



October 7, 2004

Steve Martin  
Chief, Solid Waste Management Division  
Arkansas Department of Environmental Quality  
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Little Rock, AR 72219-8913

AFIN: 72-00144  
Pmt #: 0023-SG-TSW  
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**WASTE MANAGEMENT**

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Subject: **Financial Assurance Documentation for 2005 (Reg. 22.906)  
Tontitown Transfer Station (Waste Management)  
AFIN: 72-00144 Permit No: 0023-SG-TSW**

Dear Mr. Martin:

The Tontitown Transfer Station currently has a waiver from the requirements for financial assurance in accordance with *Chapter Nine-Transfer Stations* of Regulation 22. The term of this waiver was for the 2004 year.

In determining whether financial assurance documentation is required, *Regulation 22.906-Financial Assurance* states that the ADEQ will consider: 1) the facility size and risk of contamination, and 2) the risk of the owner/operator becoming financially incapacitated to where the amount of solid waste and recoverable material (150% of the maximum permitted amount) ever stored onsite can be transported and disposed of in a Class 1 landfill.

There has been no change to the status of the permitted facility. All permit fees have been paid to date, and all compliance inspections are satisfactory. The Tontitown Transfer Station is not currently handling any waste at this time. There is no residual waste or debris within the facility; there is an enclosed building and the risk of environmental contamination is considered remote.

For these reasons, we request that a re-determination be made that site-specific financial assurance documentation for the Tontitown Transfer Station not be required for the year 2005. Based on continued performance and regulatory compliance, this request will be resubmitted for 2006 and subsequent years as needed.

If you should require any additional information, or if there are any questions about this, please feel free to contact me at (501) 982-7336.

Sincerely,

James E. Dunbar, P.E.  
Division Engineer

Copy: Susan Speake, ADEQ  
Tontitown Transfer Station Files