

March 09, 2009

Ms. Rhonda Bayless  
220 Little Hollow Trail  
Hot Springs, AR 71913

Dear Ms. Bayless:

On March 03, 2009, I performed an investigation of your property located on Little Hollow Trail in Hot Spring County. This investigation was in response to a complaint alleging illegal dumping and burning of waste. My investigation revealed that you are in violation of the Arkansas Air Pollution Control Code A.C.A. §8-4-310, and the Arkansas Solid Waste Management Act, A.C.A. §8-6-205. Specifically, I found the following violation(s):

1. Operation of an unpermitted solid waste disposal facility, which is in violation of §8-6-205 (a)(1),(2), (3), and (5). The waste dumped at this site consists of remnants of burned material. **"No person shall dispose of solid waste at any disposal site or facility other than a disposal site or facility for which a permit has been issued by the Department."**
2. Open burning of this waste which is in violation of the Arkansas Air Pollution Control Code, A.C.A. § 8-4-310(a)(1)(2), and (3).

By law anyone who violates any provision of the Solid Waste Management Act may be subject to criminal, administrative and civil penalties up to \$10,000. You should immediately cease the activity described and undertake measures to correct the above violation. You should notify me, in writing, at the address below or call (501)682-0581 **within 20 days of the date of this letter** with a plan of action for correcting these violations.

Please be advised, that failure to make contact with me in regard to this notification may warrant formal enforcement action. Your cooperation is appreciated.

Sincerely,



Kenneth Burks, Inspector  
Solid Waste Division



Arkansas Department of Environmental Quality  
Solid Waste Management Division  
Complaint/Illegal Dump Investigation Worksheet



County	Hot Spring	PDS ID	008374	AFIN	30-00000	Page 1 of 2
Date Received	02/25/09			Received By	Janice Lewis	

Complainant Name / Address / Phone	Anonymous
Gary Lee Adams 232 Little Hollow Trail Hot Springs, AR 71913 501-525-4792 Home 501-620-0202	

Complaint Lodged Against / Address / Phone
Rhonda Bayless 220 Little Hollow Trail Hot Springs, AR 71913

Location Description	Complaint Description of Waste
From Hope take I-30N to Hwy 7N - Take Hwy 290E, go 1.3 miles, turn Right on Meadowlark Lane, take 1st Left on Knife Factory Road - you will come to a T in the road which will be Little Hollow Trail - turn Right toward the mountain, after about 1 city block the pavement ends, cross a small creek and the road will take a hard left. The metal gate is the complainant's drive - Ms. Bayless' property is to the right of his property.	Have been burning and burying all types of trash and debris.

Investigation Section

Date Investigated	03/03/09	Time Investigated	1045 – 1055
-------------------	----------	-------------------	-------------

SECTION 1	Size of Waste Mass	Violation Ranking	Points
Length	>640 yd <sup>3</sup>	5	
Width	320 yd <sup>3</sup> to 640 yd <sup>3</sup> = 16 roll offs	5	
Height	160 yd <sup>3</sup> to 320 yd <sup>3</sup> = 8 roll offs	4	
Total	80 yd <sup>3</sup> to 160 yd <sup>3</sup> = 4 roll offs	3	
~yd3	40 yd <sup>3</sup> to 80 yd <sup>3</sup> = 2 roll offs	2	
	40 yd <sup>3</sup> or < = 1 roll off	1	1
Size of Waste Mass Score			1

SECTION 2	Contents of Waste Mass	Violation Ranking	Points
Household Waste		5	5
Hazardous items {i.e. paint thinner, cleaning chemicals, oil cans, herbicides, medical waste, asbestos}		5	
White Waste {i.e. Refrigerators and appliances that may contain Freon}		3	
Construction/Demolition Waste		3	
Approximate Number of Tires:		3	
Abandoned Vehicles /Auto Parts: {May contain gasoline, oil, antifreeze or other automotive fluids}		2	
Other Bulky Waste: {i.e. TV's, Furniture, Mattresses, etc.}		2	
Yard Waste		1	
Dead Animals		4	
Other			
Contents of Waste Mass Score			5







**Arkansas Department of Environmental Quality**  
**Solid Waste Management Division**  
**Complaint/Illegal Dump Investigation Worksheet Attachment**



<b>County</b>	Hot Springs	<b>PDS ID</b>	008374	<b>Date</b>	03/03/09	<b>Follow-up Investigation</b>		<b>Page 3</b>
---------------	-------------	---------------	--------	-------------	----------	--------------------------------	--	---------------

<b>Location</b>	Little Hollow Trail
-----------------	---------------------

**Investigation Comments**

04/07/09 – I received a voice message from Rhonda Bayliss (not Baliff) that the burn area has been cleaned up. No further action anticipated in this matter.

**Final Disposition**