

RESOLUTION

While PC&E is not a party in the Bryant v. Arkansas Proteins, Inc. proceedings;

Judge Kimbrough has obtained the active participation of Department officials;

both of the facilities identified as sources of odor problems have permits from this agency;

The Black and Veatch report indicates that the permits do not adequately regulate operations at these facilities to prevent the emission of nuisance odors;

The Department has acknowledged that permit modifications are appropriate in light of the Black & Veatch report;

BE IT RESOLVED that this Commission supports:

1. Close consultation between all parties with the court-appointed expert regarding any additional testing or permit modifications that may be appropriate;
2. Initiation of any necessary action by the Department to modify permits issued to Arkansas Proteins and the City of Fort Smith to address odor related concerns, with appropriate notifications to Judge Kimbrough and the parties in Bryant v. Arkansas Proteins;
3. Prompt notification to Judge Kimbrough of any reluctance or objection by Arkansas Proteins or the City of Fort Smith to implement the administrative course of action suggested by the Department; and
4. Periodic reports (at each scheduled Commission meeting until so advised) of the Department's progress toward resolving the concerns expressed in this resolution.

ARKANSAS POLLUTION CONTROL
AND ECOLOGY COMMISSION

LOCATION - SUBJECT Resolution
presented by Commissioner Wilbourn


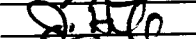


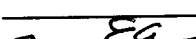
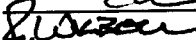






MINUTE ORDER NO. 93-109

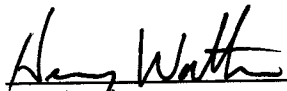
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Attached is the Resolution of September 10, 1993, from the
Fort Smith ~~Change~~ of Commerce.

CHANGE
NEW
4/17/93

COMMISSIONERS

	H. Watkins, III
	A. Carter
	J. Hill
	B. Mobley
	J. Mobley
	J. Pascale
	E. Waddell
	R. Wilbourn
	N. Williams
	W. Wright
	R. Young
	S. Nichols


Chairman

SUBMITTED BY: Wilbourn

PASSED: 10-22-93

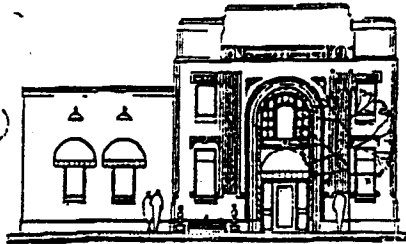
ARKANSAS POLLUTION CONTROL
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10/19/1993 14:48 FROM F. S. CHAMBER OF COMMERCE TO 16615489 P.02



CHAMBER of COMMERCE
FORT SMITH, ARKANSAS

RESOLUTION

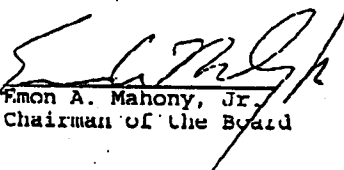
WHEREAS, the Fort Smith Chamber of Commerce is a business organization committed to economic development throughout the region; and

WHEREAS, an acceptable environment is critical to the quality of life in Fort Smith; and

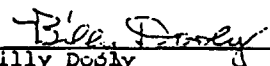
WHEREAS, a study by Black and Veatch, Consulting Engineers, determined the sources of odor within the City of Fort Smith; therefore

Be it resolved that the Fort Smith Chamber of Commerce Board of Directors supports compliance of the study by all concerned parties.

This Resolution adopted this 10TH day of September, 1993.


Emon A. Mahony, Jr.
Chairman of the Board

Attested By:


Billy Dobby
President