

ARKANSAS POLLUTION CONTROL  
AND ECOLOGY COMMISSION

77  
LOCATION - SUBJECT-Petition of  
Georgia-Pacific Corporation to Initiate  
Third Party Rulemaking

DOCKET NO. 94-040

MINUTE ORDER NO. 94-77

PAGE ONE OF TWO

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Before the Arkansas Pollution Control and Ecology Commission is the petition of Georgia-Pacific Corporation, Ashdown Operations (G-P) to amend Regulation No. 2, As Amended, Regulation Establishing Water Quality Standards For Surface Waters of the State of Arkansas, dated October 1991 (hereafter "Regulation No. 2"). This matter was initiated upon G-P's filing its Petition to Initiate Third-Party Rulemaking before the Commission on April 12, 1994. Upon the filing of this Petition, docket number 94-040 was assigned to G-P's request. The request was immediately referred to the Regulations Committee of the Commission which met on April 21, 1994. Upon hearing from representatives of G-P and the Department staff, the Regulations Committee recommended to the full Commission that the Petition be granted, and that rulemaking be initiated on G-P's request.

On April 22, 1994, the Commission entered its Minute Order granting the request of G-P and initiated rulemaking on this request. A public comment period was commenced on May 7, 1994, and a public hearing on the proposed rule change was held in Ashdown, Arkansas on June 21, 1994. The comment period expired on July 1, 1994. On August 25, 1994, this request once again came before the Regulations Committee of the Commission. Representatives of G-P and the Department appeared before the Committee and answered questions on this request. The Committee also reviewed a Statement of Basis and Purpose and Responsive Summary prepared by G-P and a Statement of Basis and Purpose and Responsive Summary prepared by the Department staff. At the full Commission meeting on August 26, 1994, the Chair of the Regulations Committee gave his report to the full Commission along with the Committee's recommendation that the request be granted.

Young made a motion to approve the petition of G-P to amend Regulation No. 2 as requested. It is therefore, ORDERED,

1. That Regulation No. 2 will be and the same is hereby amended to remove the domestic water supply use for the Red River between the Oklahoma border and its confluence with Little River. Further, the numerical water quality standard for total dissolved solids in the Red River between the Oklahoma border and its confluence with Little River will be changed from 500 mg/L to 850 mg/L,

2. That the Statement of Basis and Purpose and Responsive Summary submitted by G-P and the Statement of Basis and Purpose and Responsive Summary submitted by the Department is adopted by the Commission as a part of this rulemaking proceeding, and

3. That the Department staff is directed to make these changes to Regulation No. 2.

Pascale seconded the motion.

COMMISSIONERS

- [Signature] R. Wilbourn
- [Signature] J. Mobley
- [Signature] A. Carter
- [Signature] M. Cooper
- [Signature] B. Davis
- [Signature] D. Hanby
- [Signature] J. Hill
- [Signature] J. Pascale
- [Signature] J. Shannon
- [Signature] H. Watkins, III
- [Signature] N. Williams
- [Signature] W. Wright
- [Signature] R. Young

[Signature] Submitted by: S. Ledbetter DATE PASSED: 8/26/94  
Chairman

PROMULGATED THIS 26th DAY OF AUGUST 1994 BY  
ORDER OF THE ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION.

ATTEST: Randall Mathis  
Randall Mathis, Director

APPROVED: [Signature]  
Jim Guy Tucker, Governor