

ARKANSAS POLLUTION CONTROL
AND ECOLOGY COMMISSION

LOCATION - SUBJECT Recommended
Order of Administrative Hearing
Officer - Docket No. 93-181

MINUTE ORDER NO. 94- 61

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On July 21, 1993, the Arkansas Department of Pollution Control and Ecology ("Department") sent a Notice of Violation to Delta Transmission Service, a small quantity generator of hazardous waste. Delta Transmission Service is required to file an annual report by March 1 of each year documenting the amount of hazardous waste generated in the preceding calendar year. The Department filed a Motion to Dismiss the Notice of Violation due to Delta Transmission Service demonstrating that it was a conditionally exempt generator during the calendar year 1991.

On May 19, 1994, the Administrative Hearing Officer, Michael O'Malley, entered a Recommended Decision which is Order No. 2 in Docket No. 93-181. Order No. 2 grants the Department's Motion to Dismiss.

The Commission hereby adopts and affirms, without modification, Order No. 2 entered on May 19, 1994, in Docket No. 93-181.

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SUBMITTED BY: O'Malley PASSED: 06-24-94