

BEFORE THE ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION

**IN THE MATTER OF AMENDMENTS TO)
RULE 12: "STORAGE TANKS")**

DOCKET NO. 24-001-R

MOTION TO ADOPT AMENDMENTS TO APC & EC RULE 12

Comes now the Department of Energy and Environment, Division of Environmental Quality (DEQ), by and through Michael McAlister, Managing Attorney, and as and for its Motion to Adopt Amendments to APC & EC Rule No. 12, "Storage Tanks," states:

1. On February 23, 2024, the Arkansas Pollution Control and Ecology Commission (APC& EC), granted DEQ's Petition to Initiate Rulemaking to Amend Rule 12, and ordered that the proposed amendments be submitted to a period of public comment.
2. After publication of notice, a public hearing was held at DEQ Headquarters in North Little Rock, Arkansas, on March 27, 2022, and that no public comments were offered or recorded on that date; that the public comment period ended on April 10, 2022, and DEQ received no comments during the written comment period.
3. Pursuant to APC&EC Rule 8.808 and Rule 8.815, DEQ submits the following documents supporting its motion to adopt amendments to Rule No. 12:
 - A. Statement of Basis and Purpose;
 - B. Responsive Summary;
 - C. Final Draft of the Rule;
 - D. Rule Tracking Sheet;
 - E. Governor's Approval; and
 - F. Proposed Minute Order.

WHEREFORE, DEQ respectfully requests that the APC & EC grant this Motion to Adopt Amendments to APC & EC Rule 12, and adopt and approve the proposed minute order submitted herewith, and promulgate the revised and amended Rule 12, "Storage Tanks."

Respectfully Submitted,

By: _____



Michael McAlister, Managing Attorney
Department of Energy and Environment
Division of Environmental Quality
5301 Northshore Drive
North Little Rock, Arkansas 72218
(501) 682-0918
Michael.McAlister@adeq.state.ar.us