



ARKANSAS
Department of Environmental Quality

October 14, 2014

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

Dear Sen. Sample & Rep. Edwards:

As required in Act 1202 of 2013, Section 38(a)-(e), the Arkansas Department of Environmental Quality presents the following information:

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

The information provided by each division covers the period July 1, 2014 through September 30, 2014. If you have any questions, please contact me at (501) 682-0959.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Ryan Benefield", is written over a horizontal line.

J. Ryan Benefield, P.E.
Interim Director

Enclosure

AIR DIVISION

As of:	10/1/2014				
State Fiscal Quarter	1st qtr. FY 2015				
Air Permits/Category					
Major Title V	198				
Minor	1048				
Permits Pending-By Category/Facility					
TITLE V					
CSN	DATE APP	FACILITY	Days	Reason Code	
1600002	3/10/2008	Acme Brick - Wheeler Plant	2396	3	
3500017	4/22/2008	Graphic Flexible Packaging, LLC	2353	7	
7000037	9/10/2008	Great Lakes Chemical Corporation - South Plant	2212	5	
7000037	2/27/2009	Great Lakes Chemical Corporation - South Plant	2042	5	
5500017	4/2/2009	Bean Lumber Company, Inc.	2008	8	
7000037	7/13/2009	Great Lakes Chemical Corporation - South Plant	1906	5	
7000037	8/7/2009	Great Lakes Chemical Corporation - South Plant	1881	5	
4700202	10/6/2009	Nucor-Yamato Steel Company	1821	3	
5500017	11/3/2009	Bean Lumber Company	1793	8	
0400213	3/31/2010	Preformed Line Products Company	1645	9	
7000037	4/2/2010	Great Lakes Chemical Corporation - South Plant	1643	5	
7000012	5/3/2010	Great Lakes Chemical Corporation - Central Plant	1612	5	
7000012	7/8/2010	Great Lakes Chemical Corporation - Central Plant	1546	5	
7000012	7/16/2010	Great Lakes Chemical Corporation - Central Plant	1538	5	
4700202	7/28/2010	Nucor-Yamato Steel Company (Limited Partnership)	1526	3	
4700202	8/31/2010	Nucor-Yamato Steel Company	1492	3	
7000037	11/12/2010	Great Lakes Chemical Corporation - South Plant	1419	5	
4700202	1/5/2011	Nucor-Yamato Steel Company (Limited Partnership)	1365	3	
7000012	1/28/2011	Great Lakes Chemical Corporation - Central Plant	1342	5	
4700202	2/25/2011	Nucor-Yamato Steel Company (Limited Partnership)	1314	3	
7000012	4/25/2011	Great Lakes Chemical Corporation - Central Plant	1255	5	
7000012	5/10/2011	Great Lakes Chemical Corporation - Central Plant	1240	5	
7000016	5/27/2011	Lion Oil Company	1223	3	
7000012	7/11/2011	Great Lakes Chemical Corporation - Central Plant	1178	5	
0700035	8/1/2011	Aerojet - General Corporation	1157	2	
0700035	8/18/2011	Aerojet - General Corporation	1140	2	
6000003	9/30/2011	3M Industrial Mineral Products Division	1097	3	
0200028	10/18/2011	Georgia Pacific Chemicals LLC	1079	2	
7000012	10/28/2011	Great Lakes Chemical Corporation - Central Plant	1069	5	
0200028	11/15/2011	Georgia Pacific Chemicals LLC	1051	2	
4700202	11/23/2011	Nucor-Yamato Steel Company (Limited Partnership)	1043	3	
7000016	12/14/2011	Lion Oil Company	1022	3	
0200028	12/19/2011	Georgia Pacific Chemicals LLC	1017	2	
6001071	12/20/2011	City of Little Rock - Solid Waste Facility	1016	5	
7000012	3/6/2012	Great Lakes Chemical Corporation - Central Plant	939	5	

6000438	3/8/2012	Waste Management of Arkansas, Inc. (Two Pine Landfill)	937	7
3500016	3/12/2012	Evergreen Packaging, Inc.	933	2
0700035	3/16/2012	Aerojet - General Corporation	929	2
7000016	4/5/2012	Lion Oil Company	909	3
5400120	5/2/2012	Enable Gas Transmission, LLC (Helena Compressor Station)	882	8
0700035	5/21/2012	Aerojet - General Corporation	863	2
4700202	5/25/2012	Nucor-Yamato Steel Company (Limited Partnership)	859	3
4700202	6/13/2012	Nucor-Yamato Steel Company (Limited Partnership)	840	3
6000003	7/3/2012	3M Company (3M Industrial Mineral Products Division)	820	3
3500016	7/9/2012	Evergreen Packaging, Inc. (Pine Bluff Mill)	814	2
0200028	8/6/2012	Georgia-Pacific Chemicals LLC	786	2
0100008	8/10/2012	Riceland Foods, Inc. (Soy Division)	782	8
3500016	8/16/2012	Evergreen Packaging, Inc. (Pine Bluff Mill)	776	2
4700202	8/24/2012	Nucor-Yamato Steel Company (Limited Partnership)	768	3
4700115	9/12/2012	Viskase Companies, Inc.	749	5
0700035	9/19/2012	Aerojet - General Corporation	742	2
7000012	9/19/2012	Great Lakes Chemical Corporation (Central Plant)	742	5
7000016	10/26/2012	Lion Oil Company	705	3
3600004	11/13/2012	Acme Brick Company (Clarksville Eureka Brick Plant)	687	2
3900023	11/26/2012	U.S. Army Corps of Engineers - W.G. Huxtable Pumping Plant	674	3
6600219	1/9/2013	Saint-Gobain Ceramics & Plastics, Inc.	630	7
3500016	1/23/2013	Evergreen Packaging, Inc. (Pine Bluff Mill)	616	2
3500016	1/25/2013	Evergreen Packaging, Inc. (Pine Bluff Mill)	614	2
4700202	2/19/2013	Nucor-Yamato Steel Company (Limited Partnership)	589	3
7000012	3/6/2013	Great Lakes Chemical Corporation (Central Plant)	574	5
4700202	4/5/2013	Nucor-Yamato Steel Company (Limited Partnership)	544	3
3000008	4/9/2013	Acme Brick (Perla Plant)	540	2
7000016	4/17/2013	Lion Oil Company	532	3
7000016	4/18/2013	Lion Oil Company	531	3
6000689	4/24/2013	Arkansas Children's Hospital	525	2
6000689	4/24/2013	Arkansas Children's Hospital	525	2
7000473	4/29/2013	Anthony Forest Products Company	520	2
2900506	5/3/2013	American Electric Power Services Corporation (John W. Turk Jr. Power Plant)	516	9
1500001	5/10/2013	Green Bay Packaging Inc. (Arkansas Kraft Division)	509	6
3500016	5/22/2013	Evergreen Packaging, Inc. (Pine Bluff Mill)	497	2
3500016	6/3/2013	Evergreen Packaging, Inc. (Pine Bluff Mill)	485	2
7200144	6/7/2013	Waste Management of Arkansas, Inc. - Eco-Vista, LLC	481	5
6000003	6/20/2013	3M Company (3M Industrial Mineral Products Division)	468	3
7000012	6/27/2013	Great Lakes Chemical Corporation (Central Plant)	461	5
3500110	6/28/2013	Entergy Arkansas, Inc. (White Bluff Plant)	460	8
3200042	6/28/2013	Entergy Arkansas, Inc. (Independence Plant)	460	7
0100008	7/24/2013	Riceland Foods, Inc. (Soy Division)	434	8
7500046	7/29/2013	Waste Management of Arkansas (Ozark Ridge Landfill)	429	7
4500008	7/31/2013	Fishing Holdings, LLC (Wood Manufacturing Company, Inc.)	427	5
7000013	8/12/2013	West Fraser, Inc. (Huttig Mill)	415	6
2400094	8/15/2013	Source Gas of Arkansas (Sells Compressor Station)	412	7
7000473	8/20/2013	Anthony Forest Products Company	407	2
4000041	8/28/2013	Enable Mississippi River Transmission, LLC (Glendale Compressor Station)	399	2
0300081	8/28/2013	Challenger, Inc. (Bass Cat Boats & Yar-Craft Boats)	399	3
2900506	9/9/2013	American Electric Power Services Corporation (John W. Turk Jr. Power Plant)	387	9
2600022	9/17/2013	Triumph Fabrications-Hot Springs, LLC	379	2
1500573	9/20/2013	DeSoto Gathering Company (SE Rainbow CPF-2)	376	5

7200144	9/25/2013	Eco-Vista, LLC	371	5
2400083	10/14/2013	Ozark Gas Transmission, LLC (Noark Compressor Station)	352	2
5000058	10/14/2013	Texas Eastern Transmission, LP (Hope Compressor Station)	352	2
0200028	10/17/2013	Georgia-Pacific Chemicals LLC	349	2
3500016	10/23/2013	Evergreen Packaging, Inc. (Pine Bluff Mill)	343	2
4700461	10/28/2013	Plum Point Services Company, LLC (Plum Point Energy Station)	338	3
2800256	11/14/2013	American Railcar Industries, Inc. (Marmaduke)	321	2
1500068	12/2/2013	Enable Gas Transmission, LLC (Round Mountain Compressor Station)	303	7
5800014	12/4/2013	West Fraser, Inc. - Russellville, A Division of West Fraser, Inc.	301	8
6600352	12/4/2013	QualServ Solutions, LLC	301	2
1400008	12/4/2013	Weyerhaeuser NR Company (Emerson Division)	301	6
1500001	12/11/2013	Green Bay Packaging Inc. (Arkansas Kraft Division)	294	6
7000012	12/16/2013	Great Lakes Chemical Corporation (Central Plant)	289	5
2900506	12/16/2013	American Electric Power Services Corporation (John W. Turk Jr. Power Plant)	289	9
6600352	12/23/2013	Qualserv Solutions, LLC	282	5
7000012	12/23/2013	Great Lakes Chemical Corporation (Central Plant)	282	5
1000005	12/26/2013	Georgia-Pacific Wood Products South, LLC (Gurdon Plywood and Lumber Complex)	279	3
3500409	1/14/2014	Pine Bluff Energy, LLC - Pine Bluff Energy Center	260	3
0200065	1/15/2014	Enable Mississippi River Transmission, LLC (Fountain Hill Compressor Station)	259	5
3400111	1/16/2014	Enable Mississippi River Transmission, LLC (Tuckerman Compressor Station)	258	7
0100228	1/16/2014	Riceland Foods, Inc. Ash Storage Site	258	7
5400120	1/16/2014	Enable Gas Transmission, LLC (Helena Compressor Station)	258	2
4300093	1/16/2014	Enable Gas Mississippi River Transmission, LLC (Carlisle Compressor Station)	258	2
1200445	1/16/2014	DeSoto Gathering Company - West Cutthroat CPF-2	258	2
7500009	1/21/2014	Deltic Timber Corporation - Ola	253	5
4700461	1/27/2014	Plum Point Services Company, LLC - Plum Point Energy Station	247	3
3500170	1/28/2014	Waste Management of Arkansas, Inc. - Jefferson County Landfill	246	9
7300123	1/28/2014	Texas Eastern Transmission, LP - Bald Knob Compressor Station	246	2
1000005	1/30/2014	Georgia-Pacific Wood Products South, LLC (Gurdon Plywood and Lumber Complex)	244	2
5800145	1/31/2014	Superior Graphite Co.	243	6
2700002	1/31/2014	West Fraser, Inc. (Leola Lumber Mill)	243	5
7000013	2/3/2014	West Fraser, Inc. (Huttig Mill)	240	6
1500593	2/5/2014	DeSoto Gathering Company, LLC (South Rainbow CPF-4)	238	5
1500590	2/5/2014	DeSoto Gathering Company, LLC (Phillips Mountain CPF-1)	238	6
7000480	2/19/2014	Del-Tin Fiber LLC	224	3
7300127	2/20/2014	Enable Mississippi River Transmission, LLC (West Point Compressor Station)	223	5
4200088	2/26/2014	Enable Gas Transmission, LLC (Dunn Compressor Station)	217	7
0100008	2/28/2014	Riceland Foods, Inc. (Soy Division)	215	8
6100076	3/4/2014	Enable Mississippi River Transmission, LLC (Biggers Compressor Station)	211	3
4600005	3/5/2014	The Cooper Tire Company	210	6
6400049	3/6/2014	West Fraser, Inc. - Mansfield, a Division of West Fraser	209	3
1500592	3/6/2014	DeSoto Gathering Company, LLC - Cove Creek CPF-3	209	6
5200035	3/10/2014	Anthony Timberlands, Inc.	205	6
5200035	3/10/2014	Anthony Timberlands, Inc.	205	6

2700008	3/10/2014	H.G. Toler & Son Lumber Company, Inc.	205	9
4700202	3/18/2014	Nucor-Yamato Steel Company	197	3
3100016	3/25/2014	Weyerhaeuser NR Company - Dierks Mill	190	5
6000090	3/26/2014	Entergy Arkansas, Inc. Mabelvale Plant	189	5
1500001	4/8/2014	Green Bay Packaging Inc. (Arkansas Kraft Division)	176	6
6000923	4/11/2014	Jason International, Inc.	173	5
0700212	4/14/2014	Georgia-Pacific Wood Products, LLC (Fordyce OSB)	170	9
0700033	4/21/2014	Armtec Countermeasures - Easterline Armtec Countermeasures	163	6
6600294	4/23/2014	Owens Corning Composite Materials, LLC	161	5
7200205	4/23/2014	Kawneer Company, Inc.	161	3
0100008	5/2/2014	Riceland Foods, Inc. (Soy Division)	152	8
6000065	5/6/2014	AFCO Steel, LLC	148	2
7100315	5/6/2014	DeSoto Gathering Company, LLC - Gravel Hill CPF-2	148	2
7000012	5/8/2014	Great Lakes Chemical Corporation (Central Plant)	146	5
0700035	5/15/2014	Aerojet Rocketdyne, Inc.	139	2
7000012	5/19/2014	Great Lakes Chemical Corporation (Central Plant)	135	5
6000440	5/23/2014	J P Energy ATT, LLC - North Little Rock Terminal	131	6
3100010	5/23/2014	CertainTeed Gypsum Manufacturing, Inc.	131	6
3500016	5/30/2014	Evergreen Packaging, Inc.	124	2
4700233	6/2/2014	Nucor Corporation (Nucor Steel, Arkansas)	121	3
4700233	6/2/2014	Nucor Corporation (Nucor Steel, Arkansas)	121	3
6101017	6/4/2014	Peco Foods, Inc.	119	5
7000012	6/6/2014	Great Lakes Chemical Corporation (Central Plant)	117	5
0200013	6/10/2014	Georgia Pacific, LLC (Crossett Paper Operations)	113	2
5800014	6/12/2014	West Fraser, Inc.	111	8
7000013	6/13/2014	West Fraser, Inc. (Huttig Mill)	110	9
7200270	6/17/2014	Superior Industries International Arkansas, LLC	106	9
4500008	6/23/2014	Fishing Holdings, LLC	100	5
1000005	6/27/2014	Georgia-Pacific Wood Products South LLC (Gurdon Plywood and Lumber Complex)	96	3
3500213	6/30/2014	Berenfield Containers (SW) Ltd.	93	2
3000030	7/3/2014	Reynolds Consumer Products, LLC	90	9
7200048	7/7/2014	Ball Metal Food Container Corporation	86	2
4100370	7/7/2014	Specialty Minerals, Inc.	86	3
0400100	7/9/2014	Glad Manufacturing Company	84	8
2200007	7/10/2014	Price Lumber Company	83	5
7000098	7/10/2014	Clean Harbors El Dorado, LLC	83	6
7000101	7/11/2014	Great Lakes Chemical Corporation (West Plant)	82	2
4700233	7/11/2014	Nucor Corporation (Nucor Steel, Arkansas)	82	3
2900090	7/11/2014	New Millennium Building Systems, LLC	82	6
3900023	7/15/2014	U. S. Army Corps of Engineers - W.G. Huxtable Pumping Plant	78	9
1000070	7/15/2014	Anthony Timberlands, Inc.	78	2
1600101	7/16/2014	Riceland Foods, Inc. - Jonesboro Rice Division	77	2
3000337	7/17/2014	Arkansas Electric Cooperative Corporation - Magnet Cove Generating Station	76	5
4300565	7/21/2014	England Oil Field Services, Inc.	72	5
7200270	8/1/2014	Superior Industries International Arkansas, LLC	61	9
4700493	8/4/2014	Skyline Steel, LLC	58	6
0200028	8/8/2014	Georgia-Pacific Chemicals LLC	54	2
3500116	8/13/2014	U.S. Army, Pine Bluff Arsenal	49	5
5200035	8/14/2014	Anthony Timberlands, Inc.	48	6
4100001	8/15/2014	Ash Grove Cement Company	47	9

MINOR					
CSN	DATE APP	FACILITY	Days	Reason Code	
4200238	7/30/2012	Enable Mistream Partners, LP (Brownsville Compressor Station)	793	5	
5800002	3/4/2013	Entergy Arkansas Inc. (Entergy-Arkansas Nuclear One)	576	7	
6600675	5/6/2013	Military Department of Arkansas-Fort Chaffee Maneuver Training Center	513	3	
8800605	5/6/2013	White River Materials, Inc.	513	5	
6600081	5/13/2013	Acme Brick Company (Ft Smith Plant)	506	5	
1800077	5/15/2013	Newberry Tanks & Equipment, LLC	504	7	
5400429	5/22/2013	United Initiators SPI, Inc.	497	2	
2300004	7/8/2013	IC Bus, LLC	450	7	
3100023	8/7/2013	Husqvarna Forestry Products N.A., Inc.	420	2	
1800230	8/9/2013	Stateside Steel & Wire, LLC	418	6	
6200118	8/23/2013	Federal Bureau of Prisons - Federal Correctional Complex	404	7	
6300164	10/16/2013	Alumina Ceramics, Inc. d/b/a CoorsTek	350	3	
1500642	10/18/2013	Fayetteville Gathering Company (Hattiesville Compressor Station)	348	2	
0400255	10/30/2013	Superior Industries International Arkansas, LLC	336	9	
1400209	11/6/2013	Hixson Lumber Sales, Inc.	329	5	
7300020	11/7/2013	Matthews International Corporation	328	2	
1300257	11/22/2013	Treated Materials Co., Inc.	313	5	
4300025	11/25/2013	Riviana Foods, Inc.	310	5	
5200019	12/16/2013	Rogers Lumber Company, Inc.	289	5	
5200019	12/23/2013	Rogers Lumber Company, Inc.	282	5	
4300025	12/23/2013	Riviana Foods, Inc.	282	5	
1600104	12/26/2013	Busch Agricultural Resources, LLC.	279	2	
5800098	12/30/2013	Stella-Jones Corporation	275	2	
6600017	1/17/2014	Rheem Manufacturing Company	257	2	
3100123	1/21/2014	Tyson Foods, Inc. Nashville	253	5	
0400214	1/22/2014	Tyson Poultry, Inc. - Chick N Quik	252	5	
3200021	2/12/2014	ConAgra Foods Packaged Foods, LLC (ConAgra Frozen Foods)	231	2	
2900505	2/12/2014	AmeriTies South, LLC	231	5	
6000409	2/14/2014	Little Rock Wastewater Adams Field Waste Water Treatment Plant	229	5	
1800081	2/14/2014	BASF Corporation	229	2	
5700001	2/18/2014	Nidec Motor Corporation	225	5	
8800716	2/24/2014	Bradley Contracting, Inc.	219	6	
2300093	3/11/2014	Kimberly-Clark Corporation	204	2	
0700022	3/11/2014	Lockheed Martin Corporation (Lockheed Martin Missiles & Fire Control)	204	6	
6600050	3/20/2014	Trane U.S. Inc.	195	2	
0500080	3/21/2014	Pace Industries, Inc. (Harrison Division)	194	6	
3100057	3/21/2014	Jan-Eze Plating Corporation	194	5	
7300020	3/31/2014	Matthews International Corporation	184	2	
3200021	4/1/2014	ConAgra Foods Packaged Foods, LLC (ConAgra Frozen Foods)	183	2	
2300093	4/7/2014	Kimberly Clark Corporation	177	2	
2300093	4/7/2014	Kimberly-Clark Corporation	177	2	
1800013	4/25/2014	Warren Unilube, Inc.	159	5	
4300024	4/25/2014	Remington Arms Company, LLC.	159	6	
6600050	4/30/2014	Trane U.S. Inc.	154	2	
6400001	5/2/2014	Tyson Foods, Inc.	152	6	
5400009	5/12/2014	Helena Industries, Inc.	142	2	
6000744	5/14/2014	Custom Blenders Arkansas, LLC	140	3	
8801313	5/14/2014	Rogers Group, Inc. - Beryl Asphalt	140	5	
1000076	5/19/2014	Antoine Hardwoods, Inc.	135	9	

2900004	5/21/2014	Klipsch Group, Inc.	133	3
7200440	5/22/2014	Tyson Poultry, Inc. (Johnson Road Feed Mill)	132	6
4400077	5/30/2014	Sunset Pet Crematory	124	5
6600507	6/2/2014	Hickory Springs Manufacturing Company - HSM	121	6
0300021	6/2/2014	Eaton Aeroquip, LLC - Hydraulics Fluid Conveyance	121	2
6000578	6/6/2014	L'Oreal USA Products, Inc.	117	5
7200026	6/10/2014	University of Arkansas, Fayetteville Campus	113	5
7200026	6/10/2014	University of Arkansas, Fayetteville Campus	113	5
0400214	6/11/2014	Tyson Foods, Inc. Chick-N-Quick	112	5
1601029	6/13/2014	Trinity Rail Maintenance Services, Inc. Jonesboro Facility	110	3
8801366	6/13/2014	BLK Quarries, Inc.	110	9
4400229	6/18/2014	Fuel-From-Waste, 2 LLC (C/O EIP Water, LLC)	105	3
0300446	7/2/2014	Legend Marine Management, LLC	91	6
2300592	7/2/2014	Interstate Group, LLC	91	6
0800002	7/3/2014	Tyson Poultry, Inc. - Berryville Processing	90	9
6000004	7/8/2014	Porocel Industries, LLC	85	5
8800823	7/8/2014	Delta Asphalt of Arkansas, Inc.	85	5
4700194	7/14/2014	Evonik Cyro, LLC	79	5
6000915	7/21/2014	Kimberly-Clark Corporation	72	6
6000853	7/22/2014	Tarco, Inc.	71	6
6600054	7/24/2014	Gerber Products Company	69	2
7300089	7/25/2014	Eaton Hydraulics LLC	68	6
2900125	7/28/2014	Momentive Specialty Chemicals Inc.	65	9
2900125	7/28/2014	Momentive Specialty Chemicals Inc.	65	9
6600507	8/4/2014	Hickory Springs Manufacturing Company - HSM	58	7
3000009	8/4/2014	Halliburton Energy Services, Inc.	58	2
3000009	8/4/2014	Halliburton Energy Services, Inc.	58	2
7000004	8/5/2014	Watson Sawmill, Inc.	57	2
2100005	8/8/2014	Riceland Foods, Inc. - McGehee	54	5
6600224	8/13/2014	Magellan Pipeline Company, L.P. - Ft. Smith Terminal	49	5
	1	Conducting Administrative Completeness Review		
	2	Reviewing Technical Information		
	3	Awaiting Information from Applicant		
	4	Modification Class Change		
	5	Drafting Draft Permit Decision		
	6	Awaiting Close of Public Comment Period		
	7	Drafting Response to Comments		
	8	Novel Legal Issues		

As of:	9/26/2014
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State Fiscal Quarter	First
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Hazardous Waste Management Permits

Post-Closure:	5
Hazardous Waste Management:	12

a

Applications Pending	7
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Type/Name	Permit No.	Days Pending	Reason Code
Class 3 Permit Modification/Clean Harbors/Tank Vents to SCC	10H-RN1	63	3 and 5
Permit Renewal/Austin Powder Company	31H	233	3 and 5
Class 1 Permit Modification/Lion Oil/Modify Groundwater Monitoring Plan	14H-RN1	108	2 and 5
Class 2 Permit Modification/Rineco/Modify Groundwater Monitoring Plan	28H-RN1	126	5
Class 1 Permit Modification/Sentinel/Modify Groundwater Monitoring Plan	12H-RN1	122	5
Class 1 Permit Modification/Lockheed/Contingency Plan Update	27H-RN1	3	1 and 2
Class 1 Permit Modification/Sporting Goods/Update GW Sampling Plan	20H-RN1	3	1 and 2
	1	Conducting Administrative Completeness Review	
	2	Reviewing Technical Information	
	3	Awaiting Information from Applicant	
	4	Modification Class Change	
	5	Drafting Draft Permit Decision or Mod. Approval	
	6	Awaiting Close of Public Comment Period	
	7	Drafting Response to Comments	
	8	Novel Legal Issues	
	9	Other:	

C

MINING DIVISION

As of: 9/30/2014

State Fiscal Quarter 1st FY15

Mining Division Permits/Category

Coal Mining		Open-Cut Mining	
Active	5	Sand and Gravel	145
Exploratory		Clay	33
		Shale	19
		In-Stream	2
		Soil	37
		Other	11
Coal Total	5	Open-Cut Total	245
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
Cossatot Rock	335	5
Big Oak Sand and Gravel	237	4
Tommy Mitchell, Contractor	214	3
Big River Materials	209	5
Hartsell Farms and Excavating	144	3
Spring Creek Materials	141	3
Carroll County Road Department	68	3
Clear Creek Ventures	56	2

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:	9/30/2014
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State Fiscal Quarter	1
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Solid Waste Management Permits/Category

Class 1 Landfills	32
Class 3 Landfills	28
Class 4 Landfills	36
Compost Facilities	19
CDMRF	0
Tire Processing Facilities	9
Transfer Station/WRFs	93

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Permits Pending-By Category/Facility

Class 1 Landfill Apps/Mods		Days Pending	Reason Code
Mississippi Co. Class 1 Major Mod		1247	3
WCA Union Co. Class 1 Major Mod		970	3
IESI Cherokee Class 1 Minor Mod		83	2

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Class 3 Landfill Apps/Mods		Days Pending	Reason Code
Domtar Paper Sludge 3N - Minor Mod		27	1
Entergy Independence Major Mod		2861	3
Entergy White Bluff Major Mod		1964	3
Flint Creek 3N Major Mod		1258	3
White River RSWMD 3T		1300	3

Class 4 Landfill Apps/Mods		Days Pending	Reason Code
Pulaski Co Class 4 Major Mod		354	3
Cannon Class 4 Major Mod		154	1

Compost Facility Apps/Mods		Days Pending	Reason Code
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C&DRF Apps/Mods		Days Pending	Reason Code
Delta Recycling Service		57	1
Tire Processing Facility Apps/Mods		Days Pending	Reason Code
Kool Metal Recycling Tire Processor		659	5
Transfer Station Apps/Mods		Days Pending	Reason Code
WRF Apps/Mods		Days Pending	Reason Code
Jefferson Co. SWRF		1169	5
Jefferson Co. SWRF #2		216	3

Reason Codes:

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

As of:	9/30/2014
State Fiscal Quarter	1

Active No-Discharge Permits

Agriculture	259
Industrial	739
Salt Water Disposal	503
Municipal	55
Domestic	7
Underground Injection Control (UIC)	6
Total	1569

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Permits Pending Greater than 45 Days

Facility	Permit Number	Days Pending	Reason Code	Additional Information
FutureFuel Chemical Company	5082-W	1616	9	This permit is being re-drafted and will undergo a second 30-day public notice. Additional information was received after the first 30-day public notice that made revisions to the draft necessary. As the revisions were substantial changes, the permit must be public noticed prior to final permit issuance.
Sager Creek Vegetable Company - Country Plant	4438-WR-5	728	9	This permit is being re-drafted and will undergo a second 30-day public notice. Additional information was received after the first 30-day public notice that made revisions to the draft necessary. As the revisions were substantial changes, the permit must be public noticed prior to final permit issuance.
Nucor-Yamato Steel Company	5007-WR-2	698	4	The facility installed groundwater monitoring wells at the site, which required submittal and approval of a groundwater monitoring plan. That plan was received April 22, 2014 with additional information received August 6, 2014. The plan was approved August 14, 2014. This permit is being re-drafted and will undergo a second 30-day public notice. Additional information was received after the first 30-day public notice that made revisions to the draft necessary. As the revisions were substantial changes, the permit must be public noticed prior to final permit issuance.
Gerdau MacSteel	4422-WR-4	698	4	Revisions were required to the Waste Management Plan, which were received March 19, 2014. Additional information was also received April 22, 2014. Previously on hold due to 40 CFR 257 issues. Off hold July 24, 2014.
University of Arkansas Winthrop Rockefeller Institute	4897-WR-1	694	6	Public notice period ended September 26, 2014, waiting on proof of publication and payment for 30-day public notice. Previously on hold due to 40 CFR 257 issues. Off hold July 24, 2014.
Mountain-Aire Sanitation, Inc.	4679-WR-3	693	4	Previously on hold due to 40 CFR 257 issues. Off hold July 24, 2014. Last revised draft routed September 18, 2014.
Southland Septic Service, Inc.	4471-WR-3	641	4	Previously on hold due to 40 CFR 257 issues. Off hold July 24, 2014. Last revised draft routed September 18, 2014.
American Composting, Inc.	5150-WR-1	567	9	This permit is being re-drafted and will undergo a second 30-day public notice. Additional information was received after the first 30-day public notice that made revisions to the draft necessary. As the revisions were substantial changes, the permit must be public noticed prior to final permit issuance.
Fayetteville Land Application Site	4748-WR-3	468	9	Application on hold; Land application of effluent from NPDES-permitted wastewater treatment facility is now within Arkansas Department of Health's jurisdiction. The land application of water treatment residuals will be covered by the No-Discharge Section general permit 0000-WG-WR. This application is on hold until the facility submits an application for the general permit.

C

Permits Pending Greater than 45 Days

Facility	Permit Number	Days Pending	Reason Code	Additional Information
Hummingbird Estate	5204-W	446	4	Previously on hold due to non-compliance with financial assurance requirements. The Water Division Enforcement Branch is now working with the facility to obtain compliance with the financial assurance requirements. The permit is being drafted and will be public noticed before final issuance.
Clarksville Light & Water	5205-W	426	4	Financial assurance requirements must be met prior to final issuance.
Sloan Estates	4837-WR-2	398	7	Previously on hold due to 40 CFR 257 non-compliance issues. Off hold June 18, 2014.
Arkansas Resources Management	5040-WR-4	383	4	Final permit on hold; Financial assurance issues are being handled by ADEQ Legal Division. Financial assurance requirements must be met prior to final issuance.
Former Highland Park Industrial Landfill	5209-W	382	9	Permittee requested to put application on hold as of July 10, 2014. The permittee will be submitting modifications to the system to include types of waste previously not permitted at this facility. Previously on hold due to 40 CFR 257 issues.
ConAgra Foods, Inc.	2018-WR-9	363	4	Application on hold; Land application requirements will be re-incorporated into this facility's NPDES permit, AR0034363.
GEO Specialty Chemicals, Inc.	5161-WR-1	356	7	Previously on hold due to 40 CFR 257 non-compliance issues. Off hold July 25, 2014. Last revised draft routed 9/19/2014
Terra Renewal Services, Inc.	4672-WR-5	343	4	Comments received on 30 day public notice, final permit and response to comments being revised.
Beadles Enterprises, Inc.	4805-WR-2	329	4	Last revised draft routed 9/24/2014
Riviana Foods at Carlisle	3954-WR-5	320	4	Previously on hold due to 40 CFR 257 non-compliance issues. Off hold July 25, 2014. Last revised draft routed 8/13/2014
Arkansas Kraft Division	5201-WR-1	299	2	Previously on hold due to 40 CFR 257 non-compliance issues. Off hold July 25, 2014. Last revised draft routed 8/13/2014
Prairie County Land Farms, LLC	5017-WR-4	287	4	Previously on hold due to 40 CFR 257 non-compliance issues. Off hold July 25, 2014. Last revised draft routed 8/13/2014
Pet Solutions, LLC	5213-W	284	4	Previously on hold due to 40 CFR 257 non-compliance issues. Off hold July 25, 2014. Last revised draft routed 8/15/2014
Terra Renewal - Jackson County	5033-WR-1	274	4	Previously on hold due to 40 CFR 257 non-compliance issues. Off hold July 25, 2014. Last revised draft routed 9/11/2014
Crittenden County	5214-W	270	4	Previously on hold due to 40 CFR 257 non-compliance issues. Off hold July 25, 2014. Last revised draft routed 9/3/2014
City of Leslie WWTP	5215-W	270	7	Final permit being prepared; 30 day public notice ended 9/29/2014
Nebo Residuals - Jackson County	5216-W	209	4	Previously on hold due to 40 CFR 257 non-compliance issues. Off hold July 25, 2014. Last revised draft routed 9/25/2014
Elm Springs Treatment Works	4791-WR-3	209	4	Last revised draft routed 6/17/2014
Nebo Residuals - Independence County	5217-W	207	4	Previously on hold due to 40 CFR 257 non-compliance issues. Off hold July 25, 2014. Last revised draft routed 9/25/2014
Benton Utilities - Wastewater Treatment Plant	4359-WR-3	183	5	Previously on hold for potential switch of land application requirements to NPDES permit. 30 day public notice period began 9/14/2014 and will end 10/14/2014.
City of Ozark Wastewater Treatment Plant	4786-WR-4	138	4	Last revised draft routed 10/1/2014
Land Farmers, Inc.	5221-W	131	5	Last revised draft routed 10/1/2014
3M College Station	4584-WR-3	123	2	30 day public notice period will begin 10/8/2014 and will end 11/7/2014.
Farm 1	2865-WR-4	119	1	Requested additional information regarding the storage structure from the permittee.
City of Bethel Heights Treatment Facility	4725-WR-5	119	4	Engineer currently reviewing file and drafting permit
Marsolf Meat Processing	5223-W	97	7	Last revised draft routed 10/1/2014
Terra Renewal West, LLC	4800-WR-3	95	4	Final permit routed for signature 9/29/2014
Hot Springs Village Property Owners Association	5224-W	81	1	Last revised draft routed 10/1/2014
				Engineer currently reviewing file and drafting permit

Permits Pending Greater than 45 Days

Facility	Permit Number	Days Pending	Reason Code	Additional Information
Burt's Livestock Land Application Facility	5133-WR-3	71	4	Public hearing requested during 10 day application public notice period. The date of this public hearing is to be determined, but will be held during/at the end of the 30 day draft public notice period.
Villages of Cross Creek	4811-WR-4	69	1	Input was needed from Legal Division regarding permittee name and financial assurance requirements.
ADC North Central Unit Calico Rock	5124-WR-1	69	1	Engineer currently reviewing file and drafting permit
Alexa Springs Water Bottling Facility	4865-WR-2	68	1	Engineer currently reviewing file and drafting permit
Value Stream Environmental Service LLC	4788-WR-2	60	1	Engineer currently reviewing file and drafting permit
Rover Oaks Grooming/Mountain Creek Kennels, LLC	5225-W	53	2	Application administratively incomplete; waiting on corrected application from permittee.
Arkansas Department of Correction East AR Regional Unit	5226-W	49	1	Engineer currently reviewing file and drafting permit
Upper Southwest Arkansas Regional Solid Waste Management District Class 1 Landfill	5227-W	49	1	Land application of landfill leachate onto intermediate cover, which directly conflicts with general permit coverage under ARG160000 that the facility has obtained. Meeting with permittee to discuss options for permitting this site.

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:	10/1/2014
State Fiscal Quarter	1

NPDES Permits/Category

Individual Permits	
Municipal	365
Industrial	422
Stormwater Permits	
Construction	987
Industrial	1881
Small Municipal Separate Storm Sewer System (MS4)	57
Individual	1
General Permits	
Landfill	35
Non-Contact Cooling Water	10
Aggregate Facilities	47
Individual Treatment	138
Concentrated Animal Feeding Operations	1
Water Treatment	126
Hydrostatic Testing	32
Car Wash	13
Ground Water	6
Pesticide	69
Total	4190

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10/3/2014

C

Permits Pending- By Category/Facility

Q1 SFY 2015

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0000752		El Dorado Chemical Company	2,829	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0035386		FutureFuel Chemical Company	2,310	8	This permit is currently on HOLD awaiting the issuance of a new land application permit. The permits need to be issued at the same time to avoid a lapse in permit coverage.
AR0001171		Great Lakes Chemical Corporation - Central Plant	2,274	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit will remain on HOLD until further notice.
AR0022063		Springdale Water and Sewer Commission	2,199	8	This permit is currently on HOLD . The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0000647	Lion Oil Company	El Dorado Refinery	2,073	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0050288	City of Fayetteville	West Side Wastewater Treatment Facility	1,573	8	This permit is currently on HOLD . The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0043397		City of Rogers	1,556	8	This permit is currently on HOLD . The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0000582	Alcoa Inc.	Arkansas Remediation	1,269	8	This permit is currently on HOLD for 2 reasons. First, the Department is awaiting the EPA approval of the Environmental Improvement Project the facility completed for Selenium. Secondly, this permit must implement applicable mineral water quality standards which are currently being revised. This permit will remain on HOLD until further notice.
AR0022250		City of Dermott - South Pond	1,162	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0049425	Associated Electric Cooperative, Inc.	Dell Power Plant	1,104	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0002968	Domtar A.W. LLC	Ashdown Mill	1,058	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0022373		West Fork Wastewater Treatment Plant	965	8	This permit is currently on HOLD with no plans for issuance. This facility is in the process of routing the City's wastewater to the City of Fayetteville for treatment. Once this connection is completed, this permit will be terminated.
AR0034321		City of Harrison	910	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0048356	Tyson Foods, Inc.	River Valley Animal Foods	904	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0020273		City of Siloam Springs	894	8	This permit is currently on HOLD . The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.

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Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0043117		Nucor-Yamato Steel Company (Limited Partnership)	846	7	<p>Facility submitted comments on draft permit 2/4/2014. Engineer prepared responses and final permit and routed on 3/19/2014. After internal review it was decided that additional information was needed to support one of their comments. Requested additional information on 5/14/2014. Additional information received on 6/12/2014. Engineer routed RTC/Final permit 7/8/2014 for internal review. Returned to engineer from supervisor on 7/10/2014. The RTC has made several more routes through the chain. Hopefully, this permit will be issued in October.</p> <p>It should be noted that the draft permit was prepared and routed for internal review on 8/2/2013 and was sent for EPA review on 12/2/2013. The draft permit was sent to Public Notice on 1/5/2014. The application was deemed complete in June 2012. The delay in permit development was due in large part to a significant portion of permit engineer's work time being consumed by a permit appeal that was filed on Little Rock Wastewater-Adams Field permit in July 2012. This permit appeal required the permit engineer to spend a lot of time gathering information, preparing a new water quality model, along with various other associated tasks requested by staff attorneys.</p>
AR0021792		City of Berryville	818	8	This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0000680		Great Lakes Chemical Corporation - South Plant	756	8	This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit will remain on HOLD until further notice.
AR0001163		Remington Arms Company, LLC	756	7	<p>The draft permit was sent to EPA for review on 1/2/2014. Following submittal of additional information from the permittee, the permit was withdrawn from EPA review on 1/21/2014. The draft permit was revised based on the submitted information and sent back to EPA for review on 4/1/2014. On 5/13/2014, EPA requested an additional 30 days to review the permit. EPA comments on the draft permit were received on 6/20/2014. The draft permit was revised to address EPA's comments and sent to Public Notice on 8/21/2014. Comments have been received on the permit. The Response to Comments is currently being drafted for review. This permit should be issued in October.</p> <p>A complete history of the permit issuance process cannot be provided in this limited space. A detailed write up can be provided separately if requested.</p>

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Permits Pending- By Category/Facility

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Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0001678		U.S. Army, Pine Bluff Arsenal	701	7	<p>The draft permit was sent to EPA for review on 4/1/2014. On 5/13/2014, EPA requested an additional 30 days to review the permit. EPA comments on the draft permit were received on 6/20/2014. The draft permit was revised to address EPA's comments and sent to Public Notice on 8/21/2014. Comments have been received on the permit. The Response to Comments is currently being drafted for review. This permit should be issued in October.</p> <p>It should be noted that the review of this permit application took longer than usual because of the number of permitted outfalls in the permit and the time needed to research the justification for a lot of the existing permit limits. Based on the research conducted, the Department determined that the facility was subject to a federal guideline that had previously not been implemented in the permit. In order to ensure the applicability, the Department requested and received a determination from EPA Headquarters. The permit has been drafted to include these new and revised limits. In addition, a site visit conducted on 3/13/2014, revealed the need for revising the permit based on field observations.</p> <p>The application was deemed complete in October 2012. The delay in permit development was also due in large part to a significant portion of permit engineer's work time being consumed by a permit appeal that was filed on Little Rock Wastewater-Adams Field permit in July 2012. This permit appeal required the permit engineer to spend a lot of time gathering information, preparing a new water quality model, along with various other associated tasks requested by staff attorneys.</p>
AR0047635M		Albemarle Corporation-West Plant	699	8	<p>This modification is currently on HOLD. This is a modification to a permit that was issued in 2010 which was appealed. As part of the Permit Appeal Resolution (PAR), the Department allowed the permittee to conduct additional sampling over an extended period of time in order to justify the removal of some new metals limits. This modification is attempting to revise the permit in compliance with the PAR. Since the time the PAR was issued, a TMDL for one of the metals was issued. The Department has drafted the permit in accordance with the PAR and has not included the metal limit from the TMDL. The draft permit was sent to EPA for review on 5/3/2013 with a revised version sent on 7/23/2013 which was in response to several EPA questions. The Department never received EPA approval. Instead of issuing this modification, the permit is being allowed to expire as is. This issue will be re-evaluated through the renewal process.</p>
AR0034371		City of Portland	673	8	<p>This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.</p>

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Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0043508		City of Waldo	652	3	This permit was PREVIOUSLY on HOLD due to an appeal of the WQMP due to inclusion of TMDL limits. The permit was removed from hold in late July. During the routing of the draft permit, it was determined that they had reported an exceedingly high TRC value in the application. I asked that a site visit be done to verify if this was accurate. The facility had sampled prior to dechlorination. The facility is submitting additional accurate TRC data.
AR0049794	Halliburton Energy Services, Inc.	Magcobar Mine Site	630	8	This permit is currently on HOLD due to a CAO and an EIP that is currently under construction.
AR0046639		Benton County Stone Company, Inc.	628	6	This permit was PREVIOUSLY on HOLD due to a previous mineral limit. Since there will be no new mineral limit in this renewal permit, it was released from HOLD at the end of July. The draft permit is again being routed for Public Notice.
AR0050857		City of Garland WWTP	580	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0033936	El Dorado Water Utilities	North Plant	575	7	The final permit and the Response to Comments (RTC) is currently under final review for signature. This permit was sent to Public Notice a year ago. The RTC has gone through review multiple times all due to a request that was already granted in the draft permit but was re-evaluated during issuance of the final permit.
AR0043427		Warren Water and Sewer	574	6	This permit was PREVIOUSLY on HOLD due to potential mineral requirements. Since we can issue the permit with only an M&R requirement for TDS, this permit was removed from HOLD in late July. This permit had been previously approved by EPA (6/10/2014) with the removal of a Mercury limit that was based on a TMDL. During the routing of the draft permit for signature, it was decided that we could not remove the limit. We are in discussions with the permittee on how they want to proceed.
AR0046973		Magnolia Country Club, Inc.	561	3	This permit was PREVIOUSLY on HOLD due to an appeal of the WQMP due to the inclusion of TMDL limits. The permit was released from HOLD in late July. The permit was drafted with a Lead limit based on a TMDL last year. During the routing of the final permit for signature, it was requested that we ask for Lead data before we include the limit in the permit. The data was requested on 8/27/2014 and is due on 9/30/2014. Last email with operator regarding testing was 9/16/2014.
AR0036498	Benton Utilities	Wastewater Treatment Plant	544	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0033723	El Dorado Water Utilities	South Plant	540	7	The final permit and the Response to Comments (RTC) is currently under final review for signature. This permit was sent to Public Notice a year ago. The RTC has gone through review multiple times all due to a request that was already granted in the draft permit but was re-evaluated during issuance of the final permit.
AR0044733M		Cedarwood Leisure Park, LLC	537	2	This permit was PREVIOUSLY on HOLD . Due to upcoming water quality standard changes for minerals, a modification of this permit could not be issued. A permit denial is currently undergoing review.
AR0044733C		Cedarwood Leisure Park, LLC	537	2	This permit was PREVIOUSLY on HOLD . Due to upcoming water quality standard changes for minerals, a modification of this permit could not be issued. A permit denial is currently undergoing review.

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Permits Pending- By Category/Facility

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Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0052272C	Tri-Co, Inc.	Gravel Washing Plant	532	7	This draft permit was Public Noticed on 12/13/2013. Based on comments received during the public comment period, a Public Hearing was held on 3/11/2014. The Response to Comments received during the public comment period and the hearing are currently undergoing final review for signature. Ellen has asked that we not issue this permit.
AR0052272	Tri-Co, Inc.	Gravel Washing Plant	532	7	This draft permit was Public Noticed on 12/13/2013. Based on comments received during the public comment period, a Public Hearing was held on 3/11/2014. The Response to Comments received during the public comment period and the hearing are currently undergoing final review for signature. Ellen has asked that we not issue this permit.
AR0050989		City of Wilmot	518	8	This permit was PREVIOUSLY on HOLD due to an appeal of the WQMP due to the inclusion of TMDL limits. The permit was released from HOLD in late July. During the routing of the final permit for signature, it was determined that the update to the WQMP had accidentally never been sent to EPA for approval. A WQMP update which included the permit was sent to EPA for technical approval on 9/8/2014. This permit will be issued in October.
AR0035696		City of Lewisville	518	4	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit will remain on HOLD until further notice.
AR0050997	City of Parkdale	Parkdale Wastewater Treatment Plant	490	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0035653C	City of Norphlet	Wastewater Treatment System	482	2	This permit was PREVIOUSLY on HOLD . Due to upcoming water quality standard changes for minerals, a modification of this permit could not be issued. A permit denial is currently undergoing review.
AR0035653M	City of Norphlet	Wastewater Treatment System	482	2	This permit was PREVIOUSLY on HOLD . Due to upcoming water quality standard changes for minerals, a modification of this permit could not be issued. A permit denial is currently undergoing review.
AR0021750	City of Fort Smith	Massard Wastewater Treatment Facility	454	8	This permit was PREVIOUSLY on HOLD by request of EPA due to "Blending" allowances in the permit. The draft permit was sent to EPA for review on 1/13/2014. On 9/29/2014, Mo asked for this permit to be moved for issuance. Shane is making the necessary template changes so that this permit can go out for Public Notice.
AR0001171M	Great Lakes Chemical Corporation	Central Plant	449	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit will remain on HOLD until further notice.

Permits Pending- By Category/Facility

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Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0021482		City of Van Buren - Main Plant	446	6	<p>This draft permit went to Public Notice on 9/20/2014. It will hopefully be issued in October.</p> <p>It was sent to EPA for review on 2/12/2014. We received authorization from EPA on 4/10/2014 that we could move forward with drafting the permit. The draft permit was sent to EPA with land application conditions only good for 6 months due to the issuance of a No Discharge permit. Once the permit was released based on EPA's review, Mo asked that we put the land application conditions back in the permit and make them good for the life of the permit. The No Discharge application was going to be returned. At the time, the No Discharge section was waiting on the submittal of a CNMP since the facility is in a nutrient surplus area. The CNMP was due to be submitted by 7/17/2014. While waiting for the submittal of the CNMP which we had to receive before we could send the permit to Public Notice, we were notified that we were going back to how the permit was written previously with the land application conditions removed. The draft permit was routed again for signature. Permit was routed back for a more detailed evaluation of the TP and N+N data. Following discussions on the necessity of limits, the permit was finally routed for signature just requiring BMPs.</p>
AR0037770		BASF Corporation	440	6	<p>This draft permit was sent to EPA on 5/20/2014. EPA comments were received on 7/2/2014 based on flow rates used in the ELG calculations. Information was requested from the permittee and received on 7/17/2014 and 9/18/2014. The draft permit is currently in route for signature.</p> <p>It should be noted that the permit was re-assigned on 12/16/2013 due to workload re-distribution. Once re-assigned, the engineer had the permit in route for review within 2 months. The facility has requested some special considerations/conditions in this renewal permit that have required the submittal of additional information and closer scrutiny by management.</p>
AR0034002		City of Bryant	418	7	<p>This draft permit is was sent to EPA for review on 2/7/2014. EPA approval was received on 3/7/2014. Due to discussions regarding nutrient requirements in the permit, it was held up from going for to Public Notice until July. The facility submitted comments on the permit due to the inclusion of a new copper limit. The facility is arguing that the test data used to determine reasonable potential was potentially contaminated. An email requesting certification by the lab and the person taking the sample was sent on 9/23/2014.</p>
AR0022403		City of Bentonville	397	8	<p>This permit is currently on HOLD awaiting revisions to a Total Phosphorus TMDL.</p>
AR0034363		Shumaker Public Service Corporation	393	2	<p>The draft permit is currently being routed for internal review. It should be noted that this permit has been held up due to issues regarding Financial Assurance applicability, a Copper WER implementation, WET testing failures, and the other workload priorities. Since this permit is considered a minor industrial, it will not need to be sent to EPA for review. Based on the permit's current status in the review chain, it should go to Public Notice by late October.</p>

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Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0020729		CertainTeed Gypsum Manufacturing, Inc.	351	7	
AR0022004		City of Huntsville	351	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0043192		City of Colt	349	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0052337C	Jim Swinford	Grace Manor Apartments	334	2	
AR0052337	Jim Swinford	Grace Manor Apartments	334	2	
AR0033651		City of Monette	327	2	
AR0022454		City of Greenwood	323	4	
AR0000493	Entergy, Inc.	Harvey Couch Steam Electric Station	323	2	
AR0051004		Eagle View WWTF	309	7	
AR0022292		City of Decatur	308	7	
AR0037508		City of Black Rock	295	2	
AR0035980	Arkansas Department of Correction	Tucker Intermediate Reformatory	294	7	
AR0046922	Vulcan Construction Materials	Black Rock Quarry	285	4	
AR0033626	Maumelle Suburban Improvement District #500	Maumelle Water Management	285	7	
AR0046477		City of Star City	282	6	
AR0037320	Caro J. and Rebecca F. Minas	Monte Ne @ Beaver Lake Camp Resort	278	6	
AR0033707		City of Tillar	267	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0021695		City of Rison	250	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0052388C	Cliff and Regina Briggs	dba Current River Beach Resort	244	7	
AR0052388	Cliff and Regina Briggs	dba Current River Beach Resort	244	7	
AR0052361	Greg Hasley	Savers Auto Park, LLC	244	2	
AR0052361C	Greg Hasley	Savers Auto Park, LLC	244	2	
AR0039730	Gerdau Macsteel, Inc.	Fort Smith Mill	244	2	
AR0034011		City of Marshall	244	7	
AR0002909	Weyerhaeuser NR Company	DeQueen Remediation Site	244	2	
AR0052400C		Prime-Line, Inc.	239	2	
AR0052400		Prime-Line, Inc.	239	2	
AR0033740		City of Carlisle	238	2	
AR0047139		Ray White Lumber	232	7	

Arkansas Department of Environmental Quality
Section 38 Report, Water Division, Q1 SFY 2015
Permit Applications > 45 Days

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Permits Pending- By Category/Facility

Q1 SFY 2015

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0042951		City of Ashdown	232	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0041246		Millwood Water Corporation	229	6	
AR0048445		City of Poyen	217	6	
AR0039659		City of Felsenthal	211	2	
AR0048488	Western Lawrence County	Wastewater Treatment District	210	7	
AR0021440		City of Smackover	210	2	
AR0047457		Cadron Creek Catfish House	209	7	
AR0033316	Pine Bluff Wastewater Utility	Boyd Point Wastewater Treatment Facility	209	2	
AR0046086		Happy Mart, Inc.	208	2	
AR0022314		City of Wilson	205	6	
AR0052396	Argos Ready Mix (South Central) Corp.	Conway Plant	205	2	
AR0040801		Shangri-LA Resort, Inc.	205	2	
AR0020001		City of Tuckerman	205	2	
AR0050148	City of Hot Springs	Southwest WWTP	204	7	
AR0035602		City of Trumann	204	2	
AR0051195		Custom Wood Recycling, Inc.	203	6	
AR0022098		City of Prairie Grove Water Utilities	203	2	
AR0034380		City of Stuttgart	203	2	
AR0046710	McGeorge Contracting Co., Inc.	Granite Mountain Quarries	202	7	
AR0033812		North Crossett Utilities	202	2	
AR0021512		City of Mountainburg	197	6	
AR0050113C	Gene Graves Enterprises, LLC	d/b/a Forest Tower Food Mart, Inc.	195	2	
AR0050113	Gene Graves Enterprises, LLC	d/b/a Forest Tower Food Mart, Inc.	195	5	
AR0048968		Cedar Heights Baptist Church	190	2	
AR0043516M	Great Lakes Chemical Corporation	West Plant	187	2	
AR0034584		City of Jasper	183	2	
AR0041424		Pleasant Oaks Sewer	182	2	
ARG640017C	Crossett Water	Water Treatment Plant	177	5	

Arkansas Department of Environmental Quality
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Permits Pending- By Category/Facility

Q1 SFY 2015

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0022438		City of Holly Grove	175	2	
AR0052426		Atlas Ashpalt, Inc.	174	2	
AR0048852	Arkansas Department of Parks and Tourism	Mount Magazine State Park	174	7	
AR0043281		City of Murfreesboro	174	2	
AR0044954		City of McCrory	174	6	
AR0052418		White River Materials, Inc.	174	2	
AR0048691		City of Texarkana-North WWTP	174	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0051128	Kinder Morgan Bulk Terminals, Inc.	Hickman Facility	173	2	
AR0050083	Kinder Morgan Bulk Terminals, Inc.	Barfield Facility	173	2	
AR0037966	Arkansas Department of Parks & Tourism	Mt. Nebo State Park	169	7	
AR0043389	City of Helena	Helena Municipal Water and Sewer System	169	2	
AR0033472		City of Piggott	169	6	
AR0044725		City of Altus	168	6	
AR0038679	Rickey W. Cox	Shady Oaks Mobile Home Park	168	2	
AR0036714	Tyson Foods, Inc.	Dardanelle Processing Facility	168	6	
AR0037834	Riceland Foods, Inc.	Waldenburg Rice Division	167	7	
AR0021881		City of Manila	163	2	
AR0034860		City of Swifton	161	6	
AR0044211	Olivetian Benedictine Sisters, Inc.	d/b/a Holy Angels Convent	159	2	
AR0041254		City of Ravenden	154	2	
AR0050202	Destined To Win/Family Outreach Ministry, Inc.	d/b/a Second Chance Ranch	154	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0022179		City of Junction City	154	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0035840		City of Marvell	153	2	
AR0043125		City of Norman	152	2	
AR0020168		City of Stephens	149	2	
AR0051047	City of Greenway	Greenway Wastewater Treatment Plant	148	7	
AR0021377		City of Lockesburg	147	6	
AR0000868	Hot Spring County	Jones Mill WWTP	141	7	
AR0002917M	Weyerhaeuser NR Company	Dierks Mill	135	2	
AR0036676		Lost Bridge Village Water and Sewer Districts	133	2	

Arkansas Department of Environmental Quality
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Permits Pending- By Category/Facility

Q1 SFY 2015

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0022012		City of Leachville	133	2	
AR0022225		City of Des Arc	133	2	
AR0033766	Paragould Light, Water, & Cable	Wastewater Treatment Plant	127	2	
AR0044628		Pulaski County Special School District Lawson Elementary School	126	2	
AR0051179		City of Sulphur Springs	120	2	
AR0034720		City of Hickory Ridge	120	2	
AR0033855		City of Mount Ida	120	2	
AR0035939		City of Sparkman	120	5	
AR0038121C	Arkansas Department of Parks & Tourism	Lake Catherine State Park	113	6	
AR0047449	Pulaski County Special School District	Scott School Treatment System	113	2	
AR0048909		Town of Lefe	112	2	
AR0045403M	TA Operating, LLC	TA #33 - Earle Travel Center	110	2	
AR0034347		City of Sheridan	106	6	
AR0050130	Callaghan Creek Property Owners Association, Inc.	Callaghan Creek Subdivision	105	2	
AR0043524		City of Egypt	98	2	
AR0041335M	Jacksonville Wastewater Utility	J. Albert Johnson Regional Treatment Facility	98	2	
AR0037974		City of Brookland	97	2	
AR0035491C		City of Lamar	97	2	
AR0044423		Jessieville Public School	85	2	
AR0050903C		Seven Point Lake Subdivision	84	2	
AR0048992	Arkansas State Highway and Transportation Department	District 5 Headquarters	76	5	
AR0022209		City of Reyno	72	2	
AR0050261		City of Highland	72	5	
AR0020010C	City of Fayetteville	Paul R. Noland Wastewater Treatment Plant	70	6	
AR0048011C		City of Pottsville	70	2	
AR0021211		City of Mountain Home WWTP	70	5	
AR0037176C	City of Sherwood	Sherwood North Facility	68	2	
AR0034134		City of Lake City	68	2	
AR0048071C		Town of Success	64	2	
AR0034037		City of Yellville	64	8	This permit is currently on HOLD . Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0021474		City of Bearden	62	5	

Arkansas Department of Environmental Quality
 Section 38 Report, Water Division, Q1 SFY 2015
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Permits Pending- By Category/Facility **Q1 SFY 2015**

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code	Additional Information
AR0000850		Mountain Valley Spring Company, LLC	56	5	
AR0034304		City of Earle	50	5	
AR0001503	McGeorge Contracting Co., Inc.	Rauch & Herndon Mine	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: October 6, 2014

TO: LEGISLATIVE COUNCIL

FROM: TERESA MARKS, DIRECTOR
ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

RE: SECTION 38 (a) – (e) of ACT 2012 OF THE 2013 REGULAR
SESSION OF THE ARKANSAS GENERAL ASSEMBLY

As provided by Section 38 (a) – (e) of Act 2012 of the 2013 Regular Session, the Arkansas Department of Environmental Quality (“Department”) presents the number and type of administrative enforcement actions initiated by the Department and the geographic location of each violation. This information is contained in the attached copies of the Public Notice for the period of July 1, 2014 through September 30, 2014. 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 82.

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, 2014 through September 30, 2014

Type of Enforcement Action	Defendant	Geographic Location
Civil Complaint	Patterson Grocery-Cecil Dale	Pope County Circuit Court
Civil Complaint	Randy Foster	White 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, 2014 through September 30, 2014

Civil Penalties Collected \$192,305.51

Supplemental
Environmental Projects
Verified \$0.00

CONSENT ADMINISTRATIVE ORDERS

Cargill Meat Solutions Corporation-Cargill Inc. Turkey Processing Facility, Washington County, Air Division, Penalty \$4,800.00, LIS No. 14-073

Hanumanta, LLC, Saint Francis County, NPDES/Water Division, Penalty \$1,800.00, LIS No. 14-069

Military Department of Arkansas, Pulaski County, Regulated Storage Tanks Division, Penalty \$1,800.00, LIS No. 14-051

NOTICES OF VIOLATION

Jordan Givens, Jefferson County, Hazardous Waste Division, Proposed Penalty \$72,000.00, LIS No. 14-045

Stella-Jones Corporation, Pope County, Hazardous Waste Division, Proposed Penalty \$9,500.00, LIS No. 14-072

NOTICE OF BOND FORFEITURE

Sandy Hills, Inc., Hempstead County, Mining Division, No Penalty, LIS No. 14-070

NOTICE OF DEFAULT AND BOND FORFEITURE

Chrisman, Inc., Franklin County, Mining Division, No Penalty, LIS No. 14-074

DEFAULT ADMINISTRATIVE ORDER

KT Rock, LLC, Van Buren County, Conway County, Air Division, Penalty \$1,300.00 for Annual Fees and Late Charges, LIS No. 13-087

Dated this 10th day of July 2014
Teresa Marks, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

City of West Memphis, West Memphis Utilities Commission, Crittenden County, Air Division,
Penalty \$2,400.00, LIS No. 14-081

Crestwood Arkansas Pipeline, LLC – Woolly Hollow Compressor Station, Faulkner County, Air
Division, Penalty \$750.00, LIS No. 14-102

Eaton-Moery Environmental Services, Inc., Dewitt Class 1 Landfill, Parkin Class 3C Landfill,
Parkin Class 3T Waste Tire Monofill, Parkin Solid Waste Transfer Station, Arkansas County, Solid
Waste Management Division, No Penalty, LIS No. 12-120

Flash Market, Inc. d/b/a Flash Market #4, Crittenden County, Air Division, Penalty \$1,600.00, LIS
No. 14-101

Flash Market, Inc. d/b/a Flash Market #8, Crittenden County, Air Division, Penalty \$1,200.00, LIS
No. 14-100

Flash Market, Inc. d/b/a Flash Market #10, Crittenden County, Air Division, Penalty \$2,400.00, LIS
No. 14-099

Flash Market, Inc. d/b/a Flash Market #13, Crittenden County, Air Division, Penalty \$1,200.00, LIS
No. 14-098

Flash Market, Inc. d/b/a Flash Market #14, Crittenden County, Air Division, Penalty \$800.00, LIS
No. 14-097

Flash Market, Inc. d/b/a Flash Market #26, Crittenden County, Air Division, Penalty \$1,200.00, LIS
No. 14-096

Flash Market, Inc. d/b/a Flash Market #27, Crittenden County, Air Division, Penalty \$1,600.00, LIS
No. 14-095

Flash Market, Inc. d/b/a Flash Market #28, Crittenden County, Air Division, Penalty \$1,200.00, LIS
No. 14-094

Flash Market, Inc. d/b/a Flash Market #29, Crittenden County, Air Division, Penalty \$2,100.00, LIS
No. 14-093

Flash Market, Inc. d/b/a Flash Market #30, Crittenden County, Air Division, Penalty \$1,200.00, LIS
No. 14-092

Flash Market, Inc. d/b/a Flash Market #35, Crittenden County, Air Division, Penalty \$1,600.00, LIS No. 14-091

Flash Market, Inc. d/b/a Flash Market #38, Crittenden County, Air Division, Penalty \$1,800.00, LIS No. 14-090

Flash Market, Inc. d/b/a Flash Market #45, Crittenden County, Air Division, Penalty \$2,200.00, LIS No. 14-089

Flash Market, Inc. d/b/a Flash Market #167, Crittenden County, Air Division, Penalty \$1,200.00, LIS No. 14-088

Great Lakes Chemical Corporation, Union County, Hazardous Waste Division, Penalty \$7,000.00, LIS No. 14-078

Keeler Investment Group, LLC, Scott County, Water Division, Penalty \$900.00, LIS No. 14-077

HPT PSC Properties Trust d/b/a West Memphis Stopping Center, Crittenden County, Air Division, Penalty \$1,200.00, LIS No. 14-065

Lockheed Martin Corporation, Ouachita County, Hazardous Waste Division, Penalty \$2,500.00, LIS No. 14-082

Nimocks Oil Co., Inc., dba Lehi Exxon, Crittenden County, Air Division, Penalty \$1,300.00, LIS No. 14-076

Pilot Travel Centers LLC, dba Pilot Travel Center #429, Crittenden County, Air Division, Penalty \$1,200.00, LIS No. 14-080

Pilot Travel Centers LLC, dba Pilot Travel Center #607, Crittenden County, Air Division, Penalty \$1,200.00, LIS No. 14-079

Rineco Chemical Industries, Inc., Saline County, Hazardous Waste Division, Penalty \$6,500.00, LIS No. 14-083

Tokusen U.S.A., Inc., Faulkner County, Hazardous Waste Division, Penalty \$3,250.00, LIS No. 14-104

Vaughn Recycling, L.L.C., Washington County, Hazardous Waste Division, Penalty \$6,000.00, LIS No. 14-103

Waste Management of Arkansas, Inc., Pulaski County, Solid Waste Management Division, Penalty \$8,100.00, LIS No. 14-075

DEFAULT ADMINISTRATIVE ORDER

A.G. Hunt Construction Co., Inc., Jackson County, Mining Division, Penalty \$50,000.00, LIS No. 12-159

NOTICES OF DEFAULT AND BOND FORFEITURE

K.T. Rock, LLC, Cleveland Carr Quarry, Conway County, Mining Division, No Penalty, LIS No. 14-084

K.T. Rock, LLC, Holly Spring Quarry Judsonia, White County, Mining Division, No Penalty, LIS No. 14-087

K.T. Rock, LLC, Holley Quarry Morganton, Van Buren County, Mining Division, No Penalty, LIS No. 14-085

K.T. Rock, LLC, Pleasant Plains Quarry, Independence County, Mining Division, No Penalty, LIS No. 14-086

Dated this 25th day of July 2014
Teresa Marks, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

Clark County Class 4 Landfill, Clark County, Solid Waste Division, Penalty \$4,000.00 LIS No. 14-116

Clearwater Paper Corporation – Cypress Bend Mill, Desha County, Air Division, Penalty \$2,400.00, LIS No. 14-115

DLMX, Inc., dba College Boulevard Shell, Crittenden County, Air Division, Penalty \$1,300.00, LIS No. 14-108

Four G Construction, Inc., dba Geeding Construction, Inc., Pulaski County, Regulated Storage Tanks Division, Penalty \$4,825.00, LIS No. 14-117

Green Bay Packaging Inc., Conway County, Air Division, Penalty \$500.00, LIS No. 14-112

J&P Flash, Inc., dba Flash Market #324, Crittenden County, Air Division, Penalty \$1,300.00, LIS No. 14-107

J&P Flash, Inc. d/b/a Flash Market #33, Crittenden County, Air Division, Penalty \$4,800.00, LIS No. 14-106

J&P Flash, Inc., d/b/a Flash Market #334, Crittenden County, Air Division, Penalty \$900.00, LIS

No. 14-105

Ligon Oil Co., Inc., Polk County, Air Division, Penalty \$7,200.00, LIS No. 14-111

Murphy Oil USA, Inc., dba Murphy Express #8678, Crittenden County, Air Division, Penalty \$1,800.00, LIS No. 14-110

North Missouri Street Center, LLC, dba HOP IN 320, Crittenden County, Air Division, Penalty \$1,950.00, LIS No. 14-109

Oklahoma Gas and Electric Company, Sebastian County, Water Division, Penalty \$46,500.00, \$16,275.00 to Supplemental Environmental Project, \$30,225 to ADEQ, LIS No. 14-113

West Memphis Petro Company, Inc., dba J&B Corner Grocery, Crittenden County, Air Division, Penalty \$2,400.00, LIS No. 14-118

AMENDMENT TO CONSENT ADMINISTRATIVE ORDER

Van Buren Municipal Utilities Commission, Van Buren County, NPDES/Water Division, Penalty Unchanged, LIS No. 13-088-001

Dated this 10th day of August 2014
Teresa Marks, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

City of Rison, Cleveland County, NPDES/Water Division, Penalty \$3,500.00, LIS No. 14-122

TGRC The Gates Corporation, Benton County, Air Division, No Penalty, LIS No. 14-123

XTO Energy Inc., Cleburne County, Water Division, Penalty \$6,400.00, LIS No. 14-121

NOTICE OF VIOLATION

Robert Knott, Jefferson County, Solid Waste Management, Penalty \$14,400.00, LIS No. 14-120

DEFAULT ADMINISTRATIVE ORDER

Pond & Company, Pulaski County, Regulated Storage Tanks Division, Penalty \$2,200.00, LIS No. 14-058

PERMIT APPEAL RESOLUTION

Enable Midstream Partners, LP East Chismville Compressor Station, Logan County, Air Division,

No Penalty, LIS No. 14-119

FIRST AMENDMENT TO ELECTIVE SITE CLEAN-UP AGREEMENT LIS No. 12-140-001

Triumph Airborne Structures, LLC, Garland County, Hazardous Waste Division, No Penalty

Dated this 25th day of August 2014
Teresa Marks, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

City of Star City, Lincoln County, NPDES/Water Division, \$3,500.00 Penalty, LIS No. 14-125

Cooks Corner Trading LLC, Benton County, Regulated Storage Tanks Division, \$1,025.00 Penalty, LIS No. 14-128

Dodge Oil Company of Arkansas, Inc., dba Savings Station- Dodge's Store #711, Crittenden County, Air Division, \$900.00 Penalty, LIS No. 14-127

John Sinclair Production, LLC, Ouachita County, Water Division, \$6,000.00 Penalty, LIS No. 14-124

Michael Taylor d/b/a 2 T's Construction, Benton County, Regulated Storage Tanks Division, \$4,825.00 Penalty, LIS No. 14-129

Nimocks Oil Company, Inc., dba Circle N Exxon #1000 (Crawfordsville), Crittenden County, Air Division, \$1,300.00 Penalty, LIS No. 14-126

Dated this 10th day of September 2014
Teresa Marks, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

Dixon Manor, LLC, Pulaski County, NPDES/Water Division, \$4,800.00 Penalty, LIS No. 14-047

Fast Market, Inc., Crittenden County, Air Division, \$4,600.00 Penalty, LIS No. 14-135

Flying Pig Pipeline Limited Partnership-Hot Link Compressor Station, Independence County, Air Division, \$600.00 Penalty, LIS No. 14-130

Green & Chapman, Inc., Hot Spring County, Regulated Storage Tanks Division, \$3,200.00 Penalty, LIS No. 14-136

Hammerhead Contracting & Development, LLC, Independence County, NPDES/Water Division,

\$3,300.00 Penalty, LIS No. 14-133

Hammerhead Contracting & Development, LLC, Independence County, NPDES/Water Division,
\$6,750.00 Penalty, LIS No. 14-134

Kroger Limited Partnership I d/b/a Kroger Fuel Center V-469, Crittenden County, Air Division,
\$1,750.00 Penalty, LIS No. 14-137

Lawrence Vaughn, Mississippi County, Asbestos/Air Division, \$2,400.00 Penalty, LIS No. 14-044

Love's Travel Stops & Country Stores, Inc., d/b/a Love's Travel Stop #450, Crittenden County, Air
Division, \$1,750.00 Penalty, LIS No. 14-131

Morris-Kidd, LLC, Craighead County, NPDES/Water Division, \$7,000.00 Penalty, LIS No. 14-132

AMENDED CONSENT ADMINISTRATIVE ORDER

City of Marion, Crittenden County, NPDES/Water Division, \$800.00 Penalty, LIS No. 12-035-001

SECOND AMENDMENT TO ELECTIVE SITE CLEAN-UP AGREEMENT

Pinnacle Agriculture Holdings, LLC, Regarding Jimmy Sanders, Inc., Mississippi County, No
Penalty, LIS No. 11-201-002

Dated this 25th day of September 2014
Teresa Marks, Director
Arkansas Department of Environmental Quality

ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION

QUARTERLY REPORT TO ARKANSAS LEGISLATIVE COUNCIL

e

ON RULEMAKING ACTIVITIES

Months In Quarter: July, August, September 2014

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. 18, Arkansas Air Pollution Control Code; Docket No. 12-009-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on September 14, 2012. ADEQ proposes revisions to Regulation No. 18 in order to implement the United States Environmental Protection Agency's current National Ambient Air Quality Standards ("NAAQS") for PM2.5, PM10, ozone, lead, carbon monoxide, nitrogen dioxide, and sulfur dioxide.

The Commission adopted the minute order initiating the rulemaking process on September 28, 2012, and a Petition to Withdraw rulemaking was adopted on August 22, 2014.

c. Justification: This proposed rule is necessary to ensure that the Arkansas regulation is not in conflict with federal rules that have been adopted. Also, by revising Regulation No. 18, ADEQ will be able to issue permits for fine particulate matter. Because the National Ambient Air Quality Standard for particulate matter is a health-based standard, this rule change will allow ADEQ to protect human health and the environment from detrimental effects of fine particulate matter.

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

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

3. Regulation Number and Name: Regulation No. 19, Regulation of the Arkansas Plan of Implementation for Air Pollution Control; Docket No. 12-010-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on September 14, 2012. ADEQ is proposing revisions to

Regulation No. 19 in order to implement the Environmental Protection Agency's National Ambient Air Quality Standards ("NAAQS") for PM2.5, PM10, ozone, lead, nitrogen dioxide, and sulfur dioxide. Other proposed changes include revising the definition of "Volatile Organic Compounds" under Chapter 2, including exemptions for propylene carbonate, dimethyl carbonate, and trans-1,3,3,3-tetrafluoropropne (HFO-1234ze) to more closely match the federal definition; removing the reference to 40 C.F.R. Part 50 under Reg.19.301; and revising the definition of "Regulated NSR Pollutant" under Reg.19.903(B), as opposed to incorporating it by reference.

The Commission adopted the minute order initiating the rulemaking process on September 28, 2012, and the amendments were adopted by the Commission on August 22, 2014.

c. Justification: This proposed rule is necessary to bring Arkansas into compliance with federal rule changes made as the NAAQS have been revised by the EPA. The goal is for sources to find it less difficult to understand permitting requirements. Because the primary NAAQS are health-based standards and secondary NAAQS standards are set to protect public welfare, this rule change will allow ADEQ to protect human health and the environment from detrimental effects caused by NAAQS pollutants. The rule will also satisfy the State's requirements under the Clean Air Act to prevent significant deterioration of air quality in areas of the state designated as "attainment" or "unclassifiable" for each NAAQS.

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

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

4. Regulation Number and Name: Regulation No. 26, Regulations of the Arkansas Operating Air Permit Program; Docket No. 12-011-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on September 14, 2012. ADEQ proposes to modify this regulation by adding "10 tons per year of PM2.5", a minor permit modification threshold for fine particulate matter (PM2.5), under Reg.26.1002(A).

The Commission adopted the minute order initiating the rulemaking process on September 28, 2012, and a Petition to Withdraw Rulemaking was adopted by the Commission on August 22, 2014.

c. Justification: Making the proposed amendments will establish a minor permit modification threshold for fine particulate matter (PM2.5) in Regulation No. 26; will lower the potential cost impacts for those facilities increasing PM2.5 emission by small amounts; and will allow changes to a facility to be implemented more quickly. All other changes to Regulation No. 26 were made as updates, for clarification, and to correct errors.

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

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

5. Regulation Number and Name: Regulation No. 2, Lion Oil Company Third-Party Rulemaking; Docket No. 13-001-R.

a. Amendment Proposed By: Lion Oil Company.

b. Description: Lion Oil Company ("Lion Oil") filed its request to initiate rulemaking on January 11, 2013. Lion Oil proposes to change the Typical Gulf Coastal Fishery use designation for Loutre Creek; change the selenium water quality criterion for Loutre Creek; change the chloride, sulfate and total dissolved solids ("TDS") criteria for Loutre Creek; change the sulfate and TDS criteria for the next downstream segment of Bayou de Loutre; and change the sulfate criteria for the remaining downstream segments of Bayou de Loutre to the Louisiana State line.

The Commission is waiting on a request by Lion Oil to initiate rulemaking.

c. Justification: These regulatory changes are critically important to Lion Oil. Reasonably available control technology does not exist that would allow Lion Oil to consistently meet these limits. The proposed rule will revise the dissolved minerals and selenium water quality criteria in Loutre Creek and change the fishery use designation for Loutre Creek to a new sub-category of fishery referred to as a Limited Gulf Coastal Fishery. The proposed rule will also revise the chloride, sulfate, and the TDS criteria for one downstream segment in Bayou de Loutre; the sulfate and TDS criteria for the next downstream segment in Bayou de Loutre; and the sulfate criteria for the remaining downstream segments of Bayou de Loutre to the Louisiana State line.

d. Economic Impact: No entities would suffer negative economic impact as a result of the proposed rule.

e. Environmental Benefit Analysis: The proposed rule will revise the chloride, sulfate, TDS, and selenium water quality criteria in Loutre Creek, and change the fishery use designation for Loutre Creek to a new subcategory of fishery referred to as a Limited Gulf Coastal Fishery reflecting the long term historical in-stream concentrations and uses. The proposed rule will also revise the chloride, sulfate, and TDS criteria for one downstream segment in Bayou de Loutre; the sulfate and TDS criteria for the next downstream segment in Bayou de Loutre; and the sulfate criteria for the remaining downstream segments of Bayou de Loutre to the Louisiana State Line. These changes will not adversely impact the environment.

6. Regulation Number and Name: Regulation No. 2, Tyson Foods Third-Party Rulemaking; Docket No. 13-005-R.

a. Amendment Proposed By: Tyson Foods Inc. - Waldron Plant

b. Description: Tyson Foods filed its request to initiate rulemaking on April 9, 2013. Tyson proposes to revise Regulation 2 by modifying the state water quality standards for chloride, sulfates, and total dissolved solids.

The Commission adopted the minute order initiating the rulemaking process on May 23, 2013, and no final decision has been made.

c. Justification: There is no current economically feasible treatment technology for the removal of the minerals. Reverse osmosis treatment technology is not cost effective and generates a concentrated waste stream that is environmentally difficult to dispose of. That technology is not required to meet the designated uses and would produce no significant environmental protection.

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

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

7. Regulation Number and Name: Regulation No. 2, City of Huntsville Third-Party Rulemaking; Docket No. 13-006-R.

a. Amendment Proposed By: City of Huntsville

b. Description: City of Huntsville filed its request to initiate rulemaking on June 12, 2013. City of Huntsville proposes to revise the chloride, sulfate, total dissolved solids water quality criteria in Town Branch from the point of discharge of the City of Huntsville wastewater treatment plant downstream to the confluence with Holman Creek; in the Holman Creek from the confluence with Town Branch downstream to the confluence with War Eagle Creek; in War Eagle Creek from the confluence with Holman Creek; and remove the designated but not existing Domestic Water Supply use from Town Branch and Holman Creek.

The Commission adopted the minute order initiating the rulemaking process on July 26, 2013, and no final decision has been made.

c. Justification: The economic effects of the proposed rule are significant and beneficial for Huntsville. Huntsville has investigated technologies and alternatives to comply with the

current minerals criteria, which is summarized in the Report. Reasonable available control technology does not exist that would allow Huntsville to discharge in a manner that would maintain the existing minerals criteria. Approval of the proposed rule modifying the criteria to reflect long term historical site specific conditions is the only reasonable approach so that the permit limits can be adjusted

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

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

8. Regulation Number and Name: Regulation No. 21, Arkansas Asbestos Abatement Regulation; Docket No. 13-009-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on August 9, 2013. Changes to Regulation 21 are being proposed in order to incorporate public input after an extensive two-year collaborative workgroup effort between the ADEQ and stakeholders. Proposed significant revisions to Regulation 21 include: Changes in the definition of "Regulated asbestos-containing material (RACM)."; Elimination of non-mandatory language in the Asbestos Inspection section; Clarification of language in the Notice of Intent (NOI) Section regarding information required prior to beginning renovation projects; Addition of language to the NOI section concerning activities involving resilient floor covering renovation projects, and changes in owners or operators; Clarification of requirements in the Record Keeping Section for storage and submission of on-site documents; Addition and deletion of language for clarification purposes in the Work Procedures Applicability chapter and Licensing Requirements Exemptions subchapter; Addition of language to the Out of State Training subchapter; Clarification of the list of necessary documents under the Minimum Record Keeping Requirements subchapter; Addition of a new chapter for Accreditation Certificates; and Deletion of two sections involving fees for demolition of certain amounts of RACM. Several changes were also made for clarification and consistency

purposes, or to update typographical errors throughout Regulation No. 21. These revisions are non-substantive items.

The Commission adopted the minute order initiating the rulemaking process on August 23, 2013, and no final decision has been made.

c. Justification: The purpose of this proposed rule is to incorporate stakeholders' input in order to clarify Regulation No. 21. The Department also finds it necessary to propose changes to add or delete language for clarity in requirements for record keeping, training provider licenses, documents required for certifications or renewal of licenses and to correct the Occupational Safety and Health Administration (OSHA) Asbestos Construction standard citation.

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

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

9. Regulation Number and Name: Regulation No. 2, Third-Party Rulemaking, City of Fayetteville Paul R. Noland Wastewater Treatment Plant; Docket No. 13-010-R.

a. Amendment Proposed By: City of Fayetteville Paul R. Noland Wastewater Treatment Plant ("City of Fayetteville").

b. Description: City of Fayetteville filed its request to initiate rulemaking on October 11, 2013. These amendments concern Regulation No. 2. Proposed changes involve amending Arkansas Water Quality Standards for minerals for the White River from the discharge of the Noland Wastewater Treatment Plant to immediately downstream of the confluence of Richland Creek.

The Commission initiated the rulemaking process on October 25, 2013, and no final decision has been made.

c. Justification: Fayetteville is not seeking a change from historical water quality conditions in the White River; rather Fayetteville seeks a site-specific modification which allows the Noland Wastewater Treatment Plant to be compliant with its NPDES

Permit while making certain that its effluent does not limit the attainment of any of the designated uses of the stream segments.

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

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

10. Regulation Number and Name: Regulation No. 5, Ozark Society and the Arkansas Public Policy Panel Third-Party Rulemaking; Docket No. 14-002-R.

a. Amendment Proposed By: Ozark Society and the Arkansas Public Policy Panel.

b. Description: The Ozark Society and the Arkansas Public Policy Panel ("Ozark Society") filed its request to initiate rulemaking on April 11, 2014. The proposed changes to APCEC Regulations 5 seek to prohibit the ADEQ Director from issuing Regulation No. 5 permits for Confined Animal Operations for facilities in the Buffalo National River Watershed with either 750 or more swine weighing 55 pounds or more, or 3,000 or more swine weighing less than 55 pounds. The regulation changes will prohibit an increase in the number of swine at existing facilities in the Buffalo National River Watershed.

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

c. Justification: The regulation changes will prohibit an increase in the number of swine at existing facilities in the Buffalo National River Watershed, and prevent the future establishment of medium and large confined animal operations in the Buffalo River Watershed.

d. Economic Impact: This rulemaking will not impact the environment in Arkansas that would not have otherwise occurred.

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

11. Regulation Number and Name: Regulation No. 6, Ozark Society and the Arkansas Public Policy Panel Third-Party Rulemaking; Docket No. 14-003-R.

a. Amendment Proposed By: Ozark Society and the Arkansas Public Policy Panel.

b. Description: The Ozark Society and the Arkansas Public Policy Panel ("Ozark Society") filed its request to initiate rulemaking on April 11, 2014. The proposed changes to APCEC Regulations 6 seek to prohibit the ADEQ Director from issuing Regulation No. 6 permits for Concentrated Animal Feeding Operations for facilities in the Buffalo National River Watershed with either 750 or more swine weighing 55 pounds or more, or 3,000 or more swine weighing less than 55 pounds. The regulation changes will prohibit an increase in the number of swine at existing facilities in the Buffalo National River Watershed.

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

c. Justification: The regulation changes will prohibit an increase in the number of swine at existing facilities in the Buffalo National River Watershed, and prevent the future establishment of medium and large confined animal feeding operations in the Buffalo River Watershed.

d. Economic Impact: This rulemaking will not impact the environment in Arkansas that would not have otherwise occurred.

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

12. Regulation Number and Name: Regulation No. 6, Regulations for the State Administration of the National Pollutant Discharge Elimination System (NPDES); Docket No. 14-004-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on May 7, 2014. Proposed changes to Regulation 6 involve the addition of a new section, Reg. 6.207, which would establish public notification procedures whenever an applicant files a Notice of Intent to apply for a General Permit for a Concentrated Animal Feeding Operation under Regulation 6.

The Commission adopted the minute order initiating the rulemaking process on May 22, 2014, and amendments were adopted by the Commission on September 26, 2014.

c. Justification: Act 1511 of 2013 created a Committee and charged it with developing a policy for providing public notification for any Notice of Intent filed with the Department for a general permit involving a proposed Concentrated Animal Feeding Operation ("CAFO") in Arkansas. The purpose of this proposed rule is to incorporate the Committee's input in order to incorporate additional public notice procedures to be followed by any applicant for the CAFO general permit issued pursuant to Regulation No. 6.

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

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

13. Regulation Number and Name: Regulation No. 29, Arkansas Brownfields Redevelopment; Docket No. 14-005-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on August 6, 2014. This regulation deals with procedures for the cleanup and redevelopment of contaminated sites for productive re-use. Proposed changes to Regulation 29 involve minor changes in various sections of the regulation text to conform to APC&E regulation style and format changes adopted by the Commission since the last time the regulation was revised in 2006.

The Commission adopted the minute order initiating the rulemaking process on August 22, 2014, and no final decision has been made.

c. Justification: The proposed changes to the Regulation are necessary in order to conform with language in ACA § 8-7-1101; to correct the reference of Brownfields to Brownfield; to correct a discrepancy affecting eligibility requirements; and make minor stylistic revisions.

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

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

14. Regulation Number and Name: Regulation No. 30, Arkansas Remedial Action Trust Fund Hazardous Substances Site Priority List; Docket No. 14-006-R.

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

b. Description: ADEQ filed its request to initiate rulemaking on August 6, 2014. This regulation identifies Arkansas locations with hazardous substance issues which have been authorized for funding by the state for assessment and possible remedial action. Proposed changes to Regulation 30 include deletion of three sites from the current listing because remedial actions at the locations have been performed to the extent that the sites no longer pose an unacceptable risk to human health or the environment; adding a new site to the list for investigation, characterization, and remediation as may be needed; and transferring one site from the list to the National Priority List administered by the Environmental Protection Agency.

The Commission adopted the minute order initiating the rulemaking process on August 22, 2014, and no final decision has been made.

c. Justification: The proposed changes to the Regulation include deleting three sites from the list because remedial actions at the locations have been performed to the extent that the sites no longer pose an unacceptable risk to human health or the environment; adding one site to the list for investigation, characterization, and remediation as may be needed; and transferring one site from the list to the National Priority List which is administered by the Environmental Protection Agency.

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

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

15. Regulation Number and Name: Regulation No. 2, Southwestern Electric Power Company John W. Turk, Jr. Power Plant Third-Party Rulemaking; Docket No. 14-007-R.

a. Amendment Proposed By: Southwestern Electric Power Company John W. Turk, Jr. Power Plant ("SWEPCO").

b. Description: SWEPCO filed its request to initiate rulemaking on September 11, 2014. SWEPCO is requesting changes for the Little River from Millwood Lake to the mouth of the Little River. SWEPCO is requesting modification of the Total Dissolved Solids ("TDS") water quality criterion from 100 milligrams per liter (mg/L) to 138 mg/L and modification of the temperature criterion from 30 C (86 F) to 32 C (89.6 F). For the Red River from the mouth of the Little River to the Arkansas/Louisiana state line. SWEPCO is requesting modification of the TDS water quality criterion from 500 mg/L to 860 mg/L and removal of the designated, but not existing, domestic water supply use.

The Commission adopted the minute order initiating the rulemaking process on September 26, 2014, and no final decision has been made.


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

meet the current water quality criteria. This rule will prevent the impairment listing of the Little River between Millwood Lake and the Red River; eliminate the spatial inconsistency in the TDS criterion for the Arkansas segment of the Red River; and preserve the aquatic life, agricultural water supply, industrial water supply, and primary and secondary recreational contact designated uses of the segments of the Little and Red Rivers.

d. Economic Impact: There will be no cost to state government associated with the proposed amendment and no regulatory burden such as fees, reporting requirements, or obtaining any regulatory permit because of the modification of these mineral standards. No additional requirements will be imposed on any small business by the proposed amendment and no small business will be required to implement any changes because of the proposed amendment. The requested changes will impact only Southwestern Electric Power Company.

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

10/3/14
Date


Charles Moulton
Administrative Law Judge
Arkansas Pollution Control and
Ecology Commission

ADEQ REVENUE FROM AIR, WATER & SOLID WASTE PERMIT FEES

b

Figures generated from ADEQ Permit Data System. Date range = 07-01-2014 to 09-30-14

Division	Fee Code	Description	Annual	Initial	Late Fee	Modification	Variance	Short-Term Authority	Total
AIR									
	G	General Operating Permit	\$ 21,200 106	\$ 1,400 7	\$ - 0				\$ 22,600 113
	L5	Late Charge (Air T5)	\$ 314 1						\$ 314 1
	LC	Late Charge (Air LC)	\$ - 0	\$ - 0	\$ - 0				\$ - 0
	MS	Minor Source (Air MS)	\$ 185,707 97	\$ 11,449 9		\$ 12,874 29			\$ 210,030 135
	MVRF	Motor Vehicle Racing Facility							\$ - 0
	R3	Air Reg 18.315	1,000 5						\$ 1,000 5
	T5	Title 5 (Air T5)	\$ 981,215 37	\$ 3,260 1		\$ 21,440 21			\$ 1,005,915 59
AIR TOTAL		Total	\$ 1,189,436 \$ 246	\$ 16,109 \$ 17	\$ - \$ -	\$ 34,314 \$ 50	\$ - \$ -	\$ - \$ -	\$ 1,239,859 \$ 313
SOLID WASTE									
	1	Class I Landfill	\$ 12,000 2			\$ 7,000 2			\$ 19,000 4
	3C	Class III commercial (SW 3C)	\$ 5,000 1						\$ 5,000 1
	3N	Class III Non-commercial	\$ 3,000 1						\$ 3,000 1
	3T	Class III Tire Monofill (SW 3T)	\$ 6,000 2						\$ 6,000 2

ADEQ REVENUE FROM AIR, WATER & SOLID WASTE PERMIT FEES

Figures generated from ADEQ Permit Data System. Date range = 07-01-2014 to 09-30-14

Division	Fee Code	Description	Annual	Initial	Late Fee	Modification	Variance	Short-Term Authority	Total
AIR									
	G	General Operating Permit	\$ 21,200 106	\$ 1,400 7	\$ - 0				\$ 22,600 113
	L5	Late Charge (Air T5)	\$ 314 1						\$ 314 1
	LC	Late Charge (Air LC)	\$ - 0	\$ - 0	\$ - 0				\$ - 0
	MS	Minor Source (Air MS)	\$ 185,707 97	\$ 11,449 9		\$ 12,874 29			\$ 210,030 135
	MVRF	Motor Vehicle Racing Facility							\$ - 0
	R3	Air Reg 18.315	1,000 5						\$ 1,000 5
	T5	Title 5 (Air T5)	\$ 981,215 37	\$ 3,260 1		\$ 21,440 21			\$ 1,005,915 59
AIR TOTAL		Total	\$ 1,189,436 \$ 246	\$ 16,109 17	\$ - \$ -	\$ 34,314 50	\$ - \$ -	\$ - \$ -	\$ 1,239,859 \$ 313
SOLID WASTE									
	1	Class I Landfill	\$ 12,000 2			\$ 7,000 2			\$ 19,000 4
	3C	Class III commercial (SW 3C)	\$ 5,000 1						\$ 5,000 1
	3N	Class III Non-commercial	\$ 3,000 1						\$ 3,000 1
	3T	Class III Tire Monofill (SW 3T)	\$ 6,000 2						\$ 6,000 2

	4	Class IV Landfill	\$ 5,000 10			2,000 2		\$ 7,000 12
	CD/RF	Construction & Demolition Waste Recovery (Solid Waste CDRF)		\$ 900 1				\$ 900 1
	CL	Closed Facility (Solid Waste CL)	\$ 1,500 3					\$ 1,500 3
	CO	Composting Organic Waste (Solid Waste CO)	1,350 3					\$ 1,350 3
	CY	Composting Yard Waste (Solid Waste CY)	\$ 1,800 4					\$ 1,800 4
	LC	Late Charge (Solid Waste LC)	\$ 140 3					\$ 140 3
	P	Postclosure Fee (Solid Waste P)	\$ 500 1					\$ 500 1
	TS	Transfer Station or MRF	\$ 11,700 26					\$ 11,700 26
	WR	Solid Waste Recovery	\$ 1,350 3					\$ 1,350 3
SOLID WASTE TOTAL		Total	49,340 59	900 1	0 0	9,000 4	0 0	59,240 64
WATER - NPDES								
	N-A	NPDES Agricultural (Minor With Toxic)	\$ 16,404 2			\$ 2,000 1		\$ 18,404 3
	N-B	NPDES Saltwater (Minor Without Toxic)	\$ 193,081 146	\$ 217 1		\$ 4,000 2		\$ 197,298 149
	N-C	NPDES Cooling Water	\$ 429 2					\$ 429 2
	N-G	NPDES Coal Mining (converted)						\$ - 0
	N-G2	NPDES Coal Mining						\$ - 0

N-G3	NPDES Sanitary Landfill Run-off	\$ 2,800 7					\$ 2,800 7
N-G5	NPDES Bulk Petroleum Storage						\$ - 0
N-G6	NPDES Individual Home Treatment	\$ 3,000 15	\$ 1,000 5				\$ 4,000 20
N-G7	NPDES Water Plant Backwash Filter	\$ 15,200 38					\$ 15,200 38
N-G8	NPDES Pipeline Hydrostatic Test	\$ 1,400 7	\$ 1,200 6				\$ 2,600 13
N-G9	NPDES Car/truck Wash Facility	\$ 800 4					\$ 800 4
N-GA	Ground Water Clean-Up (Water-NPDES GA)	\$ 1,750 4					\$ 1,750 4
N-GB	Laundromat (Water-NPDES GB)						\$ - 0
N-GC	Sand and Gravel (Water-NPDES GC)	\$ 2,400 12	\$ 200 1				\$ 2,600 13
N-GD	Concentrated Animal Feedlot Operation (Water-NPDES GD)	200 1					\$ 200 1
N-GE	Cooling Towers; Tower & Boiler Blowdown (Water-NPDES GE)	400 2					\$ 400 2
N-GF	Pesticides (Water-NPDES)	\$ 800 4					\$ 800 4
N-J	NPDES Major Non-municipal, MRAT>= 100	\$ 60,000 4	\$ 15,000 1				\$ 75,000 5
N-K	NPDES Major Non-municipal, MRAT 80-100	\$ 11,000 1					\$ 11,000 1
N-L	NPDES Discretionary Major						\$ -

									0
	LC	Late Charge(Water-NPDES LC)	\$ 182 6						\$ 182 6
	LS	Late Charge (Storm Water)	\$ 1,112 50						\$ 1,112 50
	N-M	NPDES Major Municipal	\$ 247,909 30			\$ 5,000 1			\$ 252,909 31
	NO-EX	No-Exposure Certification (Water-NPDES	\$ 19,716 100	\$ 4,400 22					\$ 24,116 122
	N-O	NPDES Minor Aquatic Animal Prod	\$ 2,500 1						\$ 2,500 1
	N-P	NPDES Minor Variable Discharge	\$ 4,800 16	\$ 500 2					\$ 5,300 18
	N-Q	NPDES Construction Permit		\$ 4,000 8					\$ 4,000 8
	N-R1	NPDES Stormwater Manufacturing	\$ 56,534 284	\$ 8,200 41					\$ 64,734 325
	N-R2	NPDES Stormwater Construction	\$ 33,600 168	\$ 19,000 95					\$ 52,600 263
	R4	NPDES Stormwater: MSF Phase II	\$ 3,600 18						3,600 18 0
WATER NPDES TOTAL		Total	679,617 922	53,717 182	0 0	11,000 4	0 0	0 0	744,334 1,108
TE WATER PERM	ST	Short-Term Authorization							\$ - 0
	S-D	Confined Animal or Small Sep	\$ 20,600 103	\$ 1,000 5					\$ 21,600 108
	S-E	State Permits Branch Commercial or	\$ 28,167 57	\$ 1,500 3		\$ 1,500 3			\$ 31,167 63
	S-F	Industrial Sludge App							\$ - 0

	S-G1	State Permits Branch Confined							\$ - 0
	GP	Oil & Gas Pits							\$ - 0
	S-H	Salt Water Disposal (SPB H)	\$ 29,563 119	\$ 3,500 14		\$ 250 1			\$ 33,313 134
	GLA	Oil & Gas Land Application							\$ - 0
	S-I	POTW Non-NPDES Land App	\$ 500 1			\$ 500 1			\$ 1,000 2
	LC	Late Charge(Water-SPB LC)	\$ 490 23						\$ 490 23
	Z	Interim Authority (Water-SPB Z)							\$ - 0
	ST	Short-Term Authorization (Water-SPB ST)						\$ 58,200 116	\$ 58,200 116
WATER - STATE PERMIT		Total	\$ 79,320 303	\$ 6,000 22	\$ - -	\$ 2,250 5	\$ - -	\$ 58,200 116	\$ 145,770 446
	U-1	State Permits Branch UIC - Class I							\$ - 0
	Z	Interim Authority							\$ - 0
UIC TOTALS		Total	\$ - 0	\$ - 0	\$ - 0	\$ - 0	\$ - 0	\$ - 0	\$ - 0
TOTAL		Total	\$ 1,997,713 1,530	\$ 76,726 222	\$ - 0	\$ 56,564 63	\$ - 0	\$ 58,200 116	\$ 2,189,203 1,931

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

ADEQ REVENUE FROM PERMIT FEES AND LICENSES

All figures generated 10-01-14, based on active invoices. Date range = 07-01-2014 to 09-30-2014

b

Invoice Identifier	Fee Code	Description	Fund	Collections
RST - Tank Installer Licenses	RST	Tank installer licenses	SRS0000	\$ 8,350.00
TKS - Storage Tank Fees	TKS	Storage Tank Fees		\$ 133,680.00
UST - Exam Fees	UST	Underground Storage Tank Exam Fees		\$ 3,850.00
ASB - Asbestos Licenses	ASB	Asbestos Licenses	SAC0000	\$ 25,750.00
CCL - Contractors Licenses - Lead	CCL	Contractors Licenses	SAC0000	\$ 53,650.00
HWD - HW Permits	HWD	Hazardous Waste Permits	SHW0000	\$ 476,994.55
			MEE0000	\$ 3,600.00
			THS0000	\$ 32,400.00
TRF - Transfer Facilities	TRF	Transfer Facilities	SHW0000	
HWL- HW Licenses	HWL	HW Licenses	SHW0000	\$ 1,225.00
SFF - Superfund	HWD	Superfund permit fees	THS0000	
			MEE0000	
LAB - Lab Certification Fees	LAB	Lab Certification Fees	HMA0100	\$ 22,020.00
MPS - Mining Fees	MPS	Non-coal mining permit Fees	HMA0100	\$ 25,648.50
		Coal Mining Permit Fees	MAF0000	\$ 500.00
		Quarry Permit Fees	TLR0000	\$ 600.00
MBL - Mining Fees	MBL	Blaster Permits	MAF0000	
DCO - Dump Control Officers	DCO	Dump Control Officer Licenses	TPE0000	\$ 295.00
SWL - Sanitary Landfill Operators	SWL	Sanitary Landfill Operator Licenses		\$ 15,865.00
TTL - Waste Tire Licenses	TTL	Waste Tire Licenses		\$ 1,315.00
TPF - Waste Tire Facilities	TPF	Waste Tire Facilities		\$ 25.00
MER - Mercury Switches	MER	Mercury Switches	TWS0100	\$ 1,543.00
SWF - Municipal Landfills	SWF	Municipal Landfill Fees	TWS0100	\$ 245,278.67
			TWS0200	\$ 981,114.59
			TWS0300	\$ 816,772.18
ILF - Industrial Landfills	ILF	Industrial Landfill Fees	TWS0100	\$ 2,550.62
			TWS0200	\$ 10,202.49
			SMB0000	\$ 4,251.03
WWL - Wastewater Licenses	WWL	Waste Water Operator Licenses	MWW0000	\$ 8,250.00
Total				\$ 2,875,730.63