



October 26, 2011

**Northwest Arkansas Regional Solid Waste Management District
C/o Melinda Caldwell
VIA Recyclables
927 West Rush Street
Harrison, AR 72601**

RE: Quarterly Inspection; AFIN 03-00208 Permit Number 0022-SWTP

Dear Ms. Caldwell:

On October 24, 2011 I performed a routine inspection of your facility pursuant to the Arkansas Waste Tire Program, Reg. 14, and the above referenced permit. A copy of the inspection report is enclosed for your review.

Please refer to the attached inspection report to note the specific allegations. A written response for the noted allegations, describing the corrective action taken or to be taken, must be submitted to my attention at the address listed below within thirty (30) days from the date hereof. Failure to submit the written response shall be construed as an admission of any allegations. Any items noted that are neglected and/or persistent may warrant formal enforcement action.

If I can be of any further assistance, feel free to contact me at (870-424-3322).

Sincerely,

A handwritten signature in black ink, appearing to read "Gary Meador".

**Gary Meador, Inspector
Solid Waste Management Division**

**Cc: Scott McWilliams, SW Enforcement Coordinator
The Honorable Tim McKinney
Mayor of Berryville
P.O.Box227
Berryville, AR 72616**



**Arkansas Department of Environmental Quality
Solid Waste Management Division
Waste Tire Processing Facility Inspection**



Site Name	NWARSWMD	County	Baxter	AFIN	03-00208
Facility Address	Mtn. Home, Hwy. 201 N. to CR831 to CR 782 to the Damco Site Project.	Telephone Number	870-741-7026 870-688-9362	Permit Number	0022-SWTP
Permittee Address	Melinda Caldwell 927 West Rush Street Harrison, AR 72601	E-Mail Address			
Date	10-24-11	Entry Time	1530	Exit Time	1630
					Follow-Up
					Yes
					No
					x

Regulation 14 - Operational Standards

Category 1 First Violation: Score of 1 Second Violation: Score of 2 Third Violation : Score of 4		Comments <i>The Solid Waste District has ceased all operations at the waste tire processing facility and plans to void the permit. They have contracted with Champlain Tire Recycling out of Kansas, to pickup, transport, and recycle waste tires.</i> <i>Some of the processed tire bales are stored on the Damco Site Project.</i> <i>See comment pages</i>
Sign posted with required information 14.1402(F)		
Waste tires stored separately from used tires 14.1402(B)		
Records maintained and available 14.1207		
Category 2 First Violation: Score of 2 Second Violation: Score of 4 Third Violation : Score of 8		TOTAL SCORE 0 - 8 Satisfactory 9 - 13 Marginal ≥14 Unsatisfactory 24
Emergency preparedness manual on site and updated 14.1402(N)		
Communication equipment maintained on site 14.1210; 14.1402(L)		
Site kept free of vegetation 14.1402(M)		
Residuals disposed or recycled 14.1901(C)(3)		
Separation distances maintained 14.1402(R)		
4	Mosquito and rodent control 14.1209; 14.1402(E)	
Passable access roads at all times 14.1402(H)		
Site bermed for runoff control 14.1402(J)		
Waste tire pile within maximum dimensions 14.1402(C)		
Access to the site controlled 14.1402(I)		
8	Processed tires meet storage criteria 14.1204	
Department notified of emergency 14.1402(O)		
Category 3 First Violation : Score of 3 Second Violation : Score of 6 Third Violation : Score of 12		
Fire protection services assured 14.1402(K)		
Operations involving use of open flames prohibited 14.1402(G)		
12	Facility operates in accordance with permit documents 14.1201	
Fifty foot wide fire lanes and unobstructed 14.1402(D)		

Regulation 14 - Records

14.1402(N)	Date of last revision/update to emergency preparedness manual	March 2005
14.1207	Quantity of waste tires/processed tires received	
14.1207	Quantity of waste tires stored on site	4000 Bales x 100 tires per bale = 400,000 tires
14.1207	Quantity of waste tires shipped from site	
14.1215	Date of last annual report	3-1-10

Operator Name & Number	Site Closed No Operator Available	Signature of Inspector	
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**Arkansas Department of Environmental Quality
Solid Waste Management Division
Comments Page**



Site Name	NWARSWMD	AFIN	03-00208	Permit Number	0022-SWTP
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Category 2 Comments

Mosquito and rodent control 14.1209 Vector Control; 14.1402(E) Outdoor Above -Ground Tire Storage Vector Control: An approved vector control program must be operational at all times for tires stored outdoors. The owner or operator shall develop and implement a program to control mosquitoes and rodents or request such control measures from the local mosquito and vector control office, so as to protect the public health and welfare. Mosquito control measures may include covering containers and trailers used for the collection and storage of waste tires with a tarp or placing them under some type of constructed cover during inclement weather and/or when the business is closed.

Comments:

A mosquito problem still exists at the site and there were no evident signs any control measures being implemented.

Category 2 Comments

Processed tires meet storage criteria 14.1204
The storage limit for processing facilities is thirty (30) times the daily capacity of the processing equipment used.

Comments:

According to the Baling Contractor the daily capacity of the processing equipment was approximately 2000 tires a day. Based on the daily capacity of the processing equipment maximum storage capacity for the facility would be 60,000 tires or 600 bales at 100 tires per bale. However, Site Specific Permit Conditions number 3(b) states that the number of tires at the site shall not exceed 28,000 passenger and truck tires at any time.

The Facility has an estimated 4000 bales X 100 tires per bale = 400,000 tires on site. Exceeding their storage limit for the permitted area.

Category 3 Comments


Facility operates in accordance with permit documents 14.1201
Waste tire processing facilities shall obtain a permit and shall meet the requirements contained in this regulation for waste tire processing facilities (Waste Tire Processing Facility Requirements) or shall meet the general permit requirements contained in this regulation.

Reg.14.1215 Annual Reporting

Owners and operators of waste tire processing facilities shall submit to the Department an annual report by March 1 that summarizes information on facility activities. The report shall be submitted to the Department on Form TP5 (Waste Tire Processing Facility Annual Report).

Comments:

The Annual Report for 2010 has still not been submitted at this time.

Signature of Inspector		Inspection Date	10-24-11	Page	2
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Arkansas Department of Environmental Quality
Solid Waste Management Division
Comments Page



Site Name	NWARSWMD	AFIN	03-00208	Permit Number	0022-SWTP
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Category 3 Comments

Facility operates in accordance with permit documents 14.1201

Site Specific Permit Conditions, Number 1: Financial Assurance


Financial assurance shall be provided and maintained based on Appendix B of Regulation Number 14. The amount of financial assurance is \$57,000 and shall be established and approved by the Department prior to the processing of the waste tires. This amount is subject to annual adjustment and may be increased at the discretion of the Department based on the cost for a third party to close the facility in accordance with an approved closure plan and with the guidelines set forth in Section 18 of Regulation Number 14. The amount of financial assurance is to be maintained and comply with the requirements of Regulation Number 14. Financial assurance amounts must be maintained at all times in order to cover the provisions of the Act and Regulation Number 14.

Comments:

No records found on file with ADEQ indicating financial assurance has been provided for the Facility.

Category Comments

Category Comments

Signature of Inspector		Inspection Date	10-24-11	Page	3
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Permit # 0022-SWTP

Photos 1 & 2

