

NOTICE OF EMERGENCY ORDER

Pursuant to Ark. Code Ann. §§ 8-7-508, 8-1-202(b)(2)(C), 8-4-220, 8-4-304, 8-6-202, 8-7-213, 8-7-214 and 8-7-508(h), the Arkansas Department of Environmental Quality (ADEQ) has issued an emergency order in connection with a burning illegal disposal site located on Trafalgar Road, Bella Vista, Arkansas. It consist of layers of compacted clay, extensive amounts of vegetative debris, automotive batteries, and miscellaneous waste which are known contaminant sources containing volatile organic carbons (VOCs) that are likely to impact human health and ecological receptor pathways. Environmental Protection Agency (EPA) air sampling events have reported the presence of benzene emissions at the site, and the Arkansas Department of Health has issued a health advisory to residents of the area.

The owner of the property upon which the illegal disposal site is located is NWA Storage 2, LLC.

Based upon ADEQ field investigation and air sampling results presented by the EPA, there is a presence of burning hazardous substances and the threat of release of hazardous substances which present potential harm to public health, safety, or to the environment.

The emergency order directs NWA Storage 2, LLC., to immediately take necessary steps to extinguish the fire and characterize, identify, transport, and properly dispose of hazardous substances at the site that exceed risk based standards.

Nothing in the order prevents the ADEQ from seeking to recover its costs in connection with the incident or taking appropriate enforcement action against any party determined to be responsible for the illegal disposal.

A copy of the full text of the order is available by contacting Donnally Davis at ADEQ, at 5301 Northshore Drive, North Little Rock, AR 72118; telephone, 501-682-0889; E-mail, davis@adeq.state.ar.us.

Dated this 15th day of January, 2019,
Becky W. Keogh, Director,
Arkansas Department of Environmental Quality