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July 18, 2014

Dough Szenher  
Arkansas Department of Environmental Quality  
5301 Northshore Dr.  
North Little Rock, AR 72118

Re: Public Comment- Reg. 6 Rulemaking

Mr. Szenher:

I support the proposed changes to Regulation 6 found in Commission Docket 14-004-R. I served on the Act 1511 Commission which prepared a report upon which this rulemaking is largely based. I have attached a copy of that report in support of this comment.

The report documents the activities of the Act 1511 Commission. The Commission unanimously adopted the recommendations which serve as the basis for this rule change. Many of the forms of notice contained in the rule change are implemented in other states such as New Mexico, Oklahoma, Missouri, and Georgia. A few forms of notice, including notice to local government and school officials, may be unique to Arkansas if adopted.

The Commission should strengthen this rule change by defining the time within which notice must be perfected. Specifically, I suggest that the Commission add a sentence to the end of paragraph G of the proposed rule to state: *"The certification shall also require confirmation that applicants perfected the forms of notices required by Reg. 6.207 within the 30 days preceding submission of the NOI and NMP to the Department. This means letter notices shall be have been received within the preceding 30 days, newspaper notice published within the preceding 30 days, and the required signage posted at the facility for the preceding 30 days.* Such a change will prevent notice from being stale, and thus ineffective, due to a prolonged period between notice and application submission.

Thank you for accepting this comment.

Sincerely,

/s Ross Noland

Ross Noland

Att.

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