

ARKANSAS POLLUTION CONTROL  
AND ECOLOGY COMMISSION

LOCATION - SUBJECT \_\_\_\_\_  
Frit Industries, Inc.  
Walnut Ridge, Arkansas  
Third-Party Rulemaking Request  
DOCKET NO. 96-010-R

MINUTE ORDER NO. 97-34

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Frit Industries, Inc. ("Frit") filed a petition for third party rulemaking for amendments to Regulation No. 2, "Regulation Establishing Water Quality Standards for Surface Waters of the State of Arkansas." (Petition No. 96-010-R).

Commission Minute Order 96-52 authorized initiation of rulemaking. One public hearing and a 45-day public comment period were held. The Statement of Basis and Purpose and Responsive Summary was prepared for Commission review.

IT IS, THEREFORE, ORDERED:

1. That Regulation No. 2 be amended to change the numeric water quality standards in the following waters as described below:

	Sulfate (mg/l)
Unnamed Tributary to Coon Creek	48

2. That the designated, but no existing, domestic water supply use be removed from the UTA and Coon Creek;
3. That the critical flow for dissolved minerals for the UTA and Coon creek be identified as 4 cfs, or harmonic mean flow, whichever is greater;
4. That the Statement of Basis and Purpose and Responsive Summary submitted by Frit and the Statement of Basis and Purpose and Responsive Summary submitted by the Department are adopted by the Commission as part of this rulemaking proceeding, and

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5. That the Department staff is directed to make changes to Regulation No. 2 contingent upon review by the Committee on Public Health, Welfare and Labor.

PROMULGATED THIS 25th DAY OF JULY 1997 BY

ORDER OF THE ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION.

BY: Julia Peck Mobley  
Julia Peck Mobley, Chair

ATTEST: Randall Mathis  
Randall Mathis, Director

APPROVED: Mike Huckabee  
Mike Huckabee, Governor

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Julia P. Mobley SUBMITTED BY: Ann Faitz PASSED: 07/25/97  
Chair