

**ARKANSAS POLLUTION CONTROL LOCATION - SUBJECT Jimelco, Inc.,
AND ECOLOGY COMMISSION Little Rock, Arkansas; LIS No. 94-094**

MINUTE ORDER NO. 94-73

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Pursuant to the authority provided by the Emergency Response Fund Act, Act 452 of 1985, as amended, codified as A.C.A. Sec.8-7-401 et seq., an Emergency Order (LIS No. 94-094) was issued on August 12, 1994 by the Director of the Arkansas Department of Pollution Control and Ecology ("the Department"), to Jimelco, Inc., and other parties. The Order was issued to prevent future releases or migration of hazardous substances, including polychlorinated biphenyls (PCBs), at the former Jimelco site located at 3400 South Maple Street, Little Rock, Arkansas. The site contains PCB contamination of unknown levels and poses a threat to the public health, welfare, and safety and the environment.

Jimelco, Inc., is currently involved in bankruptcy proceedings and has verbally expressed to the Department that it has no financial ability to respond to the Emergency Order. The Department has taken several measures under the Emergency Order to properly assess and secure the contaminated site. The cost of these measures along with the additional fencing necessary to properly secure the area, storage tank rental for pumped liquids, off-site disposal costs, and additional containment activities is estimated at One Hundred Twenty-eight Thousand Four Hundred Twenty Dollars (\$128,420).

The Commission hereby authorizes the Director to expend funds in excess of Thirty Thousand Dollars (\$30,000) to complete the interim remedial action as described in the Emergency Order.

The Commission also authorizes the Director to schedule and conduct a hearing to determine if this matter should proceed under the Remedial Action Trust Fund Act as set out in A.C.A. § 8-7-501, et seq.

COMMISSIONERS

<u>AC</u>	A. Carter
<u>Absent</u>	M. Cooper
<u>R. D. D.</u>	B. Davis
<u>LOT</u>	D. Hanby
<u>Absent</u>	J. Hill
<u>Absent</u>	J. Mobley
<u>Absent</u>	J. Pascale

<u>JTS</u>	J. Shannon
<u>NEW</u>	H. Watkins
<u>[Signature]</u>	R. Wilbourn
<u>[Signature]</u>	N. Williams
<u>[Signature]</u>	W. Wright
<u>[Signature]</u>	R. Young

[Signature]
Chairman

SUBMITTED BY: P. Crossley PASSED: 08/18/94