.50 Penalty

Housing Authority of the City of North Little Rock, Pulaski County, Asbestos/Air Division, \$3,343.75 Penalty

Selma Hardwood Flooring, LLC, Drew County, Air Division, \$3,060.00 Penalty

Stanley Fraser Property, Pulaski County, Hazardous Waste Division, \$1,200.00 Penalty

W&W Fiberglass Tank, LLC, Sebastian County, Air Division, \$2,028.75 Penalty

West Fraser, Inc., Union, County, Air Division, \$2,697.50 Penalty

Dated this 26th day of August 2010

Teresa Marks, Director

Arkansas Department of Environmental Quality

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

NOTICE OF ENFORCEMENT ACTIONS

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

must be filed in accordance with applicable regulations and sent to the Commission Secretary, 101 East Capitol, Suite 205, Little Rock, Arkansas 72201.

CONSENT ADMINISTRATIVE ORDER

All-Star Contract Services, LLC, Conway County, Asbestos/Air Division, \$408.75 Penalty

Graphic Packaging International, Inc, Pulaski County, Air Division, \$2,125.50 Penalty

Greg Heslep, Bayou Meto Commons, Pulaski County, NPDES/Water Division, \$8,850.00 Penalty

Northwest Arkansas Regional Solid Waste Management District Nabors Class 1 Landfill, Baxter County, Solid Waste Division, No Penalty

South-East Gravel Co., Inc., dba Southeast Gravel Company, Inc., Air Division, Lincoln County, \$21,525.00 Penalty

Specialty Sands, LLC, Independence County, Mining Division, \$3,750.00 Penalty

S-Tecs, L.L.C and Riceland Foods, Inc.-Soy Division, Arkansas County, Air Division, \$309,940.50 Penalty

TE Products Pipeline Company, Limited Partnership (TEPPCO) –El Dorado Terminal, Union County, Air Division, \$1, 075.00 Penalty

Twin Rivers School District, Randolph, and Sharp Counties, Hazardous Waste Division, No Penalty

DEFAULT ADMINISTRATIVE ORDER

John Quintrell d/b/a/ Supreme Boat Manufacturing, Inc., Marion County, Air Division, Payment of past due fees

Limestone Specialties, Inc., by and through its Registered Agent, Mr. Larry Nelson, Washington County, Air, Mining and Water Divisions, Payment of past due fees

NOTICE OF VIOLATION

City of Walnut Ridge, Lawrence County, NPDES/Water Division, \$6,600.00 Penalty

Dated this 10th day of September 2010
Teresa Marks, Director
Arkansas Department of Environmental Quality

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

NOTICE OF ENFORCEMENT ACTIONS

7 of 8

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

CONSENT ADMINISTRATIVE ORDER

AeroJet – General Corporation, Ouachita County, Hazardous Waste Division, \$6,250.00 Penalty

Democrat Printing & Lithographing Company, Pulaski County, Air Division, \$800.00 Penalty

England Oil Field Services, Inc., Lonoke County, Air Division, \$5,400.00 Penalty

Huntington Foam, LLC, Sebastian County, Air Division, \$6,131.25 Penalty

Mansfield Oil Co. of Gainesville, Inc., The Corporation Company, Registered Agent, Regulated Storage Tanks Division, Benton County, \$1,500.00 Penalty

Pine Bluff Arsenal, Jefferson County, Air Division, \$6,981.00 Penalty

Stant USA Corporation, Jefferson County, Hazardous Waste Division, \$8,250.00 Penalty

Tim Wilson, Crittenden County, Regulated Storage Tanks Division, \$937.50 Penalty

XTO Energy, Inc., C/O Corporation Service Company, Van Buren County, Water Division, \$1,300.00 Penalty

Dated this 25th day of September 2010
Teresa Marks, Director
Arkansas Department of Environmental Quality

ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION

QUARTERLY REPORT TO ARKANSAS LEGISLATIVE COUNCIL

ON RULEMAKING ACTIVITIES

Months In Quarter: July, August, and September 2010.

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

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

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

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

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

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

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

2. **Regulation Number and Name:** Regulation No. 2, 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 adopted the amendments on July 23, 2010.

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.

3. Regulation Number and Name: Regulation No. 21, Arkansas Asbestos Abatement Regulation; Docket No. 10-001-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on February 11, 2010. Proposed changes to Regulation 21 include requirement of air monitoring for asbestos fibers to be conducted before, during, and after a project, require that air monitoring be conducted by an independent third party who is not an agent of the firm doing the renovation, require photos of individuals seeking asbestos training certification and increases reporting requirements from training providers, formatting revisions, in addition to clarifying language to regulation definitions.

The Commission initiated the rulemaking process on February 26, 2010, and no decision has been made.

c. Justification: The proposed changes will reduce asbestos fibers entering the atmosphere resulting in a decrease in morbidity and premature death. Making the proposed change will improve the overall effectiveness and enforceability of asbestos abatement regulation, and help ensure the proper training and efficient certification of asbestos workers in the state.

d. Economic Impact: The monitoring requirements will have a total average annual economic impact of \$873,000 per year. This cost per renovation will vary with the length of job. The proposed regulation revisions will not result in any increase cost to ADEQ in manpower and associated resources.

e. Environmental Benefit Analysis: The proposed changes will help ensure that asbestos fibers are not being released into the environment, and will improve the overall effectiveness and enforceability of asbestos abatement regulation.

4. Regulation Number and Name: Regulation No. 2, Regulation Establishing Water Quality Standards for Surface Waters of the State of Arkansas; Docket No. 10-002-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on March 16, 2010. Proposed changes to Regulation 2 include clarification, updating, and correction of typographical errors, formatting, and text standardization throughout the regulation.

The Commission initiated the rulemaking process on May 27, 2010, and no decision has been made.

c. Justification: The Federal Water Pollution Control Act ("Clean Water Act") requires states to review their water quality standards on a triennial basis and to amend those standards as necessary.

d. Economic Impact: At this time it is not possible to estimate the costs associated with parameters being revised.

e. Environmental Benefit Analysis: The proposed changes are necessary to ensure that existing uses and designated uses for waters of the State and the water quality necessary to protect those uses are protected and maintained.

5. Regulation Number and Name: Regulation No. 6, Regulations for State Administration of the National Pollutant Discharge Elimination System (NPES); Docket No. 10-003-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on March 16, 2010. Proposed changes to Regulation 6 will create a permit-by-rule to authorize construction for individual treatment facilities generating less than 1000 gallons of domestic waste per day.

The Commission initiated the rulemaking process on March 26, 2010, and no decision has been made.

c. Justification: These amendments to Regulation No. 6 will authorize construction of previously approved systems under certain conditions, rather than through the permit process for individual construction permits which requires opportunity for full public participation, including public notice and a thirty day comment period.

d. Economic Impact: The actual number of affected entities will depend on the number of entities seeking to construct this type of individual treatment facility.

e. Environmental Benefit Analysis: This proposed rule offers a streamlined process for entities to obtain permit coverage to install treatment facilities that have been approved by ADEQ as protective of water quality. The efficiency of this process will encourage entities to choose those treatment facilities that have been reviewed and approved by ADEQ.

6. Regulation Number and Name: Regulation No. 2, City Water and Light Plant of the City of Jonesboro Third-Party Rulemaking; Docket No. 10-004-R.

a. Amendment Proposed By: City Water & Light Plant of the City of Jonesboro ("JCWL").

b. Description: JCWL filed its request to initiate rulemaking on April 9, 2010. JCWL proposes to revise Regulation 2 by changing the water quality standards for three streams which eventually receive the municipal wastewater discharge from JCWL's West Plant, which discharges to an unnamed tributary to Big Creek.

The Commission adopted the amendments on September 24, 2010.

c. Justification: This proposed rule will allow CWL to continue to serve the public, be in compliance with its NPDES permit and continue to protect the aquatic life designated uses of the affected streams.

d. Economic Impact: There are no economic effects of the proposed rule. Only City Water and Light Plant of the City of Jonesboro is affected by this proposed rule.

e. Environmental Benefit Analysis: The Use Attainability Analysis supporting JCWL's requested modifications established that the requested changes will be protective of, and have no adverse effect on, the aquatic life communities in the affected streams.

7. Regulation Number and Name: Regulation No. 2, Umetco Minerals Corporation Third-Party Rulemaking; Docket No. 10-005-R.

a. Amendment Proposed By: Umetco Minerals Corporation ("Umetco").

b. Description: Umetco filed its request to initiate rulemaking on June 14, 2010. Umetco seeks to amend the existing site specific mineral quality criteria for Wilson Creek and to remove the domestic drinking water supply use designation for Wilson Creek.

The Commission initiated the rulemaking process on June 25, 2010, and no decision has been made.

c. Justification: This proposed rule will allow Umetco to continue to serve the public, be in compliance with its NPDES

permit and continue to protect the aquatic life designated uses of the affected streams.

d. Economic Impact: There are no net economic effects of the proposed rule from current conditions because the rule simply adjusts dissolved mineral criteria to reflect current conditions.

e. Environmental Benefit Analysis: The Use Attainability Analysis indicates that the current TDS, chloride, and sulfate concentrations in Wilson Creek supports attainable aquatic life uses and site specific water quality criteria for minerals are justified.

8. Regulation Number and Name: Regulation No. 2, Alcoa, Inc. Third-Party Rulemaking; Docket No. 10-006-R.

a. Amendment Proposed By: Alcoa, Inc. ("Alcoa").

b. Description: Alcoa filed its request to initiate rulemaking on September 3, 2010. Alcoa is requesting a temporary modification to the chronic water quality standard for selenium in Holly Creek to reflect current and historic conditions in Holly Creek during the term of an Environmental Improvement Project ("EIP").

The Commission initiated the rulemaking process on September 24, 2010, and no decision has been made.

c. Justification: The rule change is necessary because there is currently no known technically and economically feasible biological or chemical treatments capable of reducing the selenium concentration to levels that meet the chronic water quality standard.

d. Economic Impact: There are no economic effects of the proposed rule.

e. Environmental Benefit Analysis: There are currently no known technically and economically feasible biological or chemical treatment nor source reduction strategies capable of reducing the selenium concentration to levels that meet the current chronic water quality standard. This rule will allow Alcoa to continue its quest to find and/or develop treatment while preserving the fishery of Holly Creek and protecting the Saline River.

9. Regulation Number and Name: Regulation No. 23, Hazardous Waste Management; Docket No. 10-007-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on September 10, 2010. The amendments to Regulation No. 23 adopt newly-revised federal rules published between July 1, 2009, and August 31, 2010, and makes editorial revisions to existing provisions.

The Commission initiated the rulemaking process on September 24, 2010, and no decision has been made.

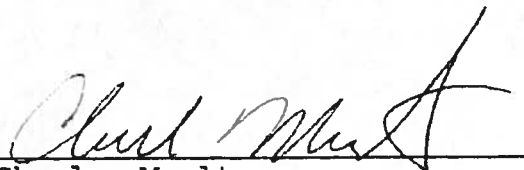
c. Justification: These revisions are necessary to keep the state hazardous waste regulations current with the corresponding federal requirements.

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

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

10/5/10

Date



Charles Moulton
Administrative Hearing Officer
Arkansas Pollution Control and
Ecology Commission

EQ REVENUE FROM AIR, WATER & SOLID WASTE PERMIT FEES

Figures generated from ADEQ Permit Data System. Date range =07-01-10 - 09-30-10

b

Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
G	General Operating Permit	\$ 19,000 95	\$ 1,400 7					\$ 20,400 102
LC	Late Charge (Air LC)	\$ 1,070 7						\$ 1,070 7
MS	Minor Source (Air MS)	\$ 170,126 98	\$ 1,000 1		\$ 10,737 21			\$ 181,863 120
MV RF	Motor Vehicle Racing Facility (Air MVRF)	200 1			200 1			400 2
R3	Air Reg 18.315	800 4						\$ 800 4
T5	Title 5 (Air T5)	\$ 732,650 39	\$ 4,851 1		\$ 16,287 15			\$ 753,788 55
LC	Late Charge (Air T5)	\$ 1,413 1						\$ 1,413 1
		\$ 925,259	\$ 7,251	\$ -	\$ 27,224	\$ -	\$ -	\$ 959,734
		\$ 245	\$ 9	\$ -	\$ 37	\$ -	\$ -	\$ 291
1	Class I Landfill	\$ 6,000 1			\$ 5,000 2			\$ 11,000 3
3C	Class III commercial (SW 3C)	10,000 2						\$ 10,000 2
3T	Class III Tire Monofill (SW 3T)	6,000 2						\$ 6,000 2
3N	Class III Non-commercial	6,000 2			2,000 1			\$ 8,000 3

EQ REVENUE FROM AIR, WATER & SOLID WASTE PERMIT FEES

Figures generated from ADEQ Permit Data System. Date range =07-01-10 - 09-30-10

Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
4	Class IV Landfill	4,000 8						\$ 4,000 8
CO	Composting Organic Waste (Solid Waste CO)	\$ 1,350 3						\$ 1,350 3
CL	Closed Facility (Solid Waste CL)	\$ 1,500 3						\$ 1,500 3
CY	Composting Yard Waste (Solid Waste CY)	\$ 1,800 4						\$ 1,800 4
P	Postclosure Fee (Solid Waste P)	\$ 1,500 3						\$ 1,500 3
TS	Transfer Station or MRF	\$ 12,600 28						\$ 12,600 28
WR	Solid Waste Recovery	\$ 450 1						\$ 450 1
LC	Late Charge (Solid Waste LC)							\$ - 0
		51,200 57	0 0	0 0	7,000 3		0 0	58,200 60

EQ REVENUE FROM AIR, WATER & SOLID WASTE PERMIT FEES

Figures generated from ADEQ Permit Data System. Date range =07-01-10 - 09-30-10

Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
N-A	NPDES Agricultural (Minor With Toxic)	\$ 23,170 4						\$ 23,170 4
N-B	NPDES Saltwater (Minor Without Toxic)	\$ 217,420 136	\$ 1,380 5		\$ 2,000 1			\$ 220,800 142
N-C	NPDES Cooling Water	\$ 921 3						\$ 921 3
N-G	NPDES Coal Mining (converted)							\$ - 0
N-G2	NPDES Coal Mining	\$ 400 1						\$ 400 1
N-G3	NPDES Sanitary Landfill Run-off	\$ 1,200 3	\$ 3,600 9					\$ 4,800 12
N-G5	NPDES Bulk Petroleum Storage	\$ 4,800 12	\$ 400 1					\$ 5,200 13
N-G6	NPDES Individual Home Treatment	\$ 1,000 5	\$ 1,300 8					\$ 2,300 13
N-G7	NPDES Water Plant Backwash Filter	\$ 15,200 38	\$ 400 1					\$ 15,600 39
N-G8	NPDES Pipeline Hydrostatic Test	\$ 200 1	\$ 3,600 18					\$ 3,800 19

EQ REVENUE FROM AIR, WATER & SOLID WASTE PERMIT FEES

Figures generated from ADEQ Permit Data System. Date range =07-01-10 - 09-30-10

Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
N-G9	NPDES Car/truck Wash Facility	\$ 400 2	\$ 200 1					\$ 600 3
N-GA	Ground Water Clean-Up (Water-NPDES GA)	\$ 1,500 3	\$ 500 1					\$ 2,000 4
N-GB	Laundromat (Water-NPDES GB)							\$ - 0
N-GC	Sand and Gravel (Water-NPDES GC)	\$ 600 3	\$ 200 1					\$ 800 4
N-GE	Cooling Towers; Tower & Boiler Blowdown (Water-NPDES GE)	\$ 400 2	200 1					\$ 600 3
N-J	NPDES Major Non-municipal,	\$ 60,000 4			\$ 5,000 1			\$ 65,000 5
N-K	NPDES Major Non-municipal, MRAT 80-100							\$ - 0
N-L	NPDES Discretionary Major							\$ - 0
LC	Late Charge(Water-NPDES LC)	\$ 529 11						\$ 529 11
LS	Late Charge (Storm Water)	\$ 1,100 54						\$ 1,100 54
N-M	NPDES Major Municipal	\$ 229,831 27						\$ 229,831 27

EQ REVENUE FROM AIR, WATER & SOLID WASTE PERMIT FEES

Figures generated from ADEQ Permit Data System. Date range =07-01-10 - 09-30-10

Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
NO-EX	No-Exposure Certification (Water-NPDES	\$ 8,800 44	\$ 2,600 13					\$ 11,400 57
N-O	NPDES Minor Aquatic Animal Prod	\$ 2,500 1						\$ 2,500 1

EQ REVENUE FROM AIR, WATER & SOLID WASTE PERMIT FEES

Figures generated from ADEQ Permit Data System. Date range =07-01-10 - 09-30-10

Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
N-P	NPDES Minor Variable Discharge	\$ 4,800 16	\$ 300 1					\$ 5,100 17
N-Q	NPDES Construction Permit		\$ 11,800 29					\$ 11,800 29
N-R1	NPDES Stormwater Manufacturing	\$ 48,800 244	\$ 10,800 54					\$ 59,600 298
N-R2	NPDES Stormwater Construction	\$ 34,917 175	\$ 16,600 83					\$ 51,517 258
R4	NPDES Stormwater: MSF Phase II	\$ 1,800 9						\$ 1,800 9
Z	Interim Authority							0 0 0
		660,288 798	53,880 226	0 0	7,000 2	0 0	0 0	721,168 1,026
ST	Short-Term Authorization							\$ - 0
S-D	Confined Animal or Small Sep	\$ 21,800 109	\$ 200 1		\$ 200 1			\$ 22,200 111
S-E	State Permits Branch Commercial or	\$ 30,500 61	\$ 1,750 4					\$ 32,250 65
S-F	Industrial Sludge App	\$ 1,000 2						\$ 1,000 2
S-G1	State Permits Branch Confined							\$ - 0
S-H	Salt Water Disposal (SPB H)	\$ 29,000 116	\$ 1,000 4		\$ 1,500 6			\$ 31,500 126

EQ REVENUE FROM AIR, WATER & SOLID WASTE PERMIT FEES

Figures generated from ADEQ Permit Data System. Date range =07-01-10 - 09-30-10

Fee Code	Description	Annual	Initial	Interim Authority	Modification	Unknown	Short-Term Authority	Total
GLA	Oil & Gas Land Application		3,000 6					\$ 3,000 6
GP	Oil & Gas Pits		49,200 164		250 1			\$ 49,450 165
S-I	POTW Non-NPDES Land App	\$ 1,000 2						\$ 1,000 2
LC	Late Charge(Water-SPB LC)	\$ 365 14						\$ 365 14
Z	Interim Authority (Water-SPB Z)							\$ - 0
ST	Short-Term Authorization (Water-SPB ST)						\$ 21,800 109	\$ 21,800 109
		\$ 83,665 \$ 304	\$ 55,150 \$ 179	\$ - \$ -	\$ 1,950 \$ 8		\$ 21,800 \$ 109	\$ 162,565 \$ 600
U-1	State Permits Branch UIC - Class I							\$ - 0
Z	Interim Authority							\$ - 0
		\$ - 0	\$ - 0	\$ - 0	\$ - 0		\$ - 0	\$ - 0
		\$ 1,720,412 1404	\$ 116,281 414	\$ - 0	\$ 43,174 50	\$ - 0	\$ 21,800 109	\$ 1,901,667 1977

ADEQ REVENUE FROM PERMIT FEES AND LICENSES

All figures generated 10/06/10, based on active invoices. Date range = 07/01/10 - 09/30/10

Invoice Identifier	Fee Code	Description	Fund	Collections
RST - Tank Installer Licenses	RST	Tank installer licenses	SRS0000	10,150.00
TKS - Storage Tank Fees	TKS	Storage Tank Fees		85,140.00
UST - Exam Fees	UST	Underground Storage Tank Exam Fees		175.00
ASB - Asbestos Licenses	ASB	Asbestos Licenses	SAC0000	23,040.00
LED - Individual Licenses - Lead	LED	Individual Licenses	MPL0000	1,570.00
CCL - Contractors Licenses - Lead	CCL	Contractors Licenses	MPL0000	
			SAC0000	56,941.69
HWD - HW Permits	HWD	Hazardous Waste Permits	SHW0000	353,801.70
TRF - Transfer Facilities	TRF	Transfer Facilities		
HWL- HW Licenses	HWL	HW Licenses		
SFF - Superfund	HWD	Superfund permit fees	THS0000	72,427.50
			MEE0000	8,047.50
LAB - Lab Certification Fees	LAB	Lab Certification Fees	HMA0100	21,340.00
MPS - Mining Fees	MPS	Non-coal mining permit Fees	HMA0100	4,666.00
		Coal Mining Permit Fees	MAF0000	600.00
		Quarry Permit Fees	TLR0000	725.00
MBL - Mining Fees	MBL	Blaster Permits	MAF0000	
DCO - Dump Control Officers	DCO	Dump Control Officer Licenses	TPE0000	145.00
SWL - Sanitary Landfill Operators	SWL	Sanitary Landfill Operator Licenses		12,870.00
TTL - Waste Tire Licenses	TTL	Waste Tire Licenses		800.00
TPF - Waste Tire Facilities	TPF	Waste Tire Facilities		25.00
MER - Mercury Switches	MER	Mercury Switches	TWS0100	2,616.00
SWF - Municipal Landfills	SWF	Municipal Landfill Fees	TWS0100	314,592.49
			TWS0200	1,721,107.29
			TLP0100	

ILF - Industrial Landfills	ILF	Industrial Landfill Fees	TWS0100	3,941.80
			TWS0200	11,618.00
			SMB0000	5,186.62
WWL - Wastewater Licenses	WWL	Waste Water Operator Licenses	MWW0000	6,168.00
Total				2,717,694.59