

162-SR-2



STATE OF ARKANSAS
DEPARTMENT OF POLLUTION CONTROL AND ECOLOGY

8017 INTERSTATE 30, P.O. BOX 8913
LITTLE ROCK, ARKANSAS 72219-8913
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3434/3435

June 10, 1996

Four-County (NW) Regional Solid
Waste Management Board
Judge Charles Johnson, Chairman
Washington County Judge
Washington County Courthouse
Fayetteville, AR 72701

Dear Judge Johnson:

Reference is made to the letter of May 31, 1996 from Sunray Services, Inc. to our Department concerning a Certificate of Need (CON) for a proposed modification to their Class I landfill located near Tontitown.

We have reviewed the projected landfill capacity for the Four-County (NW) Regional Solid Waste Management District in compliance with your CON Policies, Procedures, and Criteria.

Our review affirms that approval of a CON does not cause the district's projected capacity to exceed thirty (30) years.

Should you have any questions regarding this matter please feel free to contact Joe Hughes at 682-0587.

Sincerely,

A handwritten signature in cursive script that reads "Mike Hood".

for: Al Eckert, Acting Chief,
Solid Waste Division

cc: Mike Hood
Steve Parker
Glenn R. Holcomb



SUNRAY SERVICES, INC.

Certified Mail Return Receipt

May 31, 1996

Al Eckert, Chief
Solid Waste Management Division
Arkansas Department of Pollution Control & Ecology
P. O. Box 8913
Little Rock, AR 72219-8913

Re: Landfill disposal capacity in the 4-County (Northwest) Regional Solid Waste Management District.

Dear Mr. Eckert:

Sunray Services, Inc. (Sunray) is in the process of obtaining a Certificate of Need (CON) from the 4-County (Northwest) Regional Solid Waste Management District (District) for a proposed modification of the existing Sunray Landfills located near Tontitown. Since the modification involves an increase in the permitted capacity, this CON is required prior to submitting the modification application to the Arkansas Department of Pollution Control and Ecology (ADPC&E).

As you know, the District has adopted rules for applying for a CON that are more stringent than ADPC&E Regulation 22. The first step in obtaining the CON is to submit a letter to the District from the applicant expressing the intent to formally petition for a CON. The letter of intent is submitted 30 days prior to submitting the actual petition.

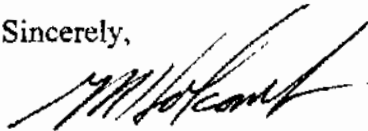
The District rules require that any applicant obtain "confirmation from the ADPC&E that the applicant has requested a statement concerning the current and proposed solid waste landfill disposal capacity respective to the area and landfill class being proposed". The purpose of this letter is to formally request your statement to address this disposal capacity issue.

To assist you in your statement, the Sunray facility near Tontitown is the only permitted Class I landfill available within the District. As of April 1, 1996, this facility has a total permitted volume remaining of **160,000 cubic yards**. At the current fill rate, the remaining life is estimated as about **.8 years**. Even though two other Class I Landfills (located at Durham and Wedington), are within the permit process, these facilities could probably not be constructed and available for disposal capacity before the Sunray Tontitown facility has reached the currently permitted disposal capacity. We therefore believe that the District is facing a complete lack of disposal capacity early in 1997 without a modification of the Tontitown facility.



Thank you for your consideration in this matter. We look forward to your response. If there are any questions, please contact Kevin Hodges, District Engineer, at this office.

Sincerely,



Glenn R. Holcomb
District Manager

GRH:cde

cc: The Honorable Charles A. Johnson
Steve Parker, Director 4-County (NW) RSWMD
Wm. Jackson Butt II
Gregory L. Yeatman

