

**BEFORE THE ARKANSAS POLLUTION CONTROL AND ECOLOGY
COMMISSION**

IN THE MATTER OF PROMULGATION OF)
REGULATION NO. 11: REGULATIONS FOR) **DOCKET NO. 12-007-R**
SOLID WASTE DISPOSAL FEES;)
LANDFILL POST-CLOSURE TRUST FUND;)
AND RECYCLING GRANTS PROGRAM)

MOTION TO ADOPT AMENDMENTS TO REGULATION NO. 11

Comes now the Arkansas Department of Environmental Quality (“ADEQ” or “Department”), by and through its attorney, Loriele Gutting, and for its Motion to Adopt Amendments to Regulation No. 11, states:

1. On July 27, 2012, the Arkansas Pollution Control and Ecology Commission (hereinafter “APC&EC” or “Commission”) granted ADEQ’s Petition to Initiate Rulemaking to Amend Regulation No. 11.
2. A public hearing was held at ADEQ Headquarters in North Little Rock, Arkansas on September 5, 2012. The public comment period ended on October 5, 2012. Two written comments were filed and no oral comments were received at the public hearing.
3. ADEQ filed its Response to Comments on October 29, 2012, and its Statement of Basis and Purpose before the Commission on December 21, 2012.
4. Pursuant to APC&EC Reg.8.814, ADEQ submits the following documents supporting adoption of the regulation to the Commission for its consideration:
 - a. Exhibit A – Final Proposed Regulation
 - b. Exhibit B – Regulation Tracking Sheet
 - c. Exhibit C – Proposed Minute Order

WHEREFORE, ADEQ prays that the Commission adopt the Proposed Minute Order adopting the amendments to Regulation No. 11.

Respectfully submitted,



Lorielle Gutting, Attorney
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of Environmental Quality
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