

NOTICE OF DRAFT PERMIT

SOLID WASTE TIRE COLLECTION CENTERS AND MOBILE TIRE PROCESSING EQUIPMENT (TYPE TCC AND SWTP) GENERAL PERMIT

In accordance with provisions of the Arkansas Solid Waste Management Act (Act 237 of 1971), Ark. Code Ann. §§ 8-6-201 et seq., as amended, and Arkansas Pollution Control and Ecology Commission (APC&EC), Rule No. 36, the Arkansas Department of Energy and Environment's Division of Environmental Quality (DEQ) has the authority to issue general permits for solid waste processing facilities. Also, in accordance with provisions of APC&EC, Rule No. 8.207, public notice is hereby given that DEQ has issued a draft general permit for the construction and operation of solid waste tire collection centers and mobile tire processing equipment.

Draft general permit 0000-TAP-TCCMTP is hereby issued for solid waste tire collection centers and mobile tire processing equipment. This permit will cover solid waste tire collection centers and mobile tire processing equipment as described below and as defined in APC&EC, Rule No. 36. In addition to the conditions and restrictions included in the general permit, other provisions of APC&EC, Rule No. 36 will be applicable to any facilities covered by the general permit.

The solid waste tire collection centers and mobile tire processing equipment general permit 0000-TAP-TCCMTP will be available to cover facilities located in the state of Arkansas which choose to be covered by the general permit, which meet the terms of the permit, and which comply with restrictions of Rule 36. Rule contains solid waste management rules for non-hazardous waste processing and disposal facilities in Arkansas. Rule 36 defines a tire collection center as an access-controlled collection center or an open collection center where used tires are collected before being recycled or disposed of by a used-tire program. Rule 36 defines a tire processing facility as a site where equipment is used to cut, chip, grind, shred, or otherwise alter used tires.

Any interested person may submit oral or written comments to DEQ regarding the technical and regulatory merits of this draft general permit decision within thirty (30) days of the publication of this notice. After consideration of the written comments received within the public comment period, DEQ will determine the necessity of a public hearing on the draft permitting decision. Those persons who submit written comments on the draft decision during the comment period, or who make comments for the record at a formal public hearing called by DEQ, shall have legal standing to appeal any final permitting decision made by the Director. DEQ will mail the notice of final permitting decision with comment responses to those persons submitting written or public hearing comments.

Applicants which choose to be covered by the general permit will be required to submit a written notification along with technical information and documentation to DEQ—Office of Land Resources (OLR). OLR will review the notice and documentation and issue coverage under the general permit unless DEQ otherwise notifies the applicant of deficiencies or that coverage under the general permit is not permissible under the permit or existing rules.

Copies of the draft permit and statement of basis for the permit conditions, regulations and other supporting documents are available for public review, inspection, and photocopying at the Arkansas Department of Energy and Environment, 5301 Northshore Drive, North Little Rock, Arkansas, during normal business hours. Additional information may be obtained by calling the OLR at (501) 682-0841.

There may be a charge for photocopying documents. The draft permit can be viewed on DEQ's web site at www.adeq.state.ar.us.

The published date of this "Notice of Draft Permit" will begin a thirty (30) day comment period. Written comments must be submitted within the specified thirty (30) day comment period in order to establish legal standing to appeal any final decision of the Division regarding these matters.

Written comments concerning this draft decision should be sent to:

Nick Jones, P.E.
Senior Operations Manager
Office of Land Resources
5301 Northshore Drive
North Little Rock, AR 72118

A final, written decision on the general permit will be prepared and distributed by DEQ. The final decision will include a response to each issue raised during the public comment period for these draft permits, and will include an explanation of the rationale (statement of basis) for any technical requirements or standards involved in making the final decisions. Any person with legal standing in this matter may appeal DEQ's final decision to the APC&EC. Appeals must be in accordance with the requirements of APC&EC, Rule No. 8. General information on appeal procedures may be obtained by contacting the Legal Division, Arkansas Department of Energy and Environment, 5301 Northshore Drive, North Little Rock, AR 72118 (501-682-0892); however, specific legal advice cannot be provided.

Dated this 9th day of October, 2022

Julie Linck
Chief Administrator, Environment
Arkansas Department of Energy and Environment