

VALUE LINE COMPANY

STATE PRIORITY LIST SITE

**1205 North 10th STREET
ARKADELPHIA, ARKANSAS**



ADEQ
5301 Northshore Drive
North Little Rock, Arkansas 72118



EPA CERCLA ID No: AR0000000331
AFIN: 10-00234
County: Clark
Arkansas Senate District: 20
Arkansas House District: 26
US Congressional District: 04

Current Status

This site is a former manufacturer of wooden motel furniture. The painting or staining of the furniture during the manufacturing process resulted in the generation of hazardous waste by the facility.

While in operation, Value Line Company generated waste ignitable liquids (Methyl Ethyl Ketone, D001 and D035).

In the fall of 2004, the owner (Hal Kidd) moved his operations to Leakesville, Mississippi. VisionQuest Development, Inc. (VisionQuest) currently owns the property and is under a Consent Administrative Order (LIS 10-089) with the Arkansas Department of Environmental Quality (ADEQ). A Revised Sampling and Analysis Plan was prepared by Safety & Environmental Investigations, Inc. on VisionQuest's behalf, and submitted on September 10, 2010. A revised Sampling and Analysis Report was received August 18, 2011. The ADEQ has issued a letter on September 20, 2011 that states no further action is necessary and closes Consent Administrative Order (CAO) LIS 10-089. The site was removed from the State Priority List on August 12, 2012.

Site History

On July 24, 1995, and on July 28, 1995, the Arkansas Department of Pollution Control and Ecology (now known as the Arkansas Department of Environmental Quality (ADEQ)) issued a Notice of Violation (NOV) to Value Line Company of 701 South 3rd Street (NOV LIS 95-110) and 1205 North 10th Street

(NOV LIS 95-112) in Arkadelphia, Arkansas, respectively. The NOVs were issued based on findings noted during the compliance evaluation inspections conducted at the facilities on September 9, 1993.

A hearing was held on July 30, 1996 at the Arkansas Pollution Control and Ecology Commission's office by Michael O'Malley, Administrative Hearing Office (AHO). Judge O'Malley issued a recommended decision directing Value Line Company to pay a civil penalty of \$60,500 for the 3rd Street facility and comply with Paragraphs 4 through 32 in the NOV and pay a civil penalty of \$65,500 for the North 10th Street facility and comply with Paragraphs 4 through 31 in the NOV. On July 28, 1997, Value Line Company, through its attorney, requested an oral argument before the Arkansas Pollution Control and Ecology Commission (the Commission). Minute Order Number 97-41, was issued by the Commission on September 19, 1997, affirming the NOV as modified.

On October 22, 1997, Value Line Company filed a Notice of Appeal to the Circuit Court of Clark County, Arkansas. On February 19, 1999, Judge David Switzer, 18th Judicial Circuit-East, affirmed all aspects of the recommended decision with the exception of the civil penalty. This decision became effective on or about March 22, 1999. The court remanded this matter to the Commission to take testimony in regard to the factors to be considered in arriving at the civil penalty in the recommended decision.

A hearing was held on August 19, 1999, by the Commission's AHO. On February 2, 2000, the AHO issued a recommended decision. In the recommended decision, the combined total civil penalty for both facilities was reduced to \$73,059. ADEQ and Value Line Company each appealed the AHO's recommend decision to the Commission. On June 23, 2000, the Commission ruled in favor of ADEQ, thereby reinstating the combined total civil penalty of \$125,500 for both facilities.

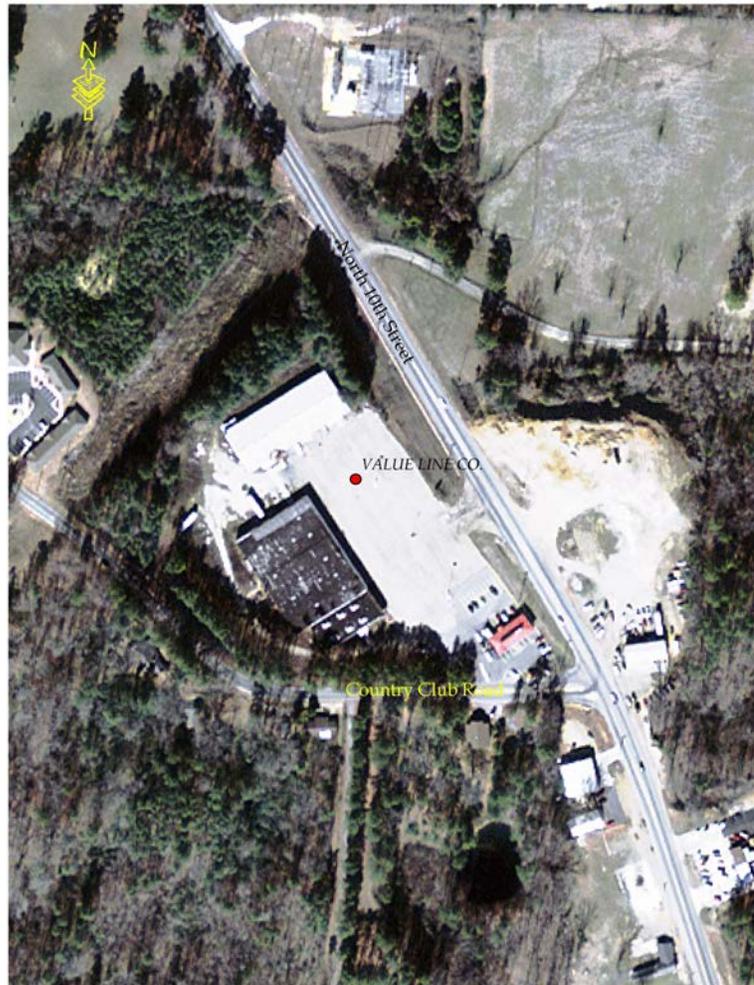
Value Line Company again appealed the Commission's decision to the Circuit Court of Clark County. On December 18, 2001, Judge Switzer issued an opinion letter. For the second time, the court remanded the case back to the Commission. Based on the court's remand order, the AHO conducted a second hearing on August 14, 2002. On October 14, 2002, the AHO conducted a second hearing and issued a recommended decision (Order Number 20). The recommended decision directed Value Line Company to pay an administrative civil penalty in the total amount of \$85,500. Minute Order Number 02-33, was issued by the Commission on December 6, 2002, affirming, without modification the recommended decision (Order Number 20) entered on October 14, 2002.

On January 6, 2003, for the third time Value Line Company appealed the Commission's decision to the Circuit Court of Clark County. On February 11, 2005, Judge Switzer issued an order which upheld the Commission's Minute Order Number 02-33. To date, Value Line Company has not complied with APC&EC Minute Order Number 02-33. Throughout the appeal process, Value Line Company did not comply with other terms of the NOV, which included completion of Plan 1.

VisionQuest Development, Inc. acquired the property in April 2009. They are currently under Consent Administrative Order LIS 10-089 effective May 24, 2010 for the investigation and remediation of contamination at the site.

Site Description

- Location:** This site is located at 1205 North 10th Street in the city limits of Arkadelphia, Arkansas.
- Population:** The estimated population of Arkadelphia 10,910.
- Setting:** The site is currently abandoned. The property is in a mixed industrial and residential area. There are several residences in close proximity to the facility.
- Hydrology:** The Value Line Company site lies within the physiographic province known as the Gulf Coastal Plain. The lithologic units in this area are primarily comprised of the Arkadelphia Marl, Quaternary Alluvium and the Nacatoch Sand. The primary hydrologic zones can be found in the Quaternary Alluvium and the Nacotach Sand. The Arkadelphia Marl is the youngest Cretaceous Age Formation in Arkansas and is not noted to yield water to wells. The regional dip and groundwater flow within these formations is southeasterly.



Aerial Photo: 1205 North 10th Street, Arkadelphia, Arkansas (2006).



Photo: Front of Building of Former Value Line Company on Tenth Street.

Waste and Volumes

ADEQ soil sampling indicated the areas of contamination include the hazardous waste storage areas.

Health Considerations

The health considerations are unknown. No risk evaluation has been performed at this site.

ADEQ Response Actions

On January 25, 2009, this site was included on the Site Priority List (SPL) for investigation and possibly remediation. The site was removed from the SPL on August 12, 2012.

ADEQ Anticipated Future Activities

Future activities may include pursuing the former owner and operator of the site, if possible, for compliance with APC&EC Minute Order Number 02-33. The current owner has submitted a revised Sampling and Analysis Report (SAP) that was approved by the ADEQ. The approved SAP has been implemented. The ADEQ has reviewed the site's Sampling and Analysis Report, and issued a *No Further Action* letter that closed the CAO. The site was removed from the State Priority List on August 12, 2012.

Site Contacts

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