

ARKANSAS POLLUTION CONTROL
AND ECOLOGY COMMISSION

LOCATION - SUBJECT _____
Coonrod Construction Company
Regulation No. 22.
Solid Waste Management
DOCKET NO. 98-004-R

MINUTE ORDER NO. 98- 43

PAGE 1 OF 2

On March 16, 1998, Petitioner Coonrod Construction Company filed a Petition to Initiate Third-Party Rulemaking to Amend Regulation No. 22, Solid Waste Management. The Commission instituted Rulemaking procedures on March 27, 1998. Subsequently, a public hearing was held and a public comment period was scheduled. The Department received comments and responded thereto and submitted a Statement of Basis and Purpose and Responsiveness Summary to the Commission wherein it recommended denial of the changes requested by Petitioner.

The Commission, after reviewing the record and hearing oral arguments on the issue believes that the changes proposed by Petitioner are changes more suitably made by a change in the wording of the governing statutes, and therefore it should be a matter more appropriately handled by the legislature. Therefore, the Commission denies the changes in Regulation No. 22, Solid Waste Management, as requested by Petitioner.

98-43

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PAGE 2 OF 2

COMMISSIONERS

<u>WMB</u>	B. Bush
<u>CM</u>	C. Coleman
<u>APX Goodhart</u>	J. Goodhart
<u>Jest</u>	D. Hanby
<u>ABSENT</u>	J. Hill
<u>_____</u>	J. Mobley

<u>[Signature]</u>	J. Pascale
<u>[Signature]</u>	T. Schueck
<u>ABSENT</u>	J. Shannon
<u>[Signature]</u>	L. Sickel
<u>[Signature]</u>	S. Varnell
<u>ABSENT</u>	W. Wright
<u>[Signature]</u>	R. Young

Julia P. Mobley
Chair

SUBMITTED BY: Dennis Burks PASSED: 08/28/98