

# ARKANSAS

## ENERGY & ENVIRONMENT

## ENVIRONMENTAL QUALITY

June 26, 2020

Mr. Slade Patterson  
BFI Waste Systems of Arkansas  
7111 Old Millington Rd., Millington, TN 38053

**RE: Quarterly Inspection conducted on June 11, 2020**  
**AFIN 63-00155**  
**Permit Number 0261-S1-R3**

Dear Mr. Patterson:

The Arkansas Division of Environmental Quality Office of Land Resources (DEQ) conducted a routine inspection of your facility pursuant to the Arkansas Solid Waste Management Act (Arkansas Code, Annotated, § 8-6-201 *et seq.*), of 1971, as amended, the Arkansas Pollution Control & Ecology Commission Regulation 22 (Solid Waste Management), and the above-referenced permit. The inspection identified conditions at your facility which the DEQ alleges constitutes violations. A copy of the inspection report is attached.

You should immediately initiate actions to correct the alleged violations cited. A written response of the corrective actions taken, or to be taken, must be submitted within thirty (30) calendar days from the date on this letter to the attention of Kim Davenport. The response may include, but is not limited to, photographs, copies of disposal receipts, records, or analytical results, as applicable. If you have any questions regarding the alleged violations, please do not hesitate to contact me at (501) 682-0586 or [davenport@adeq.state.ar.us](mailto:davenport@adeq.state.ar.us).

Sincerely,



Kim Davenport  
Solid Waste Inspector  
Office of Land Resources

Enclosure

cc: David Witherow P.E., Senior Manager, Office of Land Resources

June 26, 2020

Mr. Robert Sanchez  
BFI Waste Systems of Arkansas  
18511 W. Sardis Road  
Bauxite, AR 72011

**RE: Quarterly Inspection conducted on June 11, 2020**  
**AFIN 63-00155**  
**Permit Number 0261-S1-R3**

Dear Mr. Sanchez:

The Arkansas Division of Environmental Quality Office of Land Resources (DEQ) conducted a routine inspection of your facility pursuant to the Arkansas Solid Waste Management Act (Arkansas Code, Annotated, § 8-6-201 *et seq.*), of 1971, as amended, the Arkansas Pollution Control & Ecology Commission Regulation 22 (Solid Waste Management), and the above-referenced permit. The inspection identified conditions at your facility which the DEQ alleges constitutes violations. A copy of the inspection report is attached.

You should immediately initiate actions to correct the alleged violations cited. A written response of the corrective actions taken, or to be taken, must be submitted within thirty (30) calendar days from the date on this letter to the attention of Kim Davenport. The response may include, but is not limited to, photographs, copies of disposal receipts, records, or analytical results, as applicable. If you have any questions regarding the alleged violations, please do not hesitate to contact me at (501) 682-0586 or [davenport@adeq.state.ar.us](mailto:davenport@adeq.state.ar.us).

Sincerely,



Kim Davenport  
Solid Waste Inspector  
Office of Land Resources

Enclosure

cc: David Witherow P.E., Senior Manager, Office of Land Resources

**Division of Environmental Quality**  
**Office of Land Resources - Solid Waste Management**  
**Class 1 Landfill Inspection**



<b>Site Name</b>	BFI Waste Systems of Arkansas, LLC	<b>County</b>	Saline	<b>AFIN</b>	63-00155
<b>Facility Address</b>	18511 Sardis Road, Bauxite, AR 72011	<b>Phone Number</b>	901-873-8334 Slade 501-602-8440 Robert	<b>Permit Number</b>	0261-S1-R3
<b>Permittee Address</b>	18511 Sardis Road, Bauxite, AR 72011	<b>E-Mail Address</b>	<a href="mailto:Spatterson2@republicservices.com">Spatterson2@republicservices.com</a> <a href="mailto:RSanchez2@republicservices.com">RSanchez2@republicservices.com</a>		<b>PDS #</b> 112367
<b>Date</b>	6/11/2020	<b>Entry Time</b>	1050	<b>Exit Time</b>	1142


**Regulation 22 – Operational Standards**

**Category 1**

	<b>Regulation</b>	<b>Item Description</b>	<b>Comments</b>
	411(l)	Adequate employee facilities	
	421(a)(b)	Record keeping meets requirements specified by regulations	
	417	Access requirements	
	411(j)	Adequate provisions for backup equipment	
	421(d)	Waste receipt records, ticket system maintained	
	411(k)	Telephone system & written emergency response plan on site	
	423(b)	Annual compliance inspection by registered professional engineer	
	422	Facility implements operating plan and narrative	
	421(f)	Leachate disposal/recirculation records	
	421(g),701	Special waste disposal and procedures records	

**Category 2**

	<b>Regulation</b>	<b>Item Description</b>	<b>Comments</b>
	411(a)	Operations in accordance with permit documents	
	417(c)	Adequate all weather operational roads	
	411(c)	Smallest practical area, unloading supervised, single working face	
	411(e)	Salvage operations meet approved conditions	
	411(f)(1)	Scavenging of waste prohibited	
	411(p)	Proper wet weather repairs	
	411(b)	Operations by licensed on-site personnel at all times	
	411(d)	Waste spread and compacted as unloaded	
<b>X</b>	411(g)	Litter control provisions maintained	Litter observed on the north slope of Cell 5 and unconstructed Cells #6 - #8. (Refer to Photos #1 - #5.)
	414(a)	Disease vectors controlled	

Category 2 (continued)												
Regulation	Item Description				Comments							
427	Surface Water Controls											
411(h)(1)	Contouring prevents surface water flowing into or through waste											
418(a)(b)	Run-on/off control system present and adequate											
411(h)(2)	Surface water control prevents off-site sediment accumulation											
411(i);427(f)	Adequate maintenance of intermediate/final cover vegetation											
415	Gas monitoring program											
411(o)	Leachate leaks or evidence of leachate seepage											
426	Survey controls											
429	Leachate collection system											
420	Liquid Restrictions											
Category 3												
Regulation	Item Description				Comments							
412	Implementation of hazardous/unauthorized waste exclusion plan											
413(a)(b)	Satisfactory daily/alternative cover											
413(c)	Satisfactory intermediate cover											
416(b),411(f)(4)	Open burning prohibited											
419	Cause discharge/leachate discharge leaving landfill											
411(f)(3),419(a)(4)	Depositing waste in standing water prohibited											
X 411(o)	Erosion or other cover defects resulting in exposed refuse				Erosion with exposed waste observed on the north exterior slope of Cell 5. (Refer to Photo #6.)							
309(c)	Overfill/Off lined area											
Regulation 22 - Records												
421(a)(8), 1203(k)	Date of last groundwater monitoring report			1/7/2020	Site Conditions		Dry					
423(b)	Date of last engineering report			3/30/2020	Weather Conditions		Sunny					
428	Liner construction in progress		Yes/No	No	Notice of liner construction		Yes/No	No	Third party CQA on-site during construction			
412(a)	Date of last random inspection for unauthorized waste			6/5/2020	Total # for month		4 May					
415, 421(e)	Date of last quarterly methane monitoring			5/11/2020	Detection level		>100 @ 3 locations	415(a)	Explosive gas records current?		Yes/No	Yes
421(g),412(a)(2),701	Date of last special waste received			6/12/2020	Disposal location		Cell 2 Zone 3					
421(d)	Previous quarter waste received			73,762	Tons							
427(c)	Surface water DMR records current?			Yes/No								
Fayetteville Shale Related		Yes/No	Yes	Out of Compliance with Fayetteville Shale			Yes/No	No				
Operator Name & Number		Spencer Robbins - 003765			Signature of Inspector							
Exit Interview Conducted with		Robert Sanchez		Method	Via Phone		Date	6/11/2020		Time	1142	

# Division of Environmental Quality

## Official Photograph Sheet

<b>Location</b>	BFI Waste Systems of Arkansas, LLC				<b>Permit</b>	0261-S1-R3	<b>AFIN</b>	63-00155
<b>Photographer</b>	Kim Davenport, Inspector		<i>KD</i>		<b>Witness</b>	N/A		
<b>Photo #</b>	1	<b>Of</b>	6		<b>Date</b>	6/11/2020	<b>Time</b>	1150
<b>Description</b>	Litter observed on the north slope of Cell #5 and litter fencing not in place.							



<b>Location</b>	BFI Waste Systems of Arkansas, LLC				<b>Permit</b>	0261-S1-R3	<b>AFIN</b>	63-00155
<b>Photographer</b>	Kim Davenport, Inspector		<i>KD</i>		<b>Witness</b>	N/A		
<b>Photo #</b>	2	<b>Of</b>	6		<b>Date</b>	6/11/2020	<b>Time</b>	1152
<b>Description</b>	Another angle of the area shown in Photo #1, to show litter fencing is not in place.							





# Division of Environmental Quality Official Photograph Sheet

<b>Location</b>	BFI Waste Systems of Arkansas, LLC				<b>Permit</b>	0261-S1-R3	<b>AFIN</b>	63-00155
<b>Photographer</b>	Kim Davenport, Inspector			<i>KD</i>	<b>Witness</b>	N/A		
<b>Photo #</b>	3	<b>Of</b>	6		<b>Date</b>	6/11/2020	<b>Time</b>	1152
<b>Description</b>	Litter observed in unconstructed Cells #6 - #8.							



<b>Location</b>	BFI Waste Systems of Arkansas, LLC				<b>Permit</b>	0261-S1-R3	<b>AFIN</b>	63-00155
<b>Photographer</b>	Kim Davenport, Inspector			<i>KD</i>	<b>Witness</b>	N/A		
<b>Photo #</b>	4	<b>Of</b>	6		<b>Date</b>	6/11/2020	<b>Time</b>	1153
<b>Description</b>	An overall view below the toe of Cell 5 to show litter in future Cells #6 - #8.							



# Division of Environmental Quality Official Photograph Sheet

<b>Location</b>	BFI Waste Systems of Arkansas, LLC				<b>Permit</b>	0261-S1-R3	<b>AFIN</b>	63-00155
<b>Photographer</b>	Kim Davenport, Inspector		<i>KD</i>		<b>Witness</b>	N/A		
<b>Photo #</b>	5	<b>Of</b>	6		<b>Date</b>	6/11/2020	<b>Time</b>	1153
<b>Description</b>	Litter observed accumulated in sediment in unlined, future Cells #7 & #8.							



<b>Location</b>	BFI Waste Systems of Arkansas, LLC				<b>Permit</b>	0261-S1-R3	<b>AFIN</b>	63-00155
<b>Photographer</b>	Kim Davenport, Inspector		<i>KD</i>		<b>Witness</b>	N/A		
<b>Photo #</b>	6	<b>Of</b>	6		<b>Date</b>	6/11/2020	<b>Time</b>	1151
<b>Description</b>	Erosion with exposed waste observed on the north exterior slope of Cell #5.							

