

ARKANSAS POLLUTION CONTROL
AND ECOLOGY COMMISSION

MINUTE ORDER NO. 95-⁰⁴⁵

LOCATION - SUBJECT Petition of
Acme Brick, Inc. for Third-party
Rulemaking - Town Creek

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Acme Brick, Inc. filed a petition for third party rulemaking for amendment to Regulation No. 2, "Regulation Establishing Water Quality Standards for Surface Waters of Arkansas."

Commission Minute Order 95-006 approved initiation of rulemaking. A public hearing and a 45-day public comment period were held.

The Department staff has determined that the petitioner has provided all information required in accordance with the Administrative Guidance Document for modificatino of minerals standards and that the information submitted indicates no significant impairment of the aquatic life communities in the receiving waters.

A Statement of Basis and Purpose was prepared for Commission review.

IT IS THEREFORE, ORDERED:

1. That Regulation No. 2 be amended to change the water quality standards as follows: (1) Acme unnamed tributary to Town Creek, Sulfates 330 mg/1, total dissolved solids 830 mg/1; (2) Town Creek from Acme unnamed Tributary to the Ouachita River, sulfates 200 mg/1, total dissolved solids 700 mg/1; and (3) the domestic drinking water supply use for these waterbodies be removed.
2. That the Statement of Basis and Purpose submitted by the Department and the Statement of Basis and Purpose submitted by Acme Brick, Inc. are adopted by the Commission as part of this rulemaking proceeding.
3. That the Department staff is directed to make these changes to Regulation No. 2 contingent upon review by the appropriate Legislative Committees.

ARKANSAS POLLUTION CONTROL
AND ECOLOGY COMMISSION

LOCATION - SUBJECT Petition of
Acme Brick, Inc. for Third-party
Rulemaking - Bois d'Ark Creek

MINUTE ORDER NO. 95-045

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PROMULGATED THIS 23rd DAY OF JUNE 1995 BY

ORDER OF THE ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION.

BY: *R. Wilbourn*
Randy Wilbourn, Chairman

ATTEST: *Randall Mathis*
Randall Mathis, Director

APPROVED: *Jim Guy Tucker*
Jim Guy Tucker, Governor

COMMISSIONERS

<u><i>WMB</i></u>	B. Bush
<u><i>AC</i></u>	A. Carter
<u><i>YES</i></u>	M. Cooper
<u><i>OK</i></u>	B. Davis
<u><i>OK</i></u>	D. Hanby
<u><i>OK</i></u>	J. Hill
<u><i>OK</i></u>	J. Mobley
<u><i>OK</i></u>	J. Pascale
<u><i>OK</i></u>	J. Shannon
<u><i>OK</i></u>	H. Watkins, III
<u><i>AGW</i></u>	R. Wilbourn
<u> </u>	W. Wright
<u> </u>	R. Young

SUBMITTED BY: C. Bennett

PASSED: 06/23/95