

ARKANSAS DEPARTMENT OF POLLUTION CONTROL  
AND ECOLOGY

LOCATION - SUBJECT Wallis Landfill

Harrison, Arkansas

MINUTE ORDER NO. 80-27

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The Commission hereby adopts the findings of fact and conclusions of law set out in the attached order, which is incorporated herein by reference, and orders that the Solid Waste Permit No. S-0114 issued to Billy K. Wallis be placed on probation for a period of one (1) year under the terms and conditions as set out in the attached order.

COMMISSIONERS

Law  
PS  
Ch. For SW.  
MS  
RKD  
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Jim Crutch

SUBMITTED BY: Paul N. Means

DATE PASSED: 4/4/80

IN THE MATTER OF  
BILLY K. WALLIS, d/b/a  
WALLIS SANITARY LANDFILL

FINDINGS OF FACT,  
CONCLUSIONS OF LAW,  
AND ORDER

A hearing on this matter was held before the Commission's representative, Paul N. Means, on February 5, 1980, in the Commission Room Department of Pollution Control and Ecology, 8001 National Drive, Little Rock, Arkansas. Billy K. Wallis, (hereinafter referred to as Respondent), appeared in person and was represented by council, Garvin Finton. The Department was represented by Richard Mays, Attorney, Enforcement Branch. Based on the record of this hearing, the Commission makes the following findings of fact and conclusions of law.

FINDINGS OF FACT

1. Respondent has on numerous dates failed to spread and compact solid waste as rapidly as it is admitted to the site during one (1) working day.
2. Respondent has on numerous dates failed to cover exposed waste material daily with a compacted layer of at least six (6) inches of material.
3. Respondent has on numerous dates failed to grade, contour, and provide drainage facilities for the entire site so that surface water will not flow through, onto, and stand on the disposal site.
4. Respondent has on numerous dates operated the landfill in substantial compliance with the Solid Waste Management Act and Code.

CONCLUSIONS OF LAW

Billy K. Wallis is guilty of violating Ark. Stat. Ann. § 82-2719(e), and Regulations Sec. 6(f)(5), Sec. 6(f)(6)(aa), Sec. 6(5)(13), Sec. 6(a)(8) of the Solid Waste Management Code.

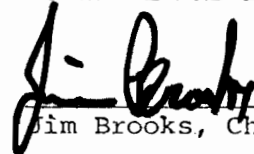
ORDER

The repeated violations of which Billy K. Wallis is guilty are sufficient for revocation of his permit. Billy K. Wallis has demonstrated that he can operate the facility in compliance with the Solid Waste Management Act and Code. This fact is some evidence against revocation of the permit, but in no way excuses repeated violations.

IT IS THEREFORE ORDERED THAT the Solid Waste Disposal Permit No. 5-0114 issued to Billy K. Wallis be, and it is, hereby placed on probation for a period of one (1) year, effective upon receipt of this order by Respondent. It is further ordered that the facility will be monitored on a random basis by Department representatives during said probationary period for the purpose of determining that the facility is being operated in compliance with the Solid Waste Management Act and Code. Should the facility be found to be in substantial non-compliance, the permit will be immediately revoked.

IT IS SO ORDERED.

ARKANSAS DEPARTMENT OF POLLUTION  
CONTROL AND ECOLOGY



Jim Brooks, Chairman