

ARKANSAS DEPARTMENT OF
POLLUTION CONTROL AND ECOLOGY

LOCATION - SUBJECT: PERMITS BRANCH

SOLID WASTE SECTION

MINUTE ORDER NUMBER 80-61

PAGE 1 OF 1 PAGES

The Commission hereby approves the permit applications submitted by the following firms, subject to the provisions of the Solid Waste Management Act, the Solid Waste Management Code, and the permit terms and conditions.

Fairfield Bay, Incorporated

Name of facility - Fairfield Bay Sanitary Landfill

Additional Conditions - A two foot clay liner shall be placed over all permeable material and any areas of exposed bedrock encountered in trenches or area fill excavations. The depositing of waste shall be limited to areas 5, 6, 7, 8, 9, and portions of areas 3 and 4 as shown on engineering plans. Areas 1 and 2 and portions of areas 3 and 4 are to be utilized for cover material. Proper preparation of the site shall be supervised and reported in writing by a registered professional engineer prior to placement of any waste in the landfill.

Riceland Foods, Incorporated

Name of facility - Riceland Foods Sanitary Landfill

Additional Conditions - The pit shall be lined with a minimum of two feet of claylike impervious material before depositing of waste in the pit. The daily operation must be terminated early enough to allow placement of daily cover during daylight hours. Access shall be controlled at all times. The waste deposited shall be limited to grain cleanings, bleaching clay, paper waste, and wood waste. No liquids, semi-liquids or semi-solids or oils shall be deposited in the landfill. Proper preparation of the site shall be supervised and reported in writing to the Department by a registered professional engineer prior to placement of any waste in the landfill.

Benny Stovall - (Permit Modification)

Name of facility - Stovall Sanitary Landfill

Additional Conditions - Disposal of refuse is limited to the materials identified in the original permit and the request for permit modification. A two foot layer of compacted clay material shall be placed above the water table if encountered during a trenching operation. Proper preparation of the site shall be supervised and reported in writing to the Department by a registered professional engineer prior to placement of any waste in the landfill.

COMMISSIONERS

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Chairman

Submitted By: John WARD Date Passed: 9/26/80

PERMIT APPLICATION SUMMARY

1. Name of Applicant Fairfield Bay, Inc. Address P.O. Box 3008, Fairfield Bay, AR 72153
2. Name of Facility Fairfield Bay Sanitary Landfill
3. Engineer/Firm Garver & Garver, Inc. Address 11th & Battery, Little Rock, AR 72204
4. Application Date April 10, 1980
5. Site Location SE⁴Sec. 22, W²SW⁴Sec. 23, T. 12 N., R. 13 W., Van Buren County, AR
6. Operation Trench and overfill type sanitary landfill
7. Residences Within 1/2 Mile 15 homes
8. Water Supplies Within Vicinity Individual wells
9. Soils/Groundwater Depth to minimum groundwater table in excess of 10 feet based on study by McClelland Engineers.
10. Drainage Sequence Southerly 1500 feet to Big Branch Creek.
11. Hearing Date 9/2/80 Dept. Represented _____ Remarks See attached.
12. Recommended Additional Permit Provisions A two foot clay liner is to be placed over all permeable material and any areas of exposed bedrock encountered in trenches or area fill excavations. The deposition area to be limited to areas 5,6,7,8,9 and portions of areas 3 and 4 to be shown on engineering plans. Areas 1 and 2 and portions of areas 3 and 4 to be utilized for borrow material for cover material. The preparation of the site must be supervised by a Registered Professional Engineer and reported to the Department in writing prior to placement of any garbage in the landfill.

Approval Recommended _____ Engineer Robert R. Dorsey Date 9/8/80

ARKANSAS DEPARTMENT OF POLLUTION CONTROL AND ECOLOGY
 8001 National Drive
 Little Rock, Arkansas 72209
 Solid Waste Control Division 371-2130

APPLICATION
 SOLID WASTE DISPOSAL PERMIT
 (Sanitary Landfill)

The undersigned is a registered professional engineer with the state of Arkansas. A permit will be issued following submission and approval of engineering plans and specifications in accordance with the Arkansas Solid Waste Disposal Code.

1. Applicant's name Fairfield Bay, Inc. Phone No. 884-~~5560~~
3333
 Address P. O. Box 3008, Fairfield Bay, Arkansas 72153
2. Engineer's name Garver & Garver, Inc. Phone No. 376-3633
 Address 11th & Battery Streets, Little Rock, Arkansas 72202
3. Legal description and acreage SE $\frac{1}{4}$ Section 22 and W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 23,
T-12-N, R-13-W, Van Buren County, Arkansas acres 240
4. Total area of site to be used as a sanitary landfill 60 acres.
5. Land is to be leased , rented , owned X. (If land is to be rented or leased, a copy of rental or lease agreement will be provided in narrative portion of plans.)
6. Present land use surrounding site Scrub timber and pasture land
7. Distance from nearest public road $\frac{1}{4}$ mile and nature of access road present or planned Widen and gravel access road
8. Distance to nearest residence 400'
9. Distance to nearest water well 400'
10. Distance to nearest lake or stream 6000' Name Middle Fork Little Red River
11. Soil profile description, including depth of soil, wetness, permeability, and soil texture. Include a statement about any evident limitations or hazards such as flooding, character of bedrock, if known, permeable substrate or other factor. This information should be obtained from the Soil Conservation Service or other reliable source (attach copy of report).
12. Depth of minimum water table feet. Determined by Not able to
obtain information (responsible authority).

13. Type of operation: Trench fill _____ Area fill _____ or Combination X .

14. Types, quantities, and sources of materials to be disposed of:

<u>Type</u>	<u>Quantity</u>	<u>Source</u>
Residential/ Commercial	<u>100%</u>	<u>Estimated by Garver & Garver, Inc.</u>
Industrial	<u> </u>	<u> </u>
Other	<u> </u>	<u> </u>

NOTE: No hazardous wastes, sewage solids or liquids, septic tank pumpings, or other liquids are allowed to be disposed of at a sanitary landfill without written approval from the Department. Any landfill intended for these wastes may required a special permit.

15. Procedures for prevention of unauthorized use of the site Gate erected at entrance. Entrance only by Fairfield Bay and Corps of Engineers personnel

16. The proposed use of the site upon termination of the disposal operation Agriculture land, principally pasture and timber.

17. Type collection service provided or planned 17 C.Y. and 10 C.Y. Compactor Truck Owned and Operated by Fairfield Community Club.

18. What city/county ordinance control solid waste collection/disposal in the area served by the proposed landfill? None

REMARKS: Private landfill for use by Fairfield Bay Community Club and minor use by Corps of Engineers.

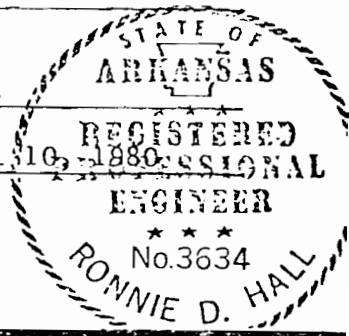
NAME OF ENGINEER Ronnie D. Hall

TITLE P. E.

SIGNATURE Ronnie D. Hall

DATE April 10, 1980

SEAL



To: The Arkansas Commission on Pollution Control and Ecology

From: The Honorable Mayor of Shirley, James Little

The proposal that a solid waste landfill site be constructed and permitted just two miles west of the town of Shirley has created much concern and discussion among our local citizenry and our municipal government. Though it is perfectly understandable that a rapidly growing community such as Fairfield Bay, Inc. has a need for a landfill to handle their increasing volume of solid waste, it should also be perfectly understandable that the citizens of Shirley have a keen interest in protecting their community from any possible adverse effects that such a landfill might create.

I feel that some of the doubts and misgivings about the proposed landfill should be made clear to this commission prior to the permitting of the proposed landfill in order that the commission be able to assure the town of Shirley that their well being is given due regard. I would like to offer the following suggestions and observations to the commission for consideration.

In order to transport the commercial and residential waste from Fairfield Bay Inc. to the proposed landfill, transport vehicles should be thoroughly contained to prevent spillage of waste in the city. All too often the roadside ditches testify that this spillage does occur.

The commission is well aware, I'm sure, of the degree and kind of limitations of the soils that are found in and around the Shirley area. In a study performed for Shirley by the Van Buren County Department of Sanitation it was found that "Shirley is located in an area of the county and state where there is a noticeable elevation change with the heart of the city setting in a valley with mountainous areas to the north, west and south of the town." (the proposed landfill lays west of town.) "Due to this fact a severe run-off problem does exist in Shirley.....and the valley of Shirley is subject to receive any and all types of run-off from the more highly elevated sections. Also, with the river located around the town, this run-off problem, so to speak, has both a direct and indirect effect on the Little Red River. This in many ways, causes a severe pollution problem for the Little Red." Additional efforts were made by Mr. Bill Townsend, Soil Scientist with the Arkansas Soil Conservation Service. In his "Soil Investigation Report for Shirley, Arkansas" dated 12-5-78, Mr. Townsend concluded that he "found these soils to be Enders, Darling Mountainburg, Linker and Sequatchie soils. All of these soils but Sequatchie have severe limitations for..... absorption fields. Sequatchie soils have severe limitations if within the flood plain."

It can only be seen from these findings that the proposed landfill site which lies high above the elevation of Shirley will have a run-off flow that will run into both Beaver Creek and the Middle Fork of the Little Red River, hence into the town of Shirley. Our already over polluted part of the river can only be made worse if this additional run-off is added.

There has been some discussion in the past and an on-going attempt at the present time to organize an Industrial Development Commission for Fairfield Bay, Inc. in order that "non-pollutive light industry" may come about in the Fairfield Bay area. In the event that this industrial development does come about: will the proposed landfill be set-up to handle the additional industrial waste? Further, will other communities outside the Shirley area, even outside the county be allowed to haul their industrial, residential and commercial waste to and through the Shirley area? The people of Shirley have a need and a right to know the scope, the limits and the possible consequence of the proposed landfill before it is approved and permitted.

Finally, it should be noted that for the past several months and at this very moment there is an approved, partially funded county wide effort in the making that will set up, build and operate a county wide solid waste disposal system that will facilitate all towns, communities and private citizens of Van Buren County. I have here a memorandum I received last week from White River Planning and Development with a copy of the recently completed (Dec. 1979) "Van Buren County Solid Waste Management Study", which was made by federal engineers and financed by the Environmental Protection Agency and state monies. This letter states that,

"Van Buren County was recently awarded 150 hours from the Environmental Protection Agency in the form of technical assistance for the development of a solid waste management system. Van Buren County is working with the Arkansas Department of Pollution Control and Ecology, The Arkansas Department of Energy, and White River Planning and Development District" (which prepared the attached Solid Waste Study), "in the development of the waste management plan.

The mayors of the three incorporated cities in Van Buren County, Clinton, Shirley and Damascus have requested to participate in the solid waste management system and will be included in the plan developed."

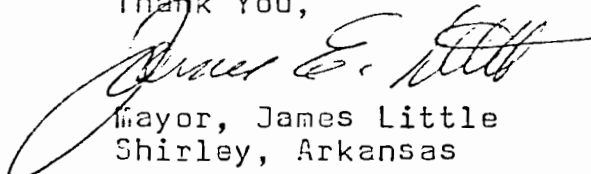
Furthermore, as recently as August 25, 1980, I received a letter from Governor Bill Clinton. In a strongly worded message the Governor states, "I urge you to make the commitment to solve the solid waste problem in your community....and..I pass along to you a list of resources along with the assurance that the resolution of solid waste problems in the state is of prime concern to me. I remain committed to the resolution of these problems and will work towards the elimination of

landfills and dumps through the institution of resource recovery facilities and regional approaches to solid waste management."

Mr. Chairman, I feel that in light of the efforts going on today by federal, state county, and municipal governments the proposed landfill before this commission tonight is well meaning but out of step with the times and the people. Instead of permitting another small, private landfill that might serve only a selected few and unfairly damage the good people around the landfill and in the town of Shirley I propose that Fairfield Bay, Inc. join with the rest of Van Buren County, the aforementioned federal and state agencies and help us develop a county wide solid waste management system that all can participate in equally. The need for this united effort to solve a common problem is summed up admirably in the concluding remarks of the Van Buren County Solid Waste Management Study mentioned above. "During the next month, officials from the Arkansas Department of Pollution Control and Ecology, Department of Energy and the regional Environmental Protection Agency will be coordinating efforts with local officials of the county and White River Planning and Development District. The ongoing studies will consider landfill siting, routing and feasible mechanisms to operate a solid waste management system. Through the cooperation of the various agencies and local officials Van Buren County will be able to determine a system which can be established for the county... .Because of the complexity of such a system and based on the rural nature of Van Buren County, it is essential that the county and municipalities coordinate efforts in establishing a county wide system."

Mr. Chairman, these are the findings and suggestions of your own commission. Governor Clinton and your own federal and state departmental partners. We respectfully submit that we can live by your findings if you can.

Thank You,



Mayor, James Little
Shirley, Arkansas

Mr. Chairman, my name is Bud Ward, Vice President of Engineering at Fairfield Bay. I am making this statement on behalf of Mr. Clay Gring, president of Fairfield Bay, Inc. and president of the Fairfield Bay Community Club, Inc. Fairfield Bay, Inc. has applied to operate a sanitary landfill on a site two miles west of Shirley, Arkansas, just west of State Highway 110 on property described as follows: SE $\frac{1}{4}$ Section 22 and W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 23, T-12-N, R-13-W, all in Van Buren County, Arkansas. The proposed facility is located on a 60-acre site owned by Fairfield Bay, Inc. Residential and commercial wastes would be deposited at the proposed landfill.

Careful consideration and thought have led to the selection of this site for a sanitary landfill. The engineering study and soils testing, which accompany the application, show that a sanitary landfill can be properly operated at this site. Fairfield Bay, Inc. intends to operate the landfill in accordance with the permit and the Arkansas Solid Waste Code.

RECEIVED 7/2/80
At Fairfield Bay

R. Veters

Jim Bearden

PETITION

We the undersigned, citizens of Van Buren County and residents in and around the area of the proposed Fairfield Bay landfill near Shirley petition the Arkansas Commission on Pollution Control and Ecology, to hear and duly consider our attitudes on said landfill:

1. We strongly oppose the permitting of a solid waste landfill as close to our homes and our families as the proposed location is.

2. We feel that the threat of multiple ill-effects (foul odors, flies, noise, soil erosion, run off in Big Branch, Weaver Creek, and Middle Fork; underground water contamination, vermin, and the general disfigurement of the land) is so great that our lives and the natural beauty of our community would be irrepatably damaged.

3. We feel it unjust and unnecessary for one community to haul its trash and refuse to its neighboring community for disposal when it has thousands of acres of its own land that could be utilized for the same purpose.

We appeal to the Commission to deny this proposed landfill.

- 1. Stark, Allen
- 2. Meytle Goodnight
- 3. John Goodnight
- 4. Albert Hensley
- 5. Eddie Hensley
- 6. Miss Jane Robertson
- 7. Edil Missou
- 8. Johnny Harness
- 9. George Harness
- 10. Beatrice Brown
- 11. Burley Brown
- 12. Bertha Gibbons
- 13. Doris J. Murry
- 14. Edward D. Murry
- 15. John Clark G.P.
- 16. Betty L. Williams
- 17. Oretta L. Goodnight
- 18. Jerry L. Bagley
- 19. Herb M. White
- 20. Grith Long

- 21. Delmer Autry
- 22. Bonnie L. Autry
- 23. George Young
- 24. James L. Higgins
- 25. Mrs. L. H. Hines
- 26. William L. Murry
- 27. Oliver Berry
- 28. Paul Berry
- 29. Charles G. Gaddy
- 30. Dula Gaddy
- 31. Violet Cate
- 32. _____
- 33. _____
- 34. _____
- 35. _____
- 36. _____
- 37. _____
- 38. _____
- 39. _____
- 40. _____

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|-----------------------------|-----|-----------------------|
| 1. Kenneth Reynolds | 21. | Marshall X |
| 2. Cecil Burt | 22. | John Johnson |
| 3. William Lawrence | 23. | J. Nathan Brown |
| 4. Arthur W. Tom | 24. | Paul Brown |
| 5. John P. ... X | 25. | Kathleen Brown |
| 6. ... X | 26. | Neil Reynolds |
| 7. Harold Hackett | 27. | Kay Reynolds |
| 8. Paul ... | 28. | ... X |
| 9. E. N. ... | 29. | ... X |
| 10. Virginia Ross | 30. | Hub Rabitoy |
| 11. Virginia Ross Williams | 31. | ... X |
| 12. Walter ... | 32. | James Watts |
| 13. Eldon Duell | 33. | Faye Watts |
| 14. ... | 34. | Conrad Watts |
| 15. ... | 35. | Billie ... |
| 16. ... | 36. | Ida Ward |
| 17. ... | 37. | Yasmin Ward |
| 18. ... | 38. | Helen Johnson |
| 19. ... | 39. | Linda Higgins |
| 20. ... X | 40. | Thelma L. Murry |

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|----------------------------------|-----------------------------|
| 1. <u>Bill Smith</u> | 21. <u>Sherman Bradford</u> |
| 2. <u>Barbara Ann Smith</u> | 22. <u>Harriet Bradford</u> |
| 3. <u>Benny Brown</u> | 23. <u>Hugh Brown</u> |
| 4. <u>Fred Ramsey</u> | 24. <u>Alton Brown</u> |
| 5. <u>Doris O. Jones</u> | 25. _____ |
| 6. <u>Orville Palmer</u> | 26. _____ |
| 7. <u>Dorothy Curtis</u> | 27. _____ |
| 8. <u>Charles Sam</u> | 28. _____ |
| 9. <u>Robert Lawrence</u> | 29. _____ |
| 10. <u>Wm. H. ...</u> | 30. _____ |
| 11. <u>Doris Brown</u> | 31. _____ |
| 12. <u>Sandra Bradley</u> | 32. _____ |
| 13. <u>Diana ...</u> | 33. _____ |
| 14. <u>Lynn Brown</u> | 34. _____ |
| 15. <u>Frank Pruitt</u> | 35. _____ |
| 16. <u>May Pruitt</u> | 36. _____ |
| 17. <u>Louise Brown</u> | 37. _____ |
| 18. <u>Mary ...</u> | 38. _____ |
| 19. <u>St. ...</u> | 39. _____ |
| 20. <u>Ethel Bradford</u> | 40. _____ |

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|-----|----------------------------|-----|-------|
| 1. | <u>Caroleen Napier</u> | 21. | _____ |
| 2. | <u>Edna Victoria</u> | 22. | _____ |
| 3. | <u>Wayne Stafford</u> | 23. | _____ |
| 4. | <u>Marion Stafford</u> | 24. | _____ |
| 5. | <u>Bill Waters</u> | 25. | _____ |
| 6. | Thomas | 26. | _____ |
| 7. | James | 27. | _____ |
| 8. | <u>Geldia Musser</u> | 28. | _____ |
| 9. | <u>Eyra Mastro</u> | 29. | _____ |
| 10. | <u>Marglene Wajz</u> | 30. | _____ |
| 11. | <u>Abundant</u> | 31. | _____ |
| 12. | <u>Carol Jarrell</u> | 32. | _____ |
| 13. | <u>Lindsay Weaver</u> | 33. | _____ |
| 14. | <u>Colonel Weaver</u> | 34. | _____ |
| 15. | <u>Orion Heald</u> | 35. | _____ |
| 16. | <u>Sammy D. Hamley</u> | 36. | _____ |
| 17. | <u>Bill Honeycutt</u> | 37. | _____ |
| 18. | <u>George J. Honeycutt</u> | 38. | _____ |
| 19. | _____ | 39. | _____ |
| 20. | _____ | 40. | _____ |

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| 1. <u>Floyd Haley</u> | 21. <u>Verdie Hensley</u> |
| 2. <u>Larry Eggen</u> | 22. <u>Christopher M. Ferguson</u> |
| 3. <u>Mable Jones</u> | 23. <u>Florence C. Eckelbarger</u> |
| 4. <u>Paul Kozul</u> | 24. <u>Dale K. Eckelbarger</u> |
| 5. <u>Fred Jaurson</u> | 25. <u>Dale K. West</u> |
| 6. <u>Loyce Hill</u> | 26. <u>Stam Kiger</u> |
| 7. <u>Tommy Hill</u> | 27. <u>Samuel Ferguson</u> |
| 8. <u>Bill Hill</u> | 28. _____ |
| 9. <u>Deborah Sewell</u> | 29. _____ |
| 10. <u>Donald Sewell</u> | 30. _____ |
| 11. <u>Stelcher Sewell</u> | 31. _____ |
| 12. <u>Syble Sewell</u> | 32. _____ |
| 13. <u>Rudis Allen</u> | 33. _____ |
| 14. <u>Gran Allen</u> | 34. _____ |
| 15. <u>M. Wald Harper</u> | 35. _____ |
| 16. <u>Kenia Benton</u> | 36. _____ |
| 17. <u>Carol Jones</u> | 37. _____ |
| 18. <u>Greg L. Fisher</u> | 38. _____ |
| 19. <u>Norman B. Henderson</u> | 39. _____ |
| 20. <u>Matthie Williams</u> | 40. _____ |

PETITION

We, the undersigned property owners, respectfully request that the Arkansas Department of Pollution Control and Ecology, consider our petition and deny a permit for a sanitary land fill to be operated by Fairfield Bay, Inc., off Highway 110 in the Shirley, Arkansas area, the lands being described in their permit application.

We oppose the proposed land fill for the following reasons:

1. Depreciation of our lands and homes. You are well aware of what this type of operation does to property values, as no one wants to live by a dump. With this type of operation in our neighborhood, land sales will be ruined for all of us, and quite a few people have purchased property for retirement homes, with no knowledge of what Fairfield Bay had planned.
2. If not operated in a safe and sanitary manner, these land fills can become a source of noxious odors, vermin and rodents, and if not covered at all times fire is a real concern, and in this hilly terrain, it's a great concern. Even though the area is behind locked gates, you are well aware that people walk in these places, looking for whatever they may find and vandals deliberately set these places on fire.
3. We do not understand why Fairfield Bay, Inc., as extensive land owners, does not put this type of operation closer to their own community, instead of spreading out in the community miles away and causing mental and financial concern to other citizens in Van Buren County.

We, the undersigned, are property owners in the immediate area of the proposed land fill, and we respectfully request that you give us every consideration before granting or approving a permit.

Deena of Middletown - Shirley, Ark. - "Mountain Meadows" Estates
Suzanne "Middletown" " " " "
Lloyd Reynolds - Hwy 16 - Shirley, Ark
Hazel Ragsdale - " " " "
Harry Maher - Mountain Meadows Estates
Helen Maher - " " " "

The following are property owners in Mountain Meadows Estates. Since we only had a little over a week to do something we did not have time to send petitions to them, but they have been contacted and want their names added to the petition. Their ownership can be verified by escrow accounts at Clinton State Bank, Clinton, Ark.

Stanley & Martha Coley - Perrytown *David & Ruth Clements - Hot Springs*
Petrick & Deborah Coley - Lepus



DODD MOUNTAIN

Property Boundaries
Landfill Site

Bud Brown Hill

Hollow

Good Spur

Good Ridge

Dr. Henry Mountain

Rapids

MIDDLE

MOOSE

Hollow

Garrett Station

Collins

Water Tank

Shirley

BM 542

Gravel

Gravel

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PUBLIC HEARING - FAIRFIELD BAY, INC. SANITARY LANDFILL
September 2, 1980
Fairfield Bay, Arkansas

The hearing was convened by Jim Bearden, Assistant Chief of the Solid Waste Division. Those in attendance were: Bob Dorsey, Mark Witherspoon, Arkansas Department of Pollution Control and Ecology; Bud Ward, Vice President of Fairfield Bay, Inc.; Tom Kimmons, representing the Mayor of Shirley; Ronnie Hall, Garver & Garver; and the following concerned citizens: Winston Sowell, Leona Hill, Mr. Maddox, Rosemary Maddox, Floyd Haley, one unidentified man. See attached attendance roster.

The Public Notice was read by Jim Bearden, the Hearing Officer. Comments were made by the following people in attendance:

Winston Sowell, a nearby resident of Shirley, Arkansas asked about percolation of leachate into permeable solids. Bob Dorsey described clay liner required over permeable areas and water diversion techniques.

Ronnie Hall, Garver & Garver, described some conditions on site.

Leona Hill, nearby Shirley resident, expressed concern over surface water contamination going into Big Branch and consequent property devaluation.

Mark Witherspoon, described sanitary landfill engineering techniques designed to isolate the waste from ground and surface water.

Unidentified man, questioned sampling in Big Branch Creek.

Jim Bearden, addressed sampling and associated problems and techniques.

Leona Hill, expressed concern over intense flooding of the nearby creeks.

Mr. Maddox, a land developer in the area, expressed concern over decreasing land values, confining garbage, excess surface runoff. He questioned why Fairfield Bay picked this place instead of some of their other land.

Bob Dorsey, explained that low flat areas were hard to find in that part of the state, and when they were available, they were usually more prone to flooding than the higher areas.

Floyd Haley, nearby landowner, testified that flooding is intense in the area and there was no way to keep the landfill from washing down the slope.

Jim Bearden explained the soils and engineering required for a proper sanitary landfill to prevent runoff problems.

Floyd Haley also expressed concern in water well contamination.

Unidentified man would not identify himself but expressed concern over who would check on operational compliance.

Jim Bearden explained enforcement inspector's duties.

Rosemary Maddox, land developer, explained that water at the foot of the mountain is further down drainage sequence and runoff is not as great a volume higher up.

Rosemary Maddox also expressed concern in decreasing property values and asked Bud Ward of Fairfield Bay, Inc. why they picked Shirley to dispose of Fairfield Bay's waste.

Bud Ward answered that they had investigated a dozen sites before they found a site with proper soils. He also tried to explain what a properly operated landfill would look like.

Winston Sowell, nearby resident of Shirley, Arkansas, submitted a petition with 130 signatures. He also questioned the quantity and quality of clay on the site.

Ronnie Hall, Project Engineer, presented a complete soil investigation for the proposed site as compiled by McClelland Engineers. He also noted that some areas were not suitable, but that these areas were eliminated from landfilling operations.

Winston Sowell continued to question the quantity and quality of soil.

Bob Dorsey stated that he and Mark Witherspoon had spent an entire day digging trenches over the site so that the areas not suitable for landfilling could be eliminated from trenching operations.

Winston Sowell continued to question the quantity and quality of soil. He also expressed concern with surface runoff.

Bob Dorsey described diversion berms for surface water runoff.

Winston Sowell complained of flies, maggots, and other problems associated with the present Fairfield Bay sanitary landfill.

Bob Dorsey said that these problems will not occur with a properly covered and maintained sanitary landfill.

Bud Ward stated that he had never heard of any problems with flies at the present site. He also stated that the present site is covered every day.

Bud Ward, Vice President of Fairfield Bay, Inc. read a prepared statement that was submitted to ADPC&E staff.

Tom Kimmons, representing the town of Shirley and Mayor James Little, read a prepared statement that was submitted to ADPC&E staff.

Jim Bearden asked if Fairfield Bay had investigated a regional approach to solid waste management.

Bud Ward stated that they had not, but that they would like to participate in one.

Jim Bearden explained costs and specifics in forming a regional solid waste management system.

Bud Ward stated that he would be interested in a regional system but that the timing is the problem. Fairfield Bay is seeking to fill an immediate need.

A citizen asked if the Commission takes public opinion into consideration.

Jim Bearden assured her that the Commission reviews all aspects of the permit.

Jim Bearden declared the meeting closed at 8:00 p.m.

PERMIT APPLICATION SUMMARY

1. Name of Applicant Riceland Foods, Inc. Address P.O. Box 927, Stuttgart 72160
2. Name of Facility Riceland Foods Sanitary Landfill
3. Engineer/Firm Garver & Garver, Inc. Address 11th and Battery, Little Rock
4. Application Date June 10, 1980
5. Site Location Portion SW⁴ Sec. 20, T. 2 S., R. 5 W., Arkansas County
6. Operation Pit fill type landfill
7. Residences Within $\frac{1}{2}$ Mile less than $\frac{1}{2}$ mile from city limits of Stuttgart with city water, numerous houses and businesses along highway 79
8. Water Supplies Within Vicinity Municipal water except for 3 wells (1 Riceland Plant, 1 Residence, and 1 Restaurant)
9. Soils/Groundwater greater than eighty feet below natural groundlevel based on McClelland Engineers report.
10. Drainage Sequence $\frac{1}{2}$ mile westerly to Clear Point Creek
11. Hearing Date 8/26/80 Dept. Represented _____ Remarks See attached
12. Recommended Additional Permit Provisions the pit must be lined with a minimum of two feet of claylike, impervious material before any waste is placed in the pit. The proper preparation of the site must be reported to the Department in writing by an engineer registered in the State of Arkansas before any refuse is placed in the pit. The daily operation must be stopped early enough to allow placement of daily cover during daylight hours. Access must be controlled at all times. The waste deposited shall be limited to ~~XXXXXX~~ grain cleanings, bleaching clay, paper waste and wood waste. No liquids, semi-liquids, or semi-solids or oils can be deposited in the landfill.
13. SUMMARY COMMENTS: Note letter re: airport and FAA order 5200 S. regarding birds.

Approval Recommended _____ Engineer Robert R. Dorsey Date 9/4/80

ARKANSAS DEPARTMENT OF POLLUTION CONTROL AND ECOLOGY
 8001 National Drive
 Little Rock, Arkansas 72209
 Solid Waste Control Division 371-2130

APPLICATION
 SOLID WASTE DISPOSAL PERMIT
 (Sanitary Landfill)

The undersigned is a registered professional engineer with the state of Arkansas. A permit will be issued following submission and approval of engineering plans and specifications in accordance with the Arkansas Solid Waste Disposal Code.

1. Applicant's name Riceland Foods, Inc. Phone No. 501-673-5335
 Address P.O. Box 927, Stuttgart, Arkansas 72160
2. Engineer's name Garver & Garver, Inc. Phone No. 376-3633
 Address 11th & Battery Streets, Little Rock, Arkansas 72202
3. Legal description and acreage A portion of SW 1/4 Section 20, T2S, R5W,
Arkansas County (See sheet 2 of 5 of Plans) acres 36
4. Total area of site to be used as a sanitary landfill 13 acres.
5. Land is to be leased , rented , owned x. (If land is to be
 rented or leased, a copy of rental or lease agreement will be provided in
 narrative portion of plans.)
6. Present land use surrounding site Rice and soybean farming
7. Distance from nearest public road 1/4 mile and nature of access road
 present or planned all weather gravel
8. Distance to nearest residence 400 feet
9. Distance to nearest water well 400 feet
10. Distance to nearest lake or stream 600 feet Name N/A
11. Soil profile description, including depth of soil, wetness, permeability,
 and soil texture. Include a statement about any evident limitations or
 hazards such as flooding, character of bedrock, if known, permeable sub-
 strate or other factor. This information should be obtained from the Soil
 Conservation Service or other reliable source (attach copy of report).
12. Depth of minimum water table 80' ± feet. Determined by estimated by
McClelland Engineers (responsible authority).

13. Type of operation: Trench fill ___ Area fill x or Combination ___

14. Types, quantities, and sources of materials to be disposed of:

<u>Type</u>	<u>Quantity</u>	<u>Source</u>
Residential/ Commercial	None	
Industrial	Rice and soybean mill and packing plant waste	Riceland Foods Industry, Inc.
Other	None	

NOTE: No hazardous wastes, sewage solids or liquids, septic tank pumpings, or other liquids are allowed to be disposed of at a sanitary landfill without written approval from the Department. Any landfill intended for these wastes may required a special permit.

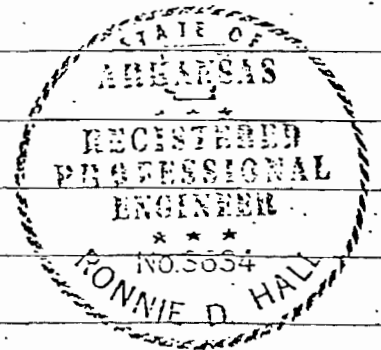
15. Procedures for prevention of unauthorized use of the site fence and
locked gate.

16. The proposed use of the site upon termination of the disposal operation
Agricultural

17. Type collection service provided or planned direct haul from processing
plant to landfill site.

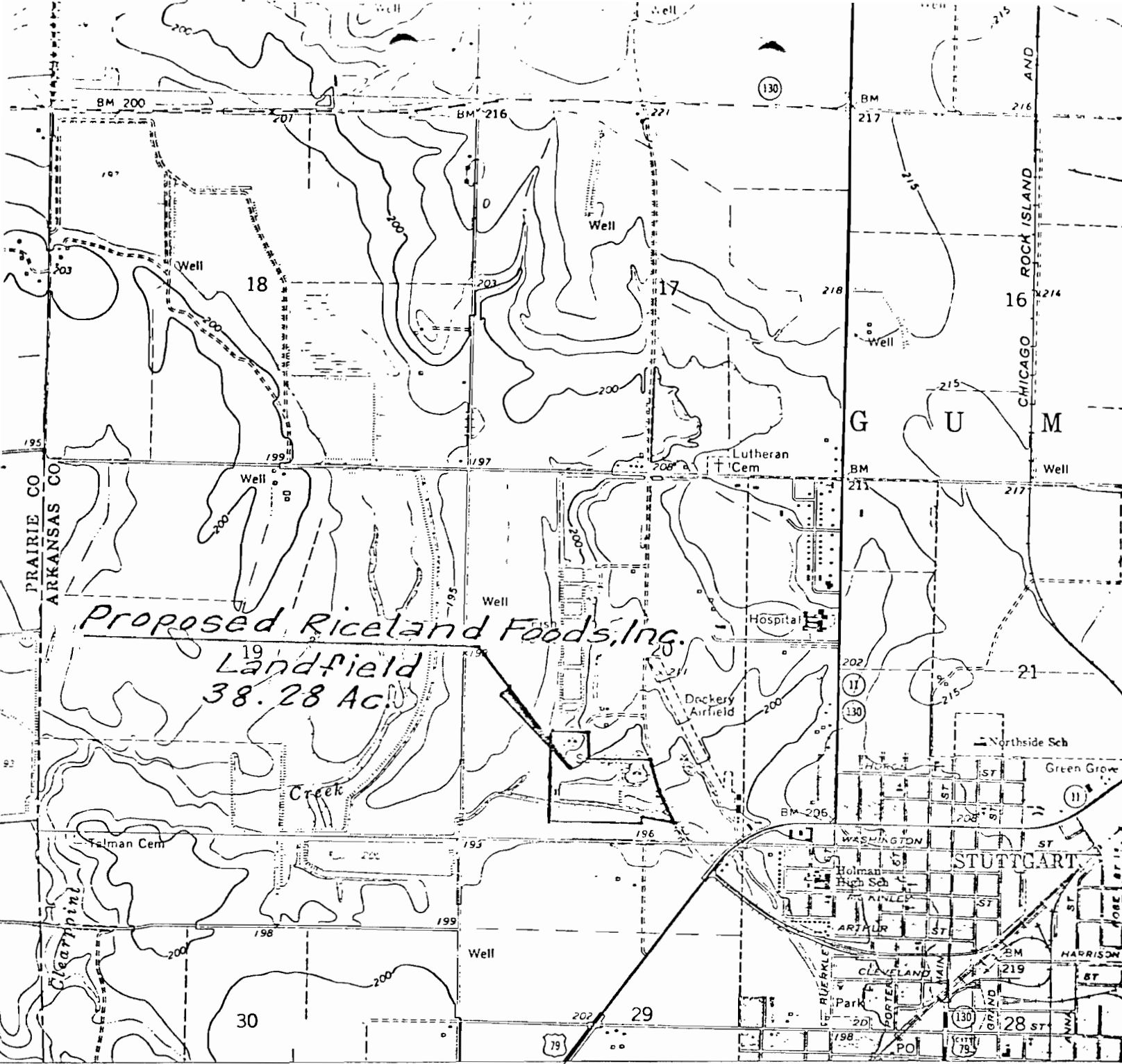
18. What city/county ordinance control solid waste collection/disposal in the
area served by the proposed landfill? None

REMARKS:

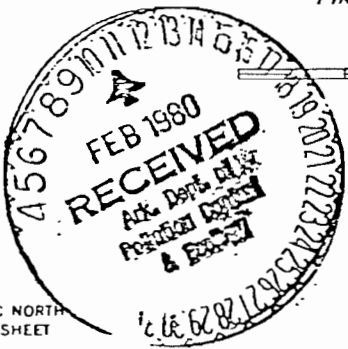


NAME OF ENGINEER Ronnie D. Hall TITLE Project Engineer
 SIGNATURE Ronnie D. Hall DATE June 10, 1980

SEAL

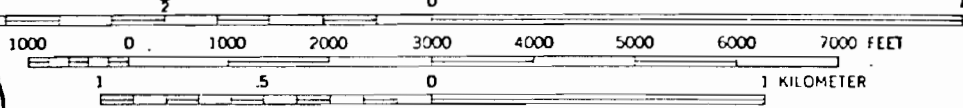


*Proposed Riceland Foods, Inc.
Landfield
38.28 Ac.*

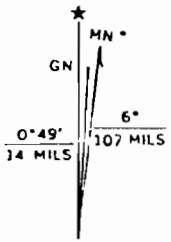


HUMPHREY 10 MI. | (STUTTART SOUTH) 7652 1 NE
PINE BLUFF 35 MI.

SCALE 1:24 000



CONTOUR INTERVAL 5 FEET
DATUM IS MEAN SEA LEVEL



UTM GRID AND 1969 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR WASHINGTON, D. C. 20501
AND BY THE ARKANSAS GEOLOGICAL COMMISSION, LITTLE ROCK, ARKANSAS 72201
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

Garver & Garver Incorporated
Engineers and Planners

Eleventh and Battery Streets
Little Rock, Arkansas 72202
501-376-3633

June 26, 1980

Department of Pollution
Control & Ecology
8001 National Drive
Little Rock, Arkansas 72209

Attn: Mr. Robert Dorsey, Engineer
Permits Branch

Re: Riceland Foods, Inc.
Landfill Permit Application

Gentlemen:

This letter is our response to your request for additional information regarding the referenced permit. We feel that the following items are pertinent and should be considered as valid reasons why the quoted FAA regulation should not apply.

1. Daily cover has reduced the activity of birds at the landfill site. Continued daily cover, as required by the Department of Pollution Control & Ecology will continue to reduce this activity.
2. The Dockery Landing Field is a small private airport with a grass landing strip. This landing strip is used primarily by crop dusters. Very little aircraft traffic uses this facility.
3. Although the landfill site is approximately 1/4 mile southwest of the Dockery Airport, the location of the landfill, the location of the landing strip and its orientation in a Northwest-Southeast direction should pose no safety problems from landing or take-offs by aircraft. At no time will air traffic be taking off or landing over the Riceland Food Landfill.
4. The FAA Agency Order 5200.5 is dated October, 16, 1974. Riceland Foods was operating the landfill prior to this date. There have been no problems associated with the landfill and the airport. The airport or airplane pilots have not indicated a problem exists to our knowledge.
5. The Stuttgart Municipal Landfill is within 3,000 feet of the Stuttgart Municipal Airport. The Department of Pollution Control

June 26, 1980

Page Two

& Ecology has issued the City of Stuttgart a permit to operate their landfill at that location.

6. The Department of Interior announced on June 25, 1980 their intention of establishing a Blackbird Preservation Department in Stuttgart for the purpose of controlling blackbirds. This program will reduce bird hazards in the vicinity of airports in this area.

Based on the above, we do not feel that the FAA Agency Order 5200.5 should apply to the application of Riceland Foods, Inc. for their permit to operate a landfill in accordance with the plans and other documents submitted. We respectfully request that the Arkansas Department of Pollution Control & Ecology grant or waiver to the referenced FAA order and approve the permit application.

Please contact us if additional information is needed.

Sincerely yours,

GARVER & GARVER, INC.

J. R. Berry, P.E.
Vice President

JRB/acl

cc: ✓ Mr. Fritz Bloomberg
Riceland Foods

(11980)

PUBLIC HEARING - RICELAND FOODS SANITARY LANDFILL
August 26, 1980
Stuttgart, Arkansas

The hearing was convened by Jim Bearden, Assistant Chief of the Solid Waste Division. Those in attendance were: John Ward, Bob Dorsey, Mark Witherspoon, Arkansas Department of Pollution Control and Ecology; Russ Berry, Garver & Garver, Inc.; T. M. Bloomberg, Raymond Mouth, Riceland Foods; Darrell Bryant, Jake Jones, Superior Body Shop; Lori Tucker, The Daily Leader; the following concerned citizens: Mr. and Mrs. J. D. Borman, Randy Borman, Brenda Borman, Marvin Spears, Blanche Hill, Alfred and Evelyn Heien, Alvin Hill, Virgil McCollum, Eugene Duke, Dave McCullom.

The Public Notice was read by Jim Bearden, the Hearing Officer for the Public Hearing. Comments were made by the following people in attendance:

Darrell Bryant - (owns a body shop less than 100 yards from the old landfill). Submitted a list of ten questions (copy attached) concerning the proposed landfill.

Mrs. J. O. Borman - (owns a body shop, a restaurant and some property near both the old and the proposed landfills). Complained about recent dumping of material with an extremely bad odor in the landfill. The dumping occurred at night. She wanted to know if this type of material would be allowed under the proposed permit. The staff stated that under the terms of the permit, no putrescible material or hazardous materials would be allowed. She asked if Riceland Foods would be responsible for any leachate from the first dump that might seep into nearby water wells. The staff stated that in past instances of residual pollution, the courts have ruled that the firm causing the problem is responsible for the clean-up.

She stated that she would have no objection to the new landfill if the flies, rats and odors are controlled.

Darrell Bryant - Stated that water has drained from the old landfill into a drainage ditch during and after the time that the top cover was applied to the landfill. The staff responded that some drainage could be expected, but that this is not a point source discharge that would require a permit nor constitute a violation of water quality standards.

Mr. J. O. Borman - presented a letter (copy attached) to the Hearing Officer addressed to Mr. Bloomberg from Richard Mays of ADPC&E outlining requirements for covering the old landfill and operation of the landfill pending approval of a permit for the new landfill.

Mrs. Brenda Borman - (owns property in the area). She requested to know who will regulate the dumping at the landfill. The staff replied that the Department field inspector will inspect the landfill on a quarterly basis and more often if problems arise.

Blanche Hill & Evelyn Heien - (Residents in the east side of town) Wanted to know if the Riceland rice hull storage on the east side of town has been permitted for burning. Staff replied that it had not been and the matter would be investigated.

Randy Borman - (Lives approximately one-half mile from the landfill) Complained about the rats migrating from the old landfill to his residence and also wanted to know how long the new landfill would be permitted to operate. The staff replied that at the projected rate of disposal, the time period would be 8.9 years.

Mrs. Maurice McCollum - (Lives near the landfill) Complained about the rats in the wintertime from the old landfill. The staff replied that evidence of the rats would be one of the requirements for Department inspectors and that proper operation of the landfill should eliminate them.

Darrell Bryant - Stated that in his opinion Riceland Foods had been operating illegally in the past and that nothing had been done about the illegal operations.

Eugene Duke - (lives on the east side of town) Wanted to know if Riceland Foods would be dumping everything on the east side of town that could not be dumped in the new landfill. The staff replied that the permit will specify the materials allowed in the new landfill and that the storage area on the east side of town must be addressed separately.

The meeting was closed at 8:15 p.m.

Response to Questions from Darrell Bryant

1. Russ Berry of Garver & Garver replied that the problem will be controlled through proper operation of the landfill.
 2. Russ Berry stated he is not aware of any chemicals seeping through.
 3. Russ Berry stated he is not aware of any caustic acid being dumped. T. M. Bloomberg of Riceland Foods stated there is no such thing as caustic acid. It is either a caustic or an acid.
 4. T. M. Bloomberg stated he did not know that dumping was occurring after 4:00 p.m. and the gate is locked at that time.
 5. The staff explained that the dump was opened prior to the time that permit requirements were established and that they have since been granted approval to operate in a specified area until such time as a permit for the new landfill is granted.
 6. No response.
 7. This question referred to the old site. The staff replied that if any contamination should occur, action would be taken at that time.
 8. No response.
 9. Russ Berry replied: one Case backhoe, one caterpillar tractor, one Caterpillar 225 backhoe, one Caterpillar D-4 bulldozer, one International 215 bulldozer, one motor patrol and two dump trucks.
 10. The staff replied that the city government would have to determine if the landfill meets their zoning criteria, if annexed.
-

① What action is being taken with the problem of flies, rodents and odor?

Response Russ Berg - Garner & Garner

② Why are the dumped chemicals still seeping thru ground cover?

Response Russ Berg - Garner & Garner.

③ Why does Riceland dump caustic acid?

Response Russ Berg - Garner & Garner.

④ Why do they continue to dump after 4:00 p.m.?

Response Russ Berg - Garner & Garner

⑤ Why are they allowed to dump without a permit?

Response Mark Witherspoon - John Ward - ADPC&E

⑥ Why are these open trucks not tarped down?

Response - none - Riceland Foods

⑦ What will be done if our water supply is affected by these chemicals? Our water well is 132 ft. deep, the dump area is 25 ft. deep and only 100 yards from our water supply.

Response: Bob Dasey - ADPC&E - Russ Berg - Garner & Garner

⑧ Why has Riceland not cleaned out the ditch where one of their dump trucks lost a load of sand when it turned over? The ditch has been $\frac{1}{2}$ stopped up ever since.

Response: - none - Riceland Foods.

⑨ What kind of back-up equipment do they have in case of present equipment failure?

Response: Fritz Blumberg Riceland Food - Russ Berg - Garner & Garner.

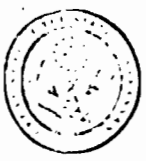
Continued -

⑩ How can you have a sanitary landfill inside city limits? This area is to be taken into the city limits possibly in the next vote.

Response: Frank ADPC&E.

Darrell Bryant

8-26-80



STATE OF ARKANSAS
DEPARTMENT OF POLLUTION CONTROL AND ECOLOGY
8001 NATIONAL DRIVE
LITTLE ROCK, ARKANSAS 72209

501-371-1701 GEN OFFICE
501-371-1701 AIR DIVISION
501-371-1701 SOLID WASTE DIV
501-371-1701 WATER DIV
501-371-2130 BUS OFFICE

February 15, 1980

Mr. Fritz Bloomberg, Vice President - Engineering
Riceland Foods, Inc.
Stuttgart, AR 72160

RE: Riceland Foods Landfill

Dear Mr. Bloomberg:

This letter is to confirm the results of the meeting in our offices between you and other officials of Riceland and myself and other personnel in our Department which took place on February 11, 1980. I regret having taken so long to write this letter, but I was out of town on the following day and have just been able to get back to it.

According to my notes and recollection, the following agreements were reached during the meeting:

1. Riceland will immediately cease depositing waste material in the Southeast area of the site, which we referred to as the "Southeast Pond" as shown on the plat which you furnished, and will immediately commence covering the waste material in that area with not less than thirty-six (36) inches of clay material. That cover operation will be completed within thirty (30) days from the date of our meeting.
2. Riceland will also commence covering waste material heretofore deposited in the old pit area immediately north of the Southeast Pond area with a cover material as described in (1) above. This will be completed within sixty (60) days from the date of our meeting.
3. Riceland will use the area in the Southwest portion of the tract, which we referred to as the "Southwest Pond" area, in which to dispose of its soybean and rice waste material pending processing of your application for a permit to use the sand pit in the north portion of the property for a permanent landfill. This waste material should be covered daily with a cover of not less than six (6) inches of clay material, and should be placed in the smallest area possible. Disposal activity should be limited to between the hours of 7:00 A.M. and 4:00 P.M., with covering activities to take place after 4:00 P.M..

PERMIT APPLICATION SUMMARY

1. Name of Applicant Benny Stovall Address Rt.5,Box 48 Prescott 71857
2. Name of Facility Stovall Sanitary Landfill
3. Engineer/Firm Ronald Brixey/H & R Surveying Address Box 1226 Van Buren, 72956
4. Application Date August 26, 1980
5. Site Location Portion SE⁴NE⁴Sec. 4, T. 11 S., R. 23 W., Hempstead County, Arkansas
6. Operation Trench and area fill type landfill modification of permit S-0150
7. Residences Within $\frac{1}{2}$ Mile 1860 feet to nearest house
8. Water Supplies Within Vicinity More than $\frac{1}{4}$ mile to nearest water well
9. Soils/Groundwater minimum of twelve feet to permanent water table
10. Drainage Sequence northerly $\frac{1}{4}$ mile to branch of Vickers Creek
11. Hearing Date ---- Dept. Represented ---- Remarks -----
12. Recommended Additional Permit Provisions The preparation of the site must be inspected by a Registered Professional Engineer and the proper preparation of the site reported by letter to the Department prior to use. A two foot layer of compacted clay material shall be placed above water table if encountered in a trenching operation.
13. Summary Comments This change modifies filling methods of existing permit and adds new type materials from Firestone plant as stated in the modification request to permitted refuse in the landfill.
- Approval Recommended _____ Engineer Robert R. Dorsey Date 9-22-80

ARKANSAS DEPARTMENT OF POLLUTION CONTROL AND ECOLOGY
8001 National Drive
Little Rock, Arkansas 72209
Solid Waste Control Division 371-2130

APPLICATION
SOLID WASTE DISPOSAL PERMIT
(Sanitary Landfill)

The undersigned is a registered professional engineer with the state of Arkansas. A permit will be issued following submission and approval of engineering plans and specifications in accordance with the Arkansas Solid Waste Disposal Code.

1. Applicant's name Benny Stovall Phone No. 501-887-3493
Address Rt. 5, Box 48, Prescott, Arkansas 71857
2. Engineer's name Ronald Brixey Phone No. 501-474-2345
H & R Surveying, Inc.
Address Box 1226, Van Buren, Arkansas 72956
3. Legal description and acreage A part of the SE $\frac{1}{4}$, NE $\frac{1}{4}$,
Section 4-11S-23W acres 21.2
4. Total area of site to be used as a sanitary landfill 11.4 acres.
5. Land is to be leased , rented , owned X. (If land is to be rented or leased, a copy of rental or lease agreement will be provided in narrative portion of plans.)
6. Present land use surrounding site Pasture land, hay meadow,
and woods.
7. Distance from nearest public road Less than
100 ft. and nature of access road
present or planned Dirt road
8. Distance to nearest residence 1860 ft. \pm
9. Distance to nearest water well more than $\frac{1}{4}$ mile
10. Distance to nearest lake or stream Less than Wet weather only
100 ft. Name None
11. Soil profile description, including depth of soil, wetness, permeability, and soil texture. Include a statement about any evident limitations or hazards such as flooding, character of bedrock, if known, permeable substrate or other factor. This information should be obtained from the Soil Conservation Service or other reliable source (attach copy of report).
12. Depth of minimum water table 12 feet. Determined by James E. Hoelscher
Soil scientist (responsible authority).

13. Type of operation: Trench fill _____ Area fill _____ or Combination X .

14. Types, quantities, and sources of materials to be disposed of:

<u>Type</u>	<u>Quantity</u>	<u>Source</u>
Residential/ Commercial	None	_____
Industrial	Maximum 100 cubic yds./day	Firestone Industrial Products, Co.
Other	None	_____

NOTE: No hazardous wastes, sewage solids or liquids, septic tank pumpings, or other liquids are allowed to be disposed of at a sanitary landfill without written approval from the Department. Any landfill intended for these wastes may required a special permit.

15. Procedures for prevention of unauthorized use of the site _____
Chain link fence with barb wire top - Locking gates

16. The proposed use of the site upon termination of the disposal operation _____
Pasture and pine timber

17. Type collection service provided or planned _____ collected at plant by
the owner's authorized personnel in the owners vehicle

18. What city/county ordinance control solid waste collection/disposal in the
area served by the proposed landfill? _____ None

REMARKS: This application is for revision of permit No. S-0150

NAME OF ENGINEER Ronald Brixey TITLE Project Engineer

SIGNATURE Ronald Brixey DATE Aug. 26, 1980

SEAL

August 18, 1980

Mr. Ronald Brixey
H & R Surveying
P. O. Box 1226
Van Buren, Arkansas 72956

Dear Mr. Brixey:

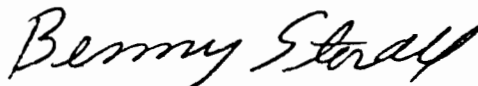
In submitting the new proposal for the Stovall Landfill in Prescott, Arkansas, I would like to ask for the permit to allow material such as the following to be disposed of on the site. Disposal materials will include: compounded rubber waste and defective products, metal scrap, wire, defective equipment parts and containers, waste carbon black and floor sweep, baled paper and cardboard, wood pallets, fiber drums, fiber, fabric, plastic liners or bag material, light bulbs and fluorescent tubes, and rubber constituents (i.e. polymers, pigments, banbury tailings).

All materials that are to be placed in the landfill will be free from classification under the Resource Conservation and Recovery Act of 1976 as amended as of this date and future amendments to the act.

It has been previously asked for and permission granted to place in the landfill gasketed material from another industry.

The volume of waste materials shall be 12.5 cubic yards per load; the average daily haul being as of this date 4.5 loads. The maximum anticipated daily haul being 8 loads or 100 cubic yards.

Sincerely,



Benny Stovall

Note: Mr. Stovall has stated on August 26, 1980 in a telephone conversation that the gasket material from another industry mentioned in his letter is no longer to be deposited in this landfill.

(Attachment 3ii)

PERMIT
FOR THE CONSTRUCTION AND/OR OPERATION
OF A SOLID WASTE DISPOSAL
FACILITY
STOVALL LANDFILL

Permit No. S-0150

Date February 2, 1979

TO: Mr. Benny Stovall
Rt. 5
Prescott, AR 71857

LOCATION: S-4, T-11S, R-23W

ENGINEER: J. D. Edwards (Randy Strauser)
Prescott

This permit is your authority to construct and/or operate the Solid Waste Disposal Facility set forth in your application dated May 4, 1978. This permit is issued pursuant to and subject to the provisions of the Arkansas Solid Waste Management Act (Act 237 of 1971; Sec. 82-2701 et seq., Ark. Stats.), hereinafter called the "Act", the Arkansas Solid Waste Disposal Code, hereinafter called the "Code", and all other applicable rules and regulations of the Department of Pollution Control and Ecology, hereinafter called "Department", and the following terms and conditions:

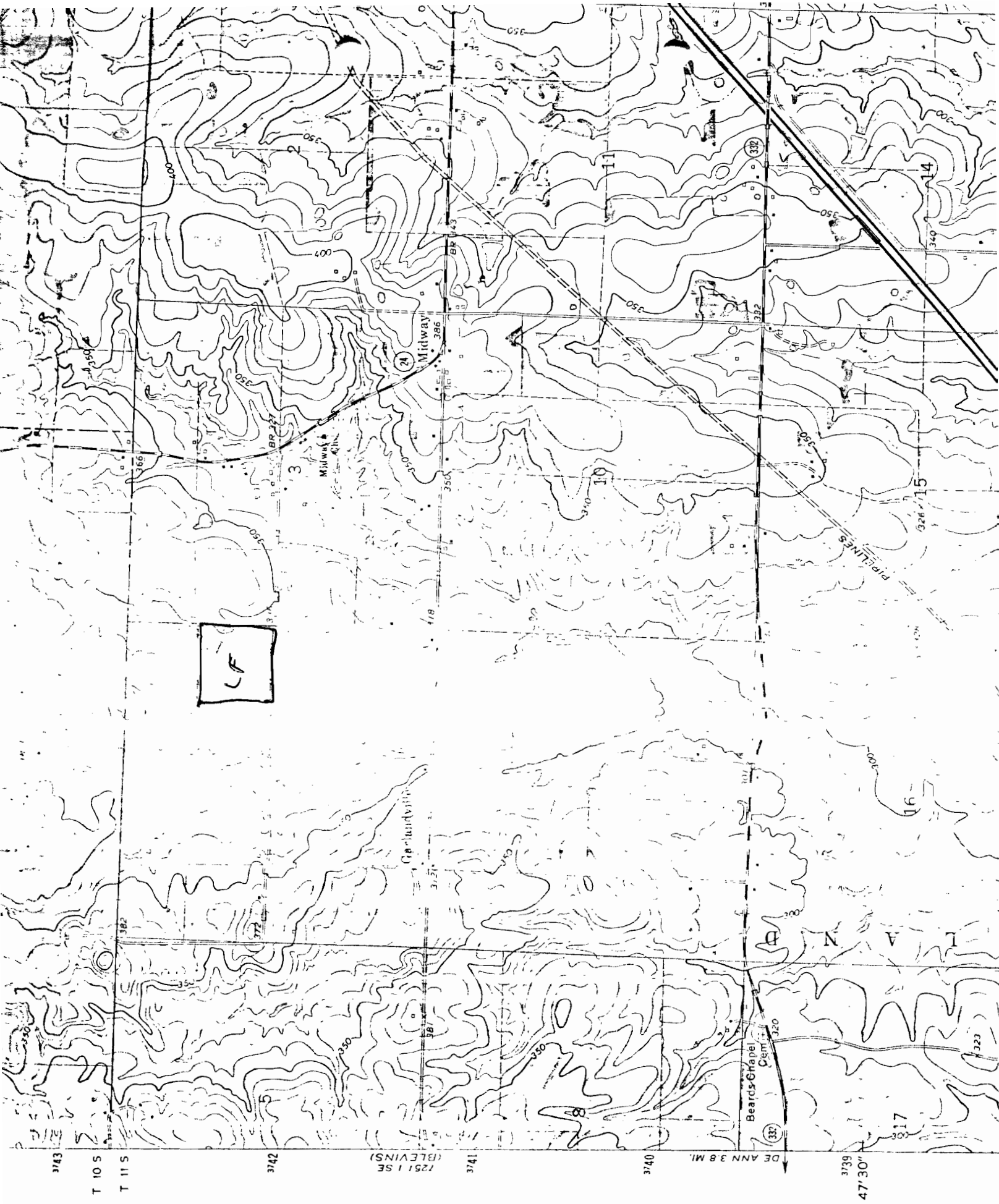
1. The disposal facility shall be constructed, maintained, and operated in accordance with the final plans and specifications as approved by the Department and in compliance with all applicable provisions of the Act, the Code, and all other applicable rules and regulations.
2. This permit shall not authorize construction of the disposal facility until the permittee has received approval of the Department for the final plans and specifications. The permittee shall not begin operation of the disposal facility until the Department has received approval of the final plans and specifications and the disposal facility has been completed in order that it may be placed into operation.
3. The disposal facility shall be operated by qualified personnel and maintained in good operating condition at all times.
4. This permit may be revoked or modified whenever, in the opinion of the Department, the facilities are no longer in compliance with the Act, the Code, and applicable rules and regulations. This permit shall not relieve the permittee, its agents or employees, from compliance with all provisions of the Act and the Code.
5. Nothing herein contained shall be construed as releasing the permittee from any liability for damage to persons or property by reason of the installation, maintenance, or operation of the disposal facility.
6. This permit is issued in reliance upon the statements and representations made in the application and the plans and specifications and the Department has no responsibility for the adequacy or proper functioning of the disposal facility.
7. Disposal shall be limited to rubber hoses, baled cardboard, wood pallets and gasket material, unless written approval is received from Department. A Registered Professional Engineer shall report the proper preparation of the site to the Department before the facility begins operation.

COMMISSION ON POLLUTION CONTROL & ECOLOGY

By Ralph C. Dumas
Chairman

DEPARTMENT OF POLLUTION CONTROL & ECOLOGY

By Janelle S. Smith
Director



ARKANSAS DEPARTMENT OF POLLUTION CONTROL & ECOLOGY

In the matter of Benny Stovall
Industrial Landfill, Benny
Stovall, Owner

Permit No. S-0150

I, Benny Stovall, do hereby stipulate the following to be true and correct:

1) I, Benny Stovall, operate the Stovall Landfill under Permit S-0150 issued by the Arkansas Department of Pollution Control and Ecology.

2) I, Benny Stovall, have operated the Stovall Landfill in a manner which has failed to comply with the provisions of Permit S-0150, the Arkansas Solid Waste Disposal Code, and the Arkansas Solid Waste Management Act, Ark. Stat. Ann. §82-2701 et. seq.

3) I, Benny Stovall, have failed to file with the Department of Pollution Control and Ecology the required annual report for the year 1979, and I have failed to file with the Department of Pollution Control and Ecology the required annual report for the year 1980.

4) I, Benny Stovall, agree to operate the Stovall Landfill in such a manner as to fully comply with the provisions of Permit S-0150, the Solid Waste Disposal Code, and Ark. Solid Waste Management Act. Ark. Stat. Ann §82-2701 et. seq.

This stipulation is entered into on August 11, 1980 and is to go into effect immediately.

Benny Stovall
Stovall Landfill

Joe P. Stringer
Legal Assistant