

ARKANSAS DEPARTMENT OF
POLLUTION CONTROL AND ECOLOGY

LOCATION - SUBJECT: P & H Hog Farms
Dover, Arkansas

MINUTE ORDER NO. 80-37

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The Commission hereby adopts the Findings of Fact and Conclusions of Law as set-out in the attached Findings of Fact, Conclusions of Law, and Order captioned, "In the matter of P & H HOG FARMS, Robert Hefley, Owner", which is incorporated herein by reference. The Commission further adopts the terms and conditions of the Order in said attachment, and the charges and allegations against Robert Hefley are hereby dismissed.

COMMISSIONERS

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CHAIRMAN

SUBMITTED BY Paul N. Means

DATE PASSED 7/25/80

BEFORE THE ARKANSAS DEPARTMENT OF POLLUTION CONTROL AND ECOLOGY

In the matter of
P&H HOG FARMS,
ROBERT HEFLEY, OWNER

Permit No. 2068-W

FINDINGS OF FACT, CONCLUSIONS OF LAW
AND ORDER

A hearing was held before the Honorable Richard Mays, Administrative Hearing Officer, on April 22, 1980, in the Commission Room, Department of Pollution Control and Ecology, 8001 National Drive, Little Rock, Arkansas. Robert Hefley, (hereinafter referred to as "Respondent"), appeared in person and was not represented by counsel. The Department was represented by Paul N. Means, attorney for the Department. Based on the testimony and other evidence presented, the Commission makes the following findings of fact and conclusions of law.

FINDINGS OF FACT

1. Robert Hefley operates a waste treatment system in conjunction with a confined hog feeding operation pursuant to permit number 2068-W issued by the Department. Permit condition 9 requires that there be no discharge from the facility to surface waters.
2. There is no evidence of discharge of waste material from the system to the surface waters of the State.

CONCLUSIONS OF LAW

Robert Hefley is not guilty of a violation of his permit conditions and Ark. Stat. Ann. §82-1901, et. seq.

ORDER

IT IS THEREFORE ORDERED THAT the charges and allegations against Robert Hefley be dismissed.

Jim Brooks, Chairman

Dated: _____