



DIVISION OF
ENVIRONMENTAL QUALITY

128709

Sarah Huckabee Sanders
GOVERNOR

Shane E. Khoury
SECRETARY

12/27/2023

Mr. Charles Seaton
OMSWD
P.O. Box 1669
Harrison, AR 72602

RE: Inspection conducted on December 20, 2023
AFIN 03-00051
Permit Number 0249-S1-R2

Dear Mr. Seaton:

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 are violations. A copy of the inspection report is attached.

If you have any questions regarding the alleged violations, please do not hesitate to contact me at (501) 837-6909 or darrell.norton@adeq.state.ar.us.

Sincerely,

A handwritten signature in cursive script that reads "Darrell Norton".

Darrell Norton
Solid Waste Inspector

cc: Nicholas Jones P.E., Senior Operations Manager, Office of Land Resources
Diana Kilburn, Groundwater Branch Manager, Office of Land Resources

**Division of Environmental Quality
Office of Land Resources
Class 1 Landfill Inspection Form**

Site Name	NABORS Landfill	County	Baxter	AFIN	03-00051
Facility Address	Hwy 5 N to CR 16 to site entrance- Three Brothers	Phone #	870-688-3822	Permit #	0249-S1-R2
Permittee Address	P.O. Box 1669 Harrison, AR 72602	Email Address	chuckwseaton@gmail.com judge@baxtercounty.org	PDS #	128709
Date	12/20/2023	Entry Time	1051	Exit Time	1200

Operational Standards

Category 1

Regulation	Item Description	Comments
417	Access Requirements	
411(j)	Adequate Provision for Backup Equipment	
423(b)	Annual Compliance Inspection by Registered Engineer	

Category 2

Regulation	Item Description	Comments
411(a)	Operations in Accordance with Permit Documents	
411(c)	Smallest Practical Area, Unloading Supervised, Single Working Face	
411(b)	Operations by Licensed On-site Personnel at All Times	
411(g)	Litter Control Provisions Maintained	
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	
X	411(i) Adequate Maintenance of Intermediate/Final Cover Vegetation	Turf roll and damage observed in multiple areas. Woody vegetation observed in the final cover system. (Refer to photo #4.)
	415 Gas Monitoring Program	
	411(o) Leachate Leaks or Evidence of Leachate Seepage	
X	429 Leachate Collection System	Multiple LCS panels observed with the pump control in the off position. Multiple LCS panels observed lacking a head level read-out. The leachate system does not currently provide information as to the head level present on the bottom liner. (Refer to Photo #3.)
X	417(c) Access and Operational Roads	Road erosion present between LCS-4 and LCS-5. Vegetative control needed along roads and around LCS panels.

Category 3

Regulation	Item Description	Comments
	413(a)(b)(c) Satisfactory Daily/Alternate/Intermediate Cover	
X	419(a)(5) Cause Discharge/Leachate Leaving Landfill	VLCS-1 sump observed overflowing. (Refer to Photos #1 and #2.)
	411(f)(3) Depositing Waste in Standing Water Prohibited	
	411(o) Erosion or Other Cover Defects Resulting in Exposed Refuse	
	309(c) Overfill/Off Lined Area	

Records

Date of Last Annual Report	9/16/2013	Date of Last Quarterly Methane Monitoring	5/2023				
Date of Last Groundwater Monitoring Report	10/2022	Previous Quarter Waste Received	n/a				
Operator Name & Number	n/a	Signature of Inspector	<i>Darrell Norton</i>				
Exit Interview Conducted with	n/a	Method	n/a	Date	n/a	Time	n/a

Division of Environmental Quality Official Photograph Sheet

Location	NABORS Class 1			Permit	0249-S1-R2	AFIN	03-00051
Photographer	Darrell Norton, Inspector		<i>DN</i>	Witness	n/a		
Photo #	1	Of	4	Date	12/20/2023	Time	1052
Description	Vegetative growth around VLCS-1. VLCS-1 appears to be failing with leachate overflow visible.						



Location	NABORS Class 1			Permit	0249-S1-R2	AFIN	03-00051
Photographer	Darrell Norton, Inspector		<i>DN</i>	Witness	n/a		
Photo #	2	Of	4	Date	12/20/2023	Time	1053
Description	Apparent leachate overflow observed from VLCS-1 basin.						



Division of Environmental Quality Official Photograph Sheet

Location	NABORS Class 1			Permit	0249-S1-R2	AFIN	03-00051
Photographer	Darrell Norton, Inspector		<i>DN</i>	Witness	n/a		
Photo #	3	Of	4	Date	12/20/2023	Time	1102
Description	LCS 2 observed with the pump in the off position. Multiple LCS panels observed with the pump in the off position.						



Location	NABORS Class 1			Permit	0249-S1-R2	AFIN	03-00051
Photographer	Darrell Norton, Inspector		<i>DN</i>	Witness	n/a		
Photo #	4	Of	4	Date	12/20/2023	Time	1119
Description	Turf roll and woody vegetation observed near LCS 6.						

