

A hearing to show cause why Permit No. S-0179 for operation of Miller Construction Sanitary Landfill (hereinafter referred to as Miller Landfill) should not be revoked was held on September 9, 1981. Based on the evidence produced at said hearing, it is determined that sufficient cause has been shown to revoke Permit No. S-0179 and Permit No. S-0179 is hereby revoked.

However, this revocation shall be suspended for so long as the Permittee, Jerry Miller, adheres to the following terms and conditions:

1. The operation of Miller Landfill shall be in accordance with the provisions of this Order, the Arkansas Solid Waste Management Act, the Arkansas Solid Waste Code, and the terms of the permit except as to any modifications set out herein.
2. The hours of operation are hereby modified so as to provide for operation of the Miller Landfill between 7:00 a.m. and 5:30 p.m.
3. There shall be no putrescible waste at the site and any putrescible wastes which are left at the site shall be immediately picked up from the site, stored in proper containers, and removed to a permitted disposal facility at the close of the day.
4. Beginning at the Northern section of the Miller Landfill, final cover shall be placed and the area levelled and graded. Total area to be closed out consists of all areas in which work has been deposited between Highway 5 and the southern edge of the landfill. Final cover shall consist of a maximum of 30" of material which has been approved by the Department. Final cover shall proceed from the Northern boundary of the landfill progressing southerly at the minimum rate of 100' per month until advanced to the point as described in ~~Number~~ 5, for a period not to exceed six months.
5. The areas presently being worked will be covered and closed out immediately so there is no exposed waste on top, face, or sides. Final cover (30") will be applied to exposed waste areas (top, face and sides).
6. Following close-out of the present work area, as described in number 5, the access road will be relocated so as to bisect Area 2 creating 2 large cells. Only 1 cell shall be worked in any given day of operation. As the cell is extended, final cover of 30" shall be applied to the top and sides of the waste at the close of each operating day and daily cover of 6" on the face. Under special circumstances which preclude daily cover of the face, a 6" cover shall be placed on the face at no less than a maximum of two day intervals.

In the event the Permittee fails to adhere to any of the provisions of this Order, suspension shall be lifted and the revocation of Permit be effective immediately. In addition, the Department is hereby directed to immediately pursue criminal penalties for any violation.

COMMISSIONERS

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John P. Satter  
Chairman

Submitted By: Jerry Faubus Date Passed: 9-25-81