

Recertification Notice of Intent (NOI)
Landfill Sediment Pond Discharge General Permit ARG160000

You must **complete, certify, and sign this Recertification Notice of Intent (NOI) form** and return it to the Department in order to continue permit coverage under the General Permit ARG160000. You must submit this form **no later than January 31, 2020.** Please keep a copy of this form for your records once completed and signed.

Permit Tracking Number: ARG160025

AFIN: 25-00028

Permittee Name: ~~IESI AR Landfill Corporation~~

Cherokee Sanitary Landfill Company

(Refer to attached ADEQ letter dated Feb 27, 2019, approving Name Change.)

If any changes need to be made to the information shown below, please update the new information in the corrections section below and/or attach documentation.

| | Current Information in ADEQ's Database | Corrections (if needed) |
|-----------------------------|---|-------------------------------------|
| Facility Address: | Cherokee Sanitary Landfill, Inc. 300 Landfill Road Cherokee Village, AR 72529 | Cherokee Village Landfill |
| Responsible Official: | Dean Divalerio | Robert A. Nielsen, III |
| Responsible Official Email: | Dean.Divalerio@progressivewaste.com | robn@wasteconnections.com |
| Cognizant Official: | Ronnie Black | Joseph Viecei |
| Cognizant Official Email: | tblack@iesi.com | joe.viecei@wasteconnections.com |
| Contact Person: | Ronnie Black | |
| Contact Email | | ronnie.blacksr@wasteconnections.com |
| Phone Number | 870-994-7000 | |

1. Are the mailing and invoice addresses the same?

Yes ☒ No ☐ N/A ☐

If "No" please provide invoice address →

2. Have you attached an updated disclosure statement*?

Yes ☐ No ☒ N/A ☐

** A disclosure statement IS NOT required for Governmental entities, consisting only of subdivisions or agencies of the federal government, agencies of the state government, counties, municipalities, or duly authorized regional solid waste authorities as defined by law. This does not include improvement districts or any other subdivision of government which is not specifically instituted by an act of the General Assembly.*

Outfall Currently Listed in ADEQ's Database**

Outfall 001: Latitude: 36° 16' 42.87" N; Longitude: 91° 38' 15.73" W

** Only one outfall may be listed. If a change to the above outfall is needed, please be sure to provide the correct coordinates, and an explanation of the required changes.

Additional Comments: Outfall 002 coordinates are: Latitude: 36° 16' 59.12"; Longitude: 91° 38' 39.32". Previous permit contained a typographical error.

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

I certify that I have read and will comply with all the requirements of the renewal Landfill Sediment Pond Discharge General Permit (ARG160000).

Responsible Official Name: Robert A. Nielsen, III

Responsible Official Title: Regional Vice President

Responsible Official Signature: 

Date: JAN 9, 2020

Return the NOI form to the address below or send it electronically to water.permit.application@adeq.state.ar.us:

Office of Water Quality, Permits Branch
Arkansas Department of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118-5317

PERMIT TRANSFER FORM

PERMIT NUMBER: ARG160025

SELECT ALL OF THE FOLLOWING THAT APPLY:

- ☐ Permittee (legal name) change [CHANGE OF OWNERSHIP] ☒ Permittee (legal name) change [NAME CHANGE ONLY]
☐ Facility name change ☐ Responsible official name change

I. CURRENT PERMITTEE INFORMATION

Permittee (legal name): IESI AR Landfill Corporation
Facility Name: Cherokee Sanitary Landfill
Responsible Official Name (see Section IV below): Robert A Nielsen, III
Is the permittee identified above, the owner of the facility? ☒ Yes ☐ No
If No, list owner name: _____

II. NEW PERMITTEE INFORMATION

Permittee (legal name): Cherokee Sanitary Landfill Company
Facility Name (if different from Permittee Name): Cherokee Village Landfill
Is the Permittee the owner of the facility? ☒ Yes ☐ No If No, list owner name: _____

Responsible Official Name (see Section IV below): Robert A Nielsen, III

| | | |
|------------------------------|---|---|
| Responsible Official Title: | <u>Regional Vice President</u> | Permittee Type: |
| Responsible Official E-mail: | <u>robn@wasteconnections.com</u> | <input type="checkbox"/> STATE <input type="checkbox"/> PARTNERSHIP |
| Permittee Mailing Address: | <u>3 Waterway Square Place, Ste 550</u> | <input type="checkbox"/> FEDERAL <input type="checkbox"/> PUBLIC |
| Permittee City: | <u>The Woodlands</u> | <input checked="" type="checkbox"/> CORPORATION/LLC |
| Permittee State: | <u>Texas</u> Zip: <u>77380</u> | State of Incorporation: <u>AR</u> |
| Permittee Phone No.: | <u>832-442-2900</u> | <input type="checkbox"/> SOLE PROPRIETORSHIP |
| | | <input type="checkbox"/> OTHER: _____ |

Is the new permittee registered with the Arkansas Secretary of State? ☒ Yes ☐ No

If yes, the Permittee (legal name) above must EXACTLY match the name registered with the Arkansas Secretary of State.

A current Certificate of Good Standing from the State of Incorporation must be submitted with this form.

| | | | |
|-------------------------------|--------------------------|---------------------------|--|
| Facility Mailing Address: | <u>300 Landfill Road</u> | Facility City: | <u>Cherokee Village</u> |
| | | Facility State: | <u>AR</u> Zip: <u>72529</u> |
| Facility Contact Person Name: | <u>Ronnie Black</u> | Contact Person Title: | <u>Site Manager</u> |
| Phone Number: | <u>870-994-7000</u> | Fax Number: | <u>870-994-2199</u> E-mail: <u>ronnie.blacksr@wasteconnections.com</u> |
| Invoice Contact Person: | <u>Ronnie Black</u> | City: | <u>Cherokee Village</u> |
| Invoice Mailing Address: | <u>300 Landfill Road</u> | State: | <u>AR</u> Zip: <u>72529</u> |
| Invoice Mailing Address: | _____ | Phone: | <u>870-994-7000</u> |
| Cognizant Official Name*: | <u>Joseph Viecei</u> | Cognizant Official Title: | <u>Senior Region Engineer</u> |
| Phone Number: | <u>832-442-2900</u> | Fax Number: | <u>271-873-3299</u> E-mail: <u>joe.viecei@wasteconnections.com</u> |

* Duly Authorized Representative as outlined in 40 CFR 122.22(b)

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY
5301 NORTHSHORE DRIVE / NORTH LITTLE ROCK / ARKANSAS 72118-5317
TELEPHONE 501-682-0744 / FAX 501-682-0880 / www.adeq.state.ar.us

PERMIT TRANSFER FORM

III. OWNERSHIP CHANGE AGREEMENT

Please note you must complete Section III only if this permit transfer is for a change of ownership.

NOT APPLICABLE - NAME CHANGE ONLY

Please specify the closing date for this transaction: _____

Current Permittee (Seller): _____

Signature of Responsible Corporate Officer: _____

Title of Responsible Corporate Officer: _____

Printed Name of Responsible Corporate Officer: _____

Date: _____

New Permittee (Buyer): _____

Signature of Responsible Corporate Officer: _____

Title of Responsible Corporate Officer: _____

Printed Name of Responsible Corporate Officer: _____

Date: _____

Disclosure Statement:

Disclosure Statement must be submitted for new permittee. **Disclosure Statement is not required for Stormwater Permits.**

Is Disclosure Statement enclosed: ☐ Yes ☒ No

Trust Fund Requirements:

If this facility is subject to the trust fund requirements (Ark. Code Ann. §8-4-203(b)(1)(B)), the permittee must also submit the ADEQ Trust Fund Requirements form with this transfer form. A form may be obtained from the ADEQ website: NOT APPLICABLE

<https://www.adeq.state.ar.us/water/permits/npdes/individual/pdfs/ndstw-trust-fund-certification-form.pdf>

Land Use Contract:

For **land application permits** you must submit a new land use contracts for all the sites permitted under the current permit for land application. The new land use contract must be signed by the new permittee and land owner. NOT APPLICABLE


IV. CERTIFICATION OF NEW PERMITTEE (Responsible Official in Section II)

"I certify that the cognizant official designated in this Permit Transfer Form (Section II) is qualified to act as a duly authorized representative under the provisions of 40 CFR Part 122.22(b). If no cognizant official has been designated, I understand that the Department will accept reports signed by the applicant. I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

In addition, I certify that there will be no operational changes that warrant a permit modification. (Please note that if there are changes that warrant a permit modification, then you must submit a complete application, updated plans, design calculations and specifications, and the permit modification fee along with this Ownership Change Form. The transfer may be made effective prior to permit modification.)

Typed or Printed Name: Robert A. Nielsen, III

Title: Regional Vice President

Signature: 

Date: JAN 9, 2020

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY
5301 NORTHSHORE DRIVE / NORTH LITTLE ROCK / ARKANSAS 72118-5317
TELEPHONE 501-682-0744 / FAX 501-682-0880 / www.adeq.state.ar.us



Arkansas Secretary of State John Thurston

State Capitol Building ♦ Little Rock, Arkansas 72201-1094 ♦ 501-682-3409

Certificate of Good Standing

I, John Thurston, Secretary of State of the State of Arkansas, and as such, keeper of the records of domestic and foreign corporations, do hereby certify that the records of this office show

CHEROKEE SANITARY LANDFILL COMPANY

authorized to transact business in the State of Arkansas as a For Profit Corporation, filed Articles of Incorporation in this office December 16, 1988.

Our records reflect that said entity, having complied with all statutory requirements in the State of Arkansas, is qualified to transact business in this State.



In Testimony Whereof, I have hereunto set my hand and affixed my official Seal. Done at my office in the City of Little Rock, this 15th day of April 2019.


John Thurston
Secretary of State

Online Certificate Authorization Code: 84531b8f6c73c9b

To verify the Authorization Code, visit sos.arkansas.gov



February 27, 2019

Mr. Ronnie Black, General Manager
Cherokee Sanitary Landfill Company
300 Landfill Road
Cherokee Village, AR 72529

**RE: Owner Name Change from IESI AR Landfill Corporation to Cherokee Sanitary
Landfill Company, Cherokee Village Landfill, Class 1**
Permit Number: 0299-S1-R1 **AFIN: 25-00028**
Document Number: 75467 **Cross Reference Identifier: 75559**

Dear Mr. Ronnie Black:

The Arkansas Department of Environmental Quality Office of Land Resources (ADEQ) Regulated Waste Operations has reviewed your request for name change for the owner of Solid Waste Permit 0299-S1-R1 from IESI AR Landfill Corporation to Cherokee Sanitary Landfill Company. ADEQ has determined that the request for name change meets the APC&EC Regulation 8 and Regulation 22 requirements.

Based on the submittals received requesting this change, ADEQ hereby approves the name change for Permit Number 0299-S1-R1 to Cherokee Sanitary Landfill Company. In addition, ADEQ has made minor administrative updates to the permit. Please find enclosed the updated permit.

If you have any questions, please contact Eric Gillette of my staff at (501) 682-0643 or gillette@adeq.state.ar.us.

Sincerely,

A handwritten signature in blue ink, appearing to read "Kevin White".

Kevin White
Regulated Waste Operations Associate Director
Office of Land Resources

cc: ADEQ – White, Rich, Cusher, Norton, Gillette
Joseph A. Viececi, Kendrick Ketchum, Matt Crockett – Waste Connection

PERMIT



**FOR THE CONSTRUCTION AND OPERATION OF A
SOLID WASTE DISPOSAL FACILITY**

ISSUED BY

**STATE OF ARKANSAS
DEPARTMENT OF ENVIRONMENTAL QUALITY
REGULATED WASTE OPERATIONS
OFFICE OF LAND RESOURCES**

Class 1 Landfill

Permit Number:

0299-S1-R1

AFIN:

25-00028

Effective Date:

Permit Owner & Address:

Cherokee Sanitary Landfill Company

300 Landfill Road

Cherokee Village, AR 72529

Facility Site Name and Address:

Cherokee Village Landfill

300 Landfill Road

Cherokee Village, AR 72529

Location:

Southeast Quarter of the Southeast Quarter of section twenty (SE 1/4, SE 1/4, Sec. 20) 39.12 acres, Northeast Quarter of the Northeast Quarter of section twenty nine (NE 1/4, NE 1/4, Sec. 29) 38.97 acres, Northwest Quarter of the Northeast Quarter of section twenty nine (NW 1/4, NE 1/4, Sec. 29) 39.09 acres, Lot number twenty-one (21) Singing Hills Subdivision section twenty-one (21) 4.8 acres, Lot number twenty-two (22) Singing Hills Subdivision section twenty-one (21) 4.8 acres, Total Area 126.78 acres in Township nineteen North (T-19-N), Range six West (R-6-W), Fulton County, AR

Permitted Landfill Area:

126.78 Acres

Permitted Waste Disposal Volume:

10,691,300 Cubic Yards

Financial Assurance:

\$4,804,342.51

This permit authorizes the operation of the solid waste disposal facility as set forth in the permit application for Cherokee Sanitary Landfill Company hereinafter called "owner" or "permittee," and received by the Department of Environmental Quality on June 21, 2016. This permit is issued pursuant to the provisions of the Arkansas Solid Waste Management Act (Arkansas Code Annotated 8-6-201 et seq.) as amended, hereinafter called the "Act" Regulation No. 22, Arkansas Solid Waste Management Code, as adopted by the Pollution Control and Ecology Commission, hereinafter called "APC&EC Regulation No. 22" and all other applicable rules and regulations of the Department of Environmental Quality, hereinafter called "Department" and the following terms and conditions:

SEE ATTACHED PAGES FOR ADDITIONAL PERMIT CONDITIONS