



Arkansas Department of Environmental Quality

Solid Waste Management Division

Complaint/Illegal Dump Investigation Worksheet



County	Garland	PDS ID	008024	AFIN	26-00000	Page 1 of 2
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Date Received	11/24/2008	Received By	Lori Latimer
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Complainant Name / Address / Phone	Anonymous
Lake Hamilton Realty – Bobbie Green, Realtor 501-525-1466	

Complaint Lodged Against / Address / Phone
Paul LaPlante 244 Goose Pond Road Lonsdale, AR 72087

Location Description	Complaint Description of Waste
244 Goose Pond Road Lonsdale, AR	Realtor and new buyer were doing a final walk-thru when they saw where the seller has been burning and burying old paint cans and other toxic containers that the Class I landfill wouldn't take. They are going to wait the completed sale until hearing from ADEQ. Please contact them as soon as possible with a follow-up. There is no burning today, but evidence from the last time they viewed the property. There is a pond and a creek not far away.

Investigation Section

Date Investigated	11/25/08	Time Investigated	0915 - 0930
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SECTION 1	Size of Waste Mass	Violation Ranking	Points
Length	>640 yd ³	5	
Width	320 yd ³ to 640 yd ³ = 16 roll offs	5	
Height	160 yd ³ to 320 yd ³ = 8 roll offs	4	
Total	80 yd ³ to 160 yd ³ = 4 roll offs	3	
~yd3	40 yd ³ to 80 yd ³ = 2 roll offs	2	
	40 yd ³ or < = 1 roll off	1	
Size of Waste Mass Score			0

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

Kenneth Burch

SECTION 3 Site Assessment Violation Ranking Points

Air Pollution	Open Burning	5	
Air Pollution	Evidence of Open Burning	4	
Air Pollution	Strong; Foul Order Present	3	
Water Pollution	Waste in or near standing or flowing water	5	
Water Pollution	Probability of leachate (run-off) into ground/surface water	5	
Public Health Risk Assessment	Vectors sighted	5	
Public Health Risk Assessment	Evidence of Vectors {i.e. rats, flies, mosquitoes, snakes, scavengers}	4	
Site Usage Assessment	Site attended or maintained for a fee	5	
Site Usage Assessment	History of previous complaints	5	
Site Usage Assessment	Active, attractive nuisance; evidence of recent dumping	5	
Site Usage Assessment	Dumping resumed at cleaned up or closed site	4	
Site Usage Assessment	Old Site; no evidence of recent dumping; overgrown	2	
Site Assessment Score			0
*Violation Ranking: 1 (Least Serious Violation) to 5 (Most Serious Violation)		TOTAL SCORE	0

GPS Reading N 34° 37' 24.1": W 92° 52' 51.0"

SECTION 4 Violations

Solid Waste Management Act §8-6-205

	(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
	(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
	(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

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
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Investigation Comments

11/25/08 – I entered the site on this date and contacted the property owner, Mr. Paul LaPlante. He stated that ADEQ Air Division Inspector Joe Galesky had been out the previous day and explained to him the regulations regarding burning. He also stated that he had cleaned up all of the burned material and placed it in his container that Garland County Environmental Services pick up weekly. I examined the burn site and saw that the waste had been removed. Therefore, since the site had been remediated before my inspection, and I did not note any other problems, this complaint is invalid.

Final Disposition

<input checked="" type="checkbox"/>	INVALID COMPLAINT	<input type="checkbox"/>	VALID COMPLAINT
<input checked="" type="checkbox"/>	No evidence found	<input type="checkbox"/>	Letter Sent
<input checked="" type="checkbox"/>	No illegal disposal occurring	<input type="checkbox"/>	Follow-up Investigation
<input type="checkbox"/>	Salvageable materials	<input type="checkbox"/>	Response Received
<input type="checkbox"/>	8-6-205(a)(3) exemption	<input type="checkbox"/>	No further action
<input type="checkbox"/>	Unknown violator – No further action	<input type="checkbox"/>	Complaint Forwarded To

1.	Head west on N Shore Pl toward Doyle Venable Dr/Northshore Dr		0.2 mi
2.	Turn right at Doyle Venable Dr/Northshore Dr		0.3 mi
3.	Turn left at Crystal Hill Rd		0.3 mi
4.	Take the ramp onto I-430 S		11.7 mi
5.	Take exit 129B to merge onto I-30 W toward Texarkana		18.3 mi
6.	Take exit 111 for US-70 W toward Hot Springs		0.4 mi
7.	Merge onto AR-70		8.0 mi
8.	Turn right at AR-128		1.4 mi
9.	Turn right at Ira Williams Rd		0.1 mi
10.	Turn left at Owensville Cutoff		1.2 mi
11.	Continue on Smith Rd		1.8 mi
12.	Turn left at AR-298/AR-5		3.3 mi
13.	Turn right at Goosepond Rd Destination will be on the right		0.3 mi



244 Goosepond Rd
Lonsdale, AR 72087

