



Arkansas Department of Environmental Quality
Solid Waste Management Division
Complaint/Illegal Dump Investigation Worksheet



Complaint Lodged Against:

Bobby Bunn
1133 S 26
Arkadelphia, Ar. 71923
870-246-0538

Page 1 of 2

County: Clark

AFIN: 10-00000

PDS ID: 4829

Access ID:

Complainant Name & Address:

Anonymous

☒ Valid

☐ Invalid

☐ Unknown

Location Description:

Hwy 67 S of Arkadelphia go west on Matlock St. left at yield sign, immediately on the left.

Complaint Description of Waste: Construction / demolition waste is being placed in barrow pit.

Complaint Received by: Sheldon Hadley

Date Received: February 9, 2007

Section 1: Size of Waste Mass			Pts	Points	Total
Length		>640 yd ³	5	5	25
Width		320 yd ³ to 640 yd ³ = 16 roll offs	5		0
Height		160 yd ³ to 320 yd ³ = 8 roll offs	4		0
Total		80 yd ³ to 160 yd ³ = 4 roll offs	3		0
Approx. Cyd		40 yd ³ to 80 yd ³ = 2 roll offs	2		0
		40 yd ³ or < = 1 roll off	1		0
{Section 1 Multiplier=5}			Size of Waste Mass Score		25

Section 2: Contents of Waste Mass			Pts	Points	Total
Household Waste			5		0
Hazardous items {i.e. paint thinner, cleaning chemicals, oil cans, herbicides, medical waste, asbestos}			5		0
White Waste {i.e. Refrigerators and appliances that may contain Freon}			3		0
Construction/Demolition Waste			3	3	9
Approximate Number of Tires:			3		0
Abandoned Vehicles /Auto Parts: {May contain gasoline, oil, antifreeze or other automotive fluids}			2		0
Other Bulky Waste: {i.e. TV's, Furniture, Mattresses, etc.}			2	2	6
Yard Waste			1		0
Dead Animals			4		0
Other					0
{Section 2 Multiplier = 3}			Contents of Waste Mass Score		15

Sheldon Hadley

Section 3: Site Assessment		Pts	Points	Total
Air Pollution	Open Burning	5		0
Air Pollution	Evidence of Open Burning	4		0
Air Pollution	Strong; Foul Order Present	3		0
Water Pollution	Waste in or near standing or flowing water	5		0
Water Pollution	High probability of leachate (run-off) into ground/surface water	5	5	20
Public Health Risk Assessment	Vectors sighted	5		0
Public Health Risk Assessment	Evidence of Vectors {i.e. rats, flies, mosquitoes, snakes, scavengers}	4		0
Public Health Risk Assessment	Public Nuisance {i.e. feces and/or eggs and/or tunnels}	3	3	12
Site Usage Assessment	Site attended or maintained for a fee	5		0
Site Usage Assessment	History of previous complaints	5		0
Site Usage Assessment	Active, attractive nuisance; evidence of recent dumping	5	5	20
Site Usage Assessment	Dumping resumed at cleaned up or closed site	4		0
Site Usage Assessment	Old Site; no evidence of recent dumping; overgrown	2		0
{Section 3 Multiplier = 4}		SITE ASSESSMENT SCORE		52
		TOTAL for Section 1 & 2		40
Date Investigated: 2-13-07		Time Investigated: 0903		(F9) TOTAL SCORE 92
GIS: Not taken				
Section 4: Violations				
Solid Waste Management Act §8-6-205				
X	(a)(2) To construct, install, alter, modify, use or operate any solid waste processing or disposal facility or disposal site without a permit from the department			
X	(a)(3) To dispose of solid wastes at any disposal site or facility other than a disposal site or for which a permit has been issued by the department			
	(a)(3) Individual's household disposal that creates a public or private nuisance or a hazard to health and/or violates a city ordinance or other law and/or involves the open dumping of garbage			
	(a)(4) To dump, deposit, throw, or in any manner leave or abandon any solid wastes upon property owned by another person without the written permission of the owner or upon public property			
X	(a)(5) To sort, collect, transport, process, or dispose of solid waste contrary to the rules, regulations or orders of the department, or create or likely to create a public nuisance or public health hazard or to cause or likely to cause water or air pollution (Ark. Water and Air Pollution Control Act §8-4-101 et seq)			
	(a)(5)(b) A rebuttal presumption when one (1) or more items of solid waste bear the name to indicate that the person committed the unlawful act of disposal			
Waste Tire Regulations #14 §9, Prohibitions:				
	Tires disposed unless part of a permitted processing/collection facility			
	Caused or permitted the open burning of tires			
Air Pollution Control Code §8-4-310(a)(1)(2)(3)				
	5)(a) No person shall cause or permit the open burning of refuse, garbage, trade wastes or other waste material, or shall conduct a salvage operation by open burning			
Litter Act §8-6-406				
X	Dispose of litter upon any public or private property or into any body of water			
	Vehicle is not covered to prevent the contents from departing from vehicle			
Final Disposition				
X	Investigated – Letter Sent		Investigated – No Evidence Found	
	No Further Action Required		Complaint Forwarded To:	

Shelley

Complaint Investigation and Illegal Dump Worksheet Attachment

Location: South of Arkadelphia on Hwy 67, west on Matlock, south of Matlock.		County: Clark	
Inspector: Sheldon Hadley		Date: 2-13-07	
Follow-Up Investigation	PDS ID: 4829	Access ID:	

Comments:

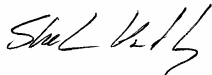
2-13-07

Upon arrival I noted >640 cubic yards of waste consisting of construction/demolition waste placed in a barrow area. Nobody was at the site at the time of inspection. Pictures were taken and the site was exited. The complainant stated that the property was owned by Bobby Bunn of Arkadelphia.

FURTHER ACTION TAKEN/TO BE TAKEN

Inspector Signature

Form Revised 12-12-03



Date 2-13-07



Document ID # - 004829-comp

February 13, 2007

Bobby Bunn
1133 S 26
Arkadelphia, Ar. 71923

Dear Bobby Bunn:

On February 13, 2007, I performed an investigation of the property located south of Arkadelphia west of Hwy 67 south and south of Matlock in Clark Co. Arkansas. My investigation revealed that you are in violation of the Arkansas Solid Waste Management Act, A.C.A. § 8-6-205. Specifically, I found the following violation(s):

Operation of an unpermitted solid waste disposal facility, which is in violation of §8-6-205 (a) (1) (2) (3) (4) and (5). The waste dumped at this site consists of construction/demolition waste. **"No person shall dispose of solid waste at any disposal site or facility other than a disposal site or facility for which a permit has been issued by the Department".**

By law, anyone who violates any provision of the Solid Waste Management Act may be subject to criminal, administrative and civil penalties up to \$10,000.

You should immediately cease the activity described above and undertake measures to correct the violation. You should notify me in writing at the above letterhead address or call (870)-777-7585, within **20 days** of the date of this letter, with a plan of action for correcting the violation.

Please be advised that failure to make contact with me in regard to this notification may warrant formal enforcement. Your cooperation is appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "Sheldon Hadley", is written over a horizontal line.

Sheldon Hadley, Inspector, SWD

cc: Heidi Love, Inspector Supervisor, SWD
Flora Wrather, Illegal Dump Coordinator, SWD

Complaint Investigation and Illegal Dump Worksheet Attachment

Location: <i>South of Arkadelphia on Hwy 67, west on Matlock, south of Matlock.</i>		County: <i>Clark</i>	
Inspector: <i>Sheldon Hadley</i>		Date: <i>3-26-07</i>	
X	Follow-Up Investigation	PDS ID: 4829	Access ID:

Comments:

2-13-07

Upon arrival I noted >640 cubic yards of waste consisting of construction/demolition waste placed in a barrow area. Nobody was at the site at the time of inspection. Pictures were taken and the site was exited. The complainant stated that the property was owned by Bobby Bunn of Arkadelphia.

3-26-07

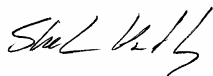
Follow up inspection

Mr. Bunn had called my office to let me know that the site had been cleaned and the waste remove. I arrived on the site at 0900 and 3-26-07 to find that no waste was visible at the site.

FURTHER ACTION TAKEN/TO BE TAKEN

Inspector Signature

Form Revised 12-12-03



Date 3-26-07







2/13/2007