



ARKANSAS
Department of Environmental Quality

March 12, 2009

Jeff Heifner, Owner
Heifner's Farm
Box 178 Sivley Rd.
Dierks, AR 71833

Re: AFIN No: 31-00102

State Permit No: 4185-WR-2

Dear Mr. Heifner:

On March 10, 2009, I performed a routine compliance inspection of your facility in accordance with the provisions of the Arkansas Water and Air Pollution Control Act and the regulations promulgated thereunder. This inspection revealed the following violations:

1. Wastewater and soil samples were not collected for the year 2008.
2. A copy of the 2007 annual report could not be located at the facility at the time of the inspection. Department records indicate that the 2007 annual report was submitted as required.

The aforementioned items require your immediate attention. Please submit a written response to these findings to Cindy Garner, Technical Assistance Manager, Water Division Enforcement Branch of this department when these violations have been corrected. This response should contain documentation describing how each violation was corrected. The corrective action should be completed as soon as possible and the written response is due by April 2, 2009. Violations of your State Permit are subject to enforcement actions by this department. You should take reasonable measures to eliminate or prevent the recurrence of such violations in the future.

If I can be of any assistance, please feel free to contact me at (870) 389-6970.

Sincerely,

A handwritten signature in black ink that reads "Shan Lynch".

Shan Lynch
District Field Inspector
Water Division

cc: Enforcement Branch

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY
Agricultural Permit Inspection Report

Inspection Date 3-10-2009	AFIN Number 31-00102	Permit Number 4185-WR-2	County Howard	Compliance Status OUT
Facility Name and Location Heifner's Farm 4.5 miles north of Center Point off of Hwy 4		Name of Responsible Official Jeff Heifner Phone Number (870) 286-2493		Mailing Address Box 178 Sivley Rd. Dierks, AR 71833
Legal Description Sec. <u>4</u> Tns. <u>8 S</u> Rng. <u>28 W</u>		Name of Person Contacted Jeff Heifner		Title Owner
Grow or Produce for: Cargill		Design Animal Type and Capacity 504 sow farrowing operation		
Evaluate the Following Areas: S-Satisfactory M-Marginal U--Unsatisfactory N/A-Not Evaluated				
Part 1 - Operation and Maintenance				
(a) No discharge of wastewater from basins, lagoons, holding pond, and/or pits.				S
(b) No leaks or seeps in waste holding/disposal system.				S
(c) Adequate freeboard was found at basins, lagoons, holding ponds, and/or pits.				S
Estimate freeboard:				23
(d) Banks and levees properly maintained and in good operating condition.				S
(e) Adequate holding capacity in waste holding system.				S
(f) Adequate waste disposal equipment available and operational. Type: (<u>Sprinkler irrigation</u>)				S
(g) All waste being properly applied according to permit and waste management plan.				S
(h) All land application sites are approved under waste management plan or site management plan.				S
(i) Waste holding pond/pit is properly fenced, posted, and staff gauge installed if required.				S
(j) Waste facility and confinement area constructed according to approved plans.				N
(k) Owner and managing operators have completed adequate training and/or education.				S
(l) All flush systems, drain chutes, and waste drag systems operational.				S
(m) Facility operating within design type and capacity limits.				S
Comments/Violations Noted in Operation and Maintenance Section				
Part 2 - Sampling				
(a) Waste/wastewater sampled and analyzed for parameters as required by the permit and/or Reg. 5.				U
(b) Soil at the land application sites sampled and analyzed as required by the permit and/or Reg 5.				U
(c) Sampling and analytical methods meet the terms and conditions of the permit and/or Reg 5.				N
2, a&b – Wastewater and soil samples were not collected for the year 2008.				

Part 3 - Records and Reports

(a) Adequate records are kept on all waste being land disposed as required by permit and/or Reg. 5.	S
(b) Records being maintained on all sampling and analysis of soil and waste as required by permit and/or Reg. 5.	S
(c) Annual reports and other record keeping requirements kept and/or submitted as required by permit and/or Reg. 5	M

Comments/Violations noted Records and Reports Section

3,c – A copy of the 2007 annual report could not be located at the facility at the time of the inspection. Department records indicate that the 2007 annual report was submitted as required.

Part 4 - General

(a) All waste streams at the facility are covered under permit.	S
(b) No waste placed in a location where it is likely to cause pollution to the waters of the State.	S
(c) No visible effects on nearby waters of the State due to permitted waste system.	S
(d) Dead animals properly disposed.	S

☐ Composter ☐ On-site Burial ☐ Renderer ☒ Incinerator ☐ Other (Specify _____)

Comments/Violations noted in General Section

Part 5 - Recurring/Highlighted Violations

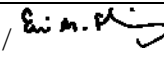
(List all Recurring and/or Highlighted Violations of Permit Conditions)

Photos Take During Inspection: no

Samples Taken: no

Inspector Name: Shan Lynch 

Date of Report March 12, 2009

Signature of Reviewer: Eric M. Fleming / 

Date of Review March 12, 2009

Attn: Cindy Garner

3/30/09

In response to the findings of Mr. Sham Lynch and the letter requesting corrective actions of his findings at our farm.

1. Wastewater and soil samples were not collected for the year 2008.

- Soil samples have been taken to the Conservation Office and results will be sent to you when we receive them.

2. A copy of the 2007 annual report could not be located at the facility at the time of the inspection. Department Records indicate that the 2007 annual report was submitted as required.

- Beginning immediately a copy of this report will be filed at our farm (as soon as the report is sent to us).

Sincerely,

Jeff Wafar
Wafar's Farm

Derby, Ct 06033

ADEQ

ARKANSAS
Department of Environmental Quality

March 12, 2009

Jeff Heifner, Owner
Heifner's Farm
Box 178 Sivley Rd.
Dierks, AR 71833

Re: AFIN No: 31-00102

State Permit No: 4168-WF-2

Dear Mr. Heifner:

On March 10, 2009, I performed a routine compliance inspection of your facility in accordance with the provisions of the Arkansas Water and Air Pollution Control Act and the regulations promulgated thereunder. This inspection revealed the following violations:

1. Wastewater and soil samples were not collected for the year 2008.
2. A copy of the 2007 annual report could not be located at the facility at the time of the inspection. Department records indicate that the 2007 annual report was submitted as required.

The aforementioned items require your immediate attention. Please submit a written response to these findings to Cindy Garner, Technical Assistance Manager, Water Division Enforcement Branch of this department when these violations have been corrected. This response should contain documentation describing how each violation was corrected. The corrective action should be completed as soon as possible and the written response is due by April 2, 2009. Violations of your State Permit are subject to enforcement actions by this department. You should take reasonable measures to eliminate or prevent the recurrence of such violations in the future.

If I can be of any assistance, please feel free to contact me at (870) 389-6970.

Sincerely,

Shan Lynch

Shan Lynch
District Field Inspector
Water Division

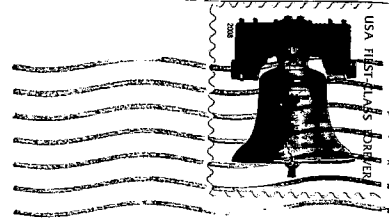
cc: Enforcement Branch

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

5301 NORTHSHORE DRIVE / NORTH LITTLE ROCK / ARKANSAS 72110-5717 / TELEPHONE 501-682-0880 / FAX 501-682-0880



Jeffery D. Heifner
178 Sivley Rd
Dierks, AR 71833



ADEQ
5301 Northshore Drive
North Little Rock, Ar 72118-5317

Attn: Cindy Garner

721185317 R015





April 15, 2009

Jeff Heifner, Owner
Heifner's Farm
Box 178 Sivley Rd.
Dierks, AR 71833

RE: Heifner's Farm, Permit Number 4185-WR-2, AFIN 31-00102
Response to Inspection

Dear Mr. Heifner:

The Department has received your response to the March 10, 2009 inspection of your facility by our District Field Inspector, Shan Lynch. Your letter appears to adequately address the discrepancies identified during the visit. The Department assumes the corrective actions taken will be maintained to ensure consistent compliance with the requirements of the permit. Acceptance of this response by the Department does not preclude any future enforcement action deemed necessary at this site or any other site.

The Department will keep the inspection and response on file. If future violations occur that require enforcement action, the Department will consider the inspection and response as required by the Pollution Control and Ecology Commission Regulation No. 7, Civil Penalties. This regulation requires the Department to consider the past history of your company and how expeditiously the violations were addressed in determining any civil penalty that may be necessary for any future violations.

If we need further information concerning this matter, we will contact you. Thank you for your attention to this matter. Should you have any questions, feel free to contact me at 501-682-0667 or you may e-mail me at blaket@adeq.state.ar.us.

Sincerely,

Tracey Blake
Enforcement Administrator
Water Division, Enforcement Branch