

Northeast Arkansas  
Regional Solid Waste Management District  
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Phone: Jim (870) 236-7447 Phone: Landfill (870) 239-5572

March 3, 2009

Mrs. Pat Henry, Planning Section Manager  
Arkansas Department of Environmental Quality  
Solid Waste Management Division  
5301 Northshore Drive  
North Little Rock, AR 72118-5317

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Dear Mrs. Henry:

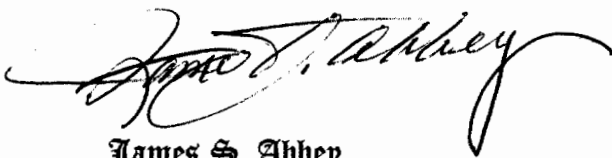
Included with this letter on this cd is my solid waste management district's annual update to the 2004 Solid Waste Management Plan, entitled NEARSWMD January 2009 SW Mgt Plan Update. I have formatted it onto the cd in both Microsoft Word document format, and in Adobe Acrobat Portable Document File (PDF) format. Each version has 251 total pages (*cover and 250 data pages*).

The cd is read/writeable to enable me to add questions and answers at the end related to the ice-storm that occurred over a three-day period beginning on January 26, 2009. The storm affected a vast majority of counties in northern Arkansas and neighboring states and much of our great, and beautiful state was declared a federal and state disaster.

I appreciate your patience with me in getting this year's update to you. The ice-storm's aftermath hindered our operations for over a month by knocking out electricity, phones, and internet service.

Please don't hesitate to call me at 870 236-7447 if you have any questions or comments.

Sincerely, and respectfully yours,



**James S. Abbey**  
*Executive Director*

- Included on the submitted cd: 1. This letter  
2. SW Plan Update in Word format  
3. SW Plan Update in Adobe PDF format

***Our Board of Directors:***

*Vice Chairman*  
**Gerald Morris**  
*Mayor of Piggott*

*Chairman*  
**Mike Gaskill**  
*Mayor of Paragould*

*Secretary/Treasurer*  
**Jesse Dollars**  
*Greene Co. Judge*

**Gary Howell** - *Clay Co. Judge* • **Alex Latham** - *Lawrence Co. Judge* • **David Jansen** - *Randolph Co. Judge*  
**Dewayne Phelan** - *Mayor of Corning* • **Donnie Roberts** - *Mayor of Hoxie* • **Gary Crocker** - *Mayor of Pocahontas*  
**Ron Kemp** - *Mayor of Rector* • **Michelle Rogers** - *Mayor of Walnut Ridge*

**Northeast Arkansas Regional Solid Waste Management District**

*Clay, Greene, Lawrence, and Randolph counties*

**P.O. Box 753  
Paragould, Arkansas 72451**

**January 2009 Annual Update**

*of the*

**Year 2004 Solid Waste Management Plan**

**For Submittal to and Approval of the  
Arkansas Department of Environmental Quality  
Solid Waste Management Division  
5301 Northshore Drive  
North Little Rock, AR 72118-5317**

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# Foreword

Arkansas' laws require that each regional solid waste management district update its solid waste management plan every year. Our plan includes information required by officials of the Arkansas Department of Environmental Quality. This information is also useful to any reader looking for landfilling and recycling information concerning our region (*Clay, Greene, Lawrence, and Randolph counties in Northeast Arkansas*). Our original plan was finalized in 1994, but was reconstructed in 2004. Our plan is updated each year and answers, "What and where is the district?", "Who and how does it serve?", "Who collects the waste and recyclable materials?", "What resources are necessary and available?", "Who governs its operation and who operates it?", "What are its goals?", and "What problems has it encountered?" Although landfilling and recycling are quite expensive businesses, they are also important in protecting the health, safety, and welfare of everyone living, working, or visiting in our district.

The Northeast Arkansas Regional Solid Waste Management District owns and operates a Class 1 landfill for household garbage and other waste required to be disposed in a Resource Conservation and Recovery Act, Subtitle D landfill. The District also owns and operates a Class 4 landfill for construction debris. Districts are also required to recycle as many recyclable materials as possible and we are doing that too. The district's landfill and recycling operations provide our residents and businesses an area where their waste and recyclables are properly managed in accordance with federal and state mandated rules and regulations. I'm certain that upon your review of our plan you'll rest assured that our operations are necessary, are being accomplished as effectively and efficiently as possible, and that we will continue to do so for many years to come.

Our board of directors, comprised of our mayors and county judges, show a genuine interest and use sound judgment in governing their district owned landfill and recycling operations. The landfill and recycling operations are performed by a team of people competent in their selected occupations and dedicated to nothing less than their very best. Each and every worker is vitally important for us to successfully accomplish our mission in an exemplary fashion – *to provide and maintain a safe and healthy environment for the public we serve.*

Any additional questions you might have can be answered by calling or writing to the district's headquarters. We are proud of our operations, will be glad to answer your questions, and will even offer to give you a tour of our facilities and introduce you to the men and women who make it all happen. We are open Monday through Friday, 8 a.m. to 4 p.m., at 1810, Greene County Road 890 – just off Highway 49 a few miles north of Paragould.

Our mailing address is: Northeast Arkansas Regional Landfill/Recycling  
P.O. Box 753  
Paragould, Arkansas 72451-0753

Our phone numbers are: Main office (870) 239-5572 Director (870) 236-7447

**James S. Abbey**  
**Executive Director**

***CD containing Northeast Arkansas RSWMD Plan and Appendix***

***in Adobe Acrobat PDF format***

***and in***

***Microsoft Word format***

***Submitted to ADEQ:***

***March 2009***

**PART TWO**

**MINIMUM REQUIREMENTS**

**FOR**

**REGIONAL SOLID WASTE MANAGEMENT PLANS**

**FINAL — REVISION NUMBER ONE**  
**2005 Version**

See August 8, 2005 Draft for ~~Strikeouts~~ and **Redlines** for Changes Made to Original Version

**FOR SUBMITTAL TO AND APPROVAL OF THE  
ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY  
SOLID WASTE MANAGEMENT DIVISION**

**5301 Northshore Drive**

**North Little Rock AR 72118-5317**

Phone (501) 682-0602 Fax (501) 682-0611 [www.adeg.state.ar.us](http://www.adeg.state.ar.us)

**Original Plan Due Date November 1, 2004, Followed By Annual Updates**  
**Annual Update to follow Revision Number One - 2005**  
**Version**  
**(Annual Updates - Due Date - March 1 - beginning March 1, 2005)**

## **MINIMUM REQUIREMENTS Regional Solid Waste Management Plans Preface**

**Part Two – Minimum Requirements for Regional Solid Waste Management Plans**, is presented pursuant to the requirements set forth by the 83rd Arkansas General Assembly in Act 1376 of 2001, codified in Statute as Arkansas Code Annotated (A.C.A.) §8-6-1901 et al. Act 1376 of 2001 specifically charges the Arkansas Department of Environmental Quality with establishing minimum requirements for the development of new waste management plans by Regional Solid Waste Management Boards. The new plans will replace those previously required by Act 870 of 1989, codified as A.C.A. §8-6-701 et al.

Act 1376 of 2001 directs that the requirements include, at a minimum, requirements for:

1. STRATEGIC PLANNING
2. REPORTING
3. PUBLIC NOTICE AND PARTICIPATION
4. SERVICES
5. SOLUTIONS TO PROBLEMS AND ISSUES

The Department addresses this directive by requiring that each Regional Solid Waste Management Board respond to the established requirements set forth in this document, known as **Part Two – Minimum Requirements for Regional Solid Waste Management Plans**, which is a supplement to **Part One – The Statewide Solid Waste Management Plan for Arkansas**. Specifically, six major Solid Waste Management Goal areas have been established. These are:

1. COLLECTION
2. DISPOSAL
3. RECYCLING
4. WASTE REDUCTION
5. SPECIAL MATERIALS
6. EDUCATION

Act 1376 of 2001 requires that each Regional Solid Waste Management Board develop a solid waste management plan, pursuant to minimum requirements which have been established in this document. Boards shall submit their plan for Departmental approval within one year after the Statewide Solid Waste Management Plan becomes effective.

It is recognized that each Regional Solid Waste Management District's Plan shall be an ongoing project and, barring unforeseen developments, each plan shall remain in force for ten years from its approval date. Each Regional Solid Waste Management District's Plan shall include the establishment of definitive goals, relative to the individual District, within each of the six major goals areas named above, along with an Action Plan and an implementation timetable.

As goals for the District are reached and as changes take place, updates to such achievements and amendments to the original plan will be included in the District's **Annual Solid Waste Needs Assessment and Goal Achievements Report** (to be known as the **Annual Report**) and submitted to the Department for review and approval. The **Annual Report** will include progress made toward goals established by each District.

**PART TWO  
PROCEDURAL GUIDELINES  
REGIONAL SOLID WASTE MANAGEMENT PLANS**

**I. Plan Submittal**

- A. Act 1376 of 2001, codified as A.C.A. §8-6-1901 et seq., requires that a **Statewide Solid Waste Management Plan** be developed by the Arkansas Department of Environmental Quality. **Part One** contains the portion of the Plan relative to Departmental actions and activities.
- B. Act 1376 further requires that minimum requirements be set forth for **Regional Solid Waste Management District Plans**. **Part Two– Minimum Requirements for Regional Solid Waste Management Plans** of the **Statewide Plan** is the guideline for Districts to follow in completing their individual plans.
- C. The **Statewide Solid Waste Management Plan** will not be entirely effective until Regional Solid Waste Management Boards have developed and are implementing **Regional Solid Waste Management Plans**.

**II. Formatting**

- A. To obtain the truest picture of programs, services and activities relative to integrated solid waste management across Arkansas, each **Regional Solid Waste Management Plan** must be consistent with and structured like the **Statewide Solid Waste Management Plan** and other Districts' plans.
- B. However, each **Regional Solid Waste Management Plan** shall be different from other Districts' plans in the sense that each plan shall be cognizant of the unique needs of the individual District.

**III. Summarization**

Approved **Regional Solid Waste Management Plans** will be summarized into the **Statewide Solid Waste Management Plan** to give an overall picture of integrated solid waste management throughout Arkansas, and published at [www.adeg.state.ar.us](http://www.adeg.state.ar.us).

**IV. Report Consolidation - Needs Assessments, Goal Achievements and Programs**

**NOTICE: Regional Solid Waste Management Plans and subsequent updating via Annual Reports shall constitute and shall satisfy, at the least, these reporting requirements:**

- 1. Shall serve as the "Regional Needs Assessment" required under A.C.A. §8-6-1901 et seq., as well as under A.C.A. §8-6-716, and under Regulation 22.**
- 2. Shall serve as the annual Waste Tire Site Report required of Districts under statute and Regulation 14. (Separate reports will be required for quarterly waste tire grant disbursements and for permitted waste tire facilities owned by Districts.) (Application forms will still be required for waste tire grants.)**
- 3. Shall serve as the annual Recycling Program reporting required of Districts under statute and Regulations 11 and 28. (Applications will be required for recycling grants.)**



## *Northeast Arkansas Regional Solid Waste Management District*

- A. Act 1376 of 2001, codified as A.C.A. §8-6-1901 et seq., specifically includes reporting requirements. **Part Two – Minimum Requirements for Regional Solid Waste Management Plans** is formatted to allow Districts to provide up-to-date data on current activities as well as to evaluate needs for the future.
- B. Districts are subject to reporting requirements much like the Solid Waste Management Division follows when reporting strategic planning changes or goal related progresses to the Arkansas Department of Environmental Quality for the Department-Wide Ten-Year Strategic Plan. The Department requires reports from the Division on both an annual basis and as requested by the Director. Subsequently, an overall review of the **Statewide Solid Waste Management Plan** is necessitated each year, at the least.
- C. For reporting consistency, accuracy, and timely information across the State, annual submittals are required from Regional Solid Waste Management Districts of strategic planning changes as well as annual updates of goal related achievements.
- D. The **Annual Report** will be simplified by requiring updated responses only to questions or areas where data or changes have taken place during the previous year, following the format provided herein.
- E. The **Annual Report** will consist of a copy of the most recently approved plan that the Board has updated by simply deleting old language or data with a ~~strike through~~ and by marking new language or data with an underline or **highlight (redline)**.
- F. Information gleaned from **Regional Solid Waste Management Plans** and **Annual Reports** will be gathered by the Arkansas Department of Environmental Quality into a statewide-report format and published on its website at [www.adeg.state.ar.us](http://www.adeg.state.ar.us).

### **V. Amendments**

- A. Regional Solid Waste Management Districts' Plans may be amended as changes or additions occur or as determined by the Regional Solid Waste Management Board or by the Arkansas Department of Environmental Quality.
- B. Amendments shall identify additions to an existing project, program or situation and/or changes needed to implement a new project or program.
- C. Amendments or changes should be identified in numerical order as addenda to an existing plan.
- D. Unless otherwise determined by the Board or by the Department, amendments shall be submitted along with the **Annual Report** for review and approval.

### **VI. Effective and Due Dates**

- A. **Regional Solid Waste Management Plans** shall become an integral part of the ten-year **Statewide Solid Waste Management Plan**, which, in turn, is an integral part of the ten-year **Agency Strategic Plan** implemented by the Arkansas Department of Environmental Quality. A copy of the Department's plan is located at [www.adeg.state.ar.us](http://www.adeg.state.ar.us).
- B. Each **Regional Solid Waste Management District Plan** shall be an ongoing project with **Annual Reports**, changes and amendments incorporated as needed or as required, and, barring unforeseen developments, each plan shall remain in force for ten (10) years from its approval date.

- C. **Regional Solid Waste Management Plans** are required to be submitted for review and approval to the Arkansas Department of Environmental Quality, Solid Waste Management Division, within one (1) year after the effective date of the **Statewide Solid Waste Management Plan**.
- D. The Department will review the plans and respond within sixty (60) days of receipt. Districts shall submit changes required by the Department within ninety (90) days of notice.
- E. The effective date of the **Regional Solid Waste Management Plan** shall be the approval date to be determined by letter from the Arkansas Department of Environmental Quality.
- F. During the final year of the ten-year life of each **Regional Solid Waste Management District Plan**, a complete review of the plan by the Board and by the Department shall be achieved. Following the review, if deemed necessary by the Board or by the Department, the plan will be rewritten in its entirety.
- G. **Annual Reports** are due no later than March 1 of each year following the approval date of the District's Plan. Reports will be reviewed and responded to within sixty (60) days of receipt.

## **VII. Plan Submittal Steps**

### **INITIAL PLAN STEPS:**

1. **Complete Chapter One – Activities Analysis.**  
**Use previous year's data.**
2. **Using information gathered in Chapter One, complete Chapter Two – Action Plan.**
3. **Attach Appendices' documents.**
4. **Submit for approval.**  
**Send an original by regular mail and an electronic copy.**  
**(by e-mail, diskette or CD).**

### **ANNUAL REPORT STEPS:**

1. **Year one, update originally approved Plan.**  
**~~Strike-through~~ old data – Underline or highlight new data.**  
**(For year two, update year one, etc.)**
2. **Attach changes, amendments and other updated documents.**
3. **Submit for approval.**  
**Send an original by regular mail and an electronic copy.**

ALL SUBMITTALS SHOULD BE MADE TO THE  
CHIEF OF THE SOLID WASTE MANAGEMENT DIVISION  
ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY.

**PART TWO  
MINIMUM REQUIREMENTS FOR  
REGIONAL SOLID WASTE MANAGEMENT PLANS  
REVISION ONE - 2005 VERSION**

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- A. District
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- A. Plan Implementation
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**MINIMUM REQUIREMENTS FOR  
REGIONAL SOLID WASTE MANAGEMENT PLANS  
For the Regional Solid Waste Management Districts**

**PART TWO - CHAPTER ONE — ACTIVITIES ANALYSIS**

A.C.A. §8-6-704. Boards - Powers and duties. "(a) The regional solid waste management boards shall have the following powers and duties : (2) To evaluate on a continuous basis the solid waste needs of their districts.....; (3) To formulate recommendations to all local governments within their districts on solid waste management issues, and to formulate plans for providing adequate solid waste management....."

**Section 2.101 Overview**

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**A. History**

1. Provide a history of the District relative to legislated or regulated solid waste management requirements.

***For the first Solid Waste Management Plan and Regional Needs Assessment compiled in 1993, the geographic study areas corresponded to the boundaries of the eight regional Planning and Development Districts (PDDs) or Economic Development Districts (EDDs). Upon completion of the required needs assessment, upon recommendation of the appropriate regional solid waste planning boards, and upon the approval of the Arkansas Pollution Control and Ecology Commission, regional solid waste service areas were formed which more accurately reflect the regional geography of solid waste collection and disposal.***

2. How were the District boundaries established?

***The Northeast Arkansas Regional Solid Waste Management District (hereafter referred to as the "district") was originally part of the East Arkansas Regional Solid Waste Management District. Meetings of the district's mayors and county judges resulted in the northeast district being formed and approved by the Arkansas Department of Pollution Control and Ecology Commission's minute order number 93-11 on January 15, 1993. The district's counties, until May 1997, consisted of Clay, Greene, and Lawrence. Although Randolph county was invited to join the northeast district in 1993 when it formed, Randolph did not join until May 1997. The Arkansas Department of Pollution Control and Ecology Commission approved the transfer of Randolph county from the Eastern District to the Northeast District by minute order 97-21 on April 18, 1997, the district's resolution 04/10/97 on April 10, 1997, Randolph county resolution 272 on***

**May 1, 1997, City of Pocahontas resolution 97-2 on May 13, 1997, and by the East Arkansas Regional Solid Waste Management District Board on March 27, 1997. Paragould and Greene County's resolutions are included in the appendix (other counties and cities resolutions are the same). Therefore, the district includes Clay, Greene, Lawrence and Randolph County. The district is governed by a Board of Directors consisting of the county judge of each county and the mayor of each first class city (population more than 2,000) in each county. The current officers and members effective January 1, 2008 are shown on page 11. When Randolph County was a member of the East Arkansas Regional Solid Waste Management District (EARSWMD), it was geographically separated from its own district because of the NEARSWMD's location between Randolph County and the EARSWMD. If Randolph County continued as a member of the East district it could have been forced by waste flow control regulations of the eastern district to transport its waste to a landfill in its own district. This would have caused a financial burden on the county, and NEARSWMD viewed the matter as beneficial not only to Randolph County but also to the district to re-invite Randolph County. Revenues derived from Randolph County would help fund future disposal units in the district's landfill. There are now four solid waste districts in the area that was originally a twelve county, East Arkansas Solid Waste District.**

3. What has been the District's greatest accomplishment in terms of solid waste management?

***The District purchased a landfill in 1994.***

**B. Current**

1. Describe the Board's planning process as it relates to legislated or regulated solid waste management requirements.

***The board has implemented several waste flow control measures. First: the district's regulation requires that all waste acceptable at class 1 and class 4 landfills must be hauled to the district's landfill for disposal. Second: each first class city has an ordinance that requires that all waste collected in the city must be hauled to the district's landfill for disposal. Third: each county has an ordinance that requires that all waste collected in the county must be hauled to the district's landfill for disposal. Fourth: each city has an ordinance that requires that any contracts with private haulers must require that the hauler use the district's landfill for disposal. Fifth: each county has an ordinance that requires that any contracts with private haulers must require that the hauler use the district's landfill for disposal. Act 752 also requires that solid waste districts can require that solid waste be delivered to the district's landfill for disposal.***

2. What does the District want the Plan to do for the citizens of its area?

***Ultimately, the district wants the plan to provide for the health, safety, and welfare for all the district's citizens. The district is in better shape since discontinuing the green box dumpsters located in the rural areas of each county. Now, private haulers are contracted to collect household waste on at least a weekly basis and haul the waste to the district's landfill for disposal. This has eliminated the unsightly, unhealthy, and unsafe green box system and it has also reduced illegal dumping throughout the district. Contracts with the private haulers are generally for a two year period and at prices affordable for the residents and businesses.***

***The district plan also shows that the district continues to maintain its landfill with a useful life well into the future. Currently, the district's landfill engineers estimate the useful life to be at least thirty years. The district has reduced the number of illegal dumpsites by allowing self-haulers (people hauling their own trash and garbage) to use the landfill, and by providing recycling opportunities throughout the district.***

3. Give a descriptive snapshot of solid waste management in the District.

***The district's municipal and county governments have done a remarkable job of managing solid waste in Northeast Arkansas. Until the Federal Environmental Protection Agency's Resource Conservation and Recovery Act, Subtitle D rules were implemented in 1993, each county owned and operated its own landfill. Based upon the new rules, it became evident that county landfills would be impacted by large costs associated with landfill operation. Therefore, county landfills began the process of closing and transporting waste to the district's landfill. Each of the district's four counties have contracted with private waste haulers to collect waste from the rural areas and haul the waste to the district owned landfill for proper disposal. The district's board of directors comprised of the four county judges and the mayors of cities with populations of more than 2,000 citizens have also provided recycling opportunities to their residents and businesses through recycling programs sponsored by the district.***

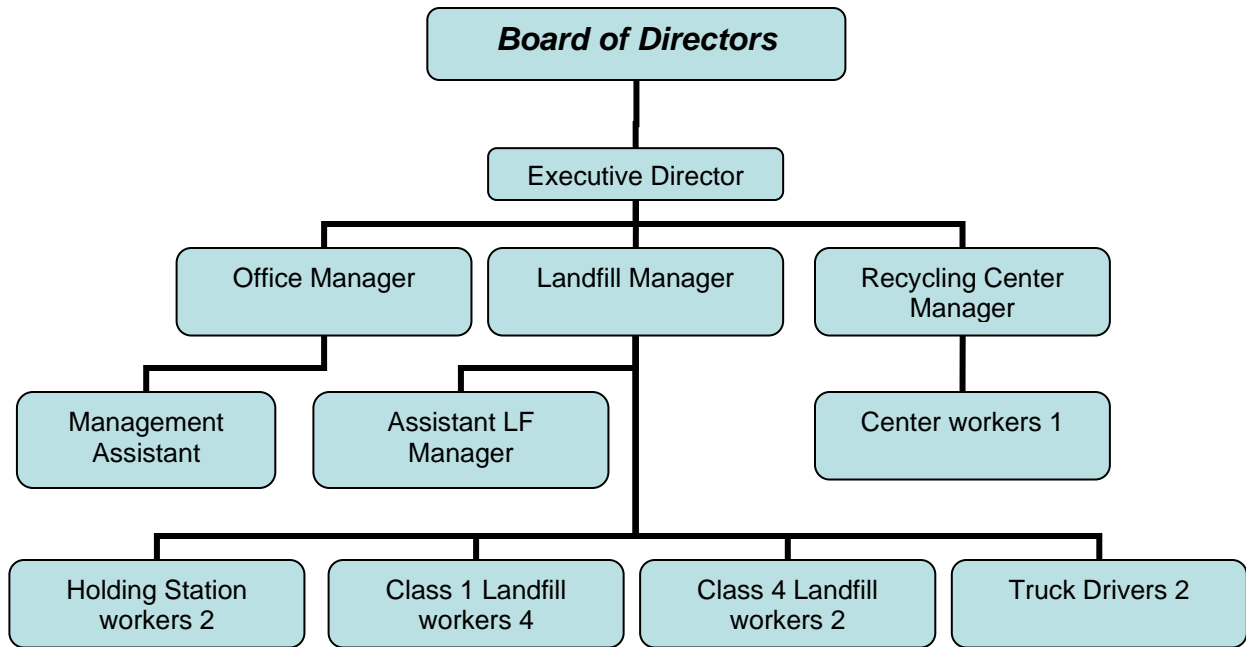
Section 2.102

Organization and Administration

A.C.A. §8-6-703. Creation of districts and boards - Members of boards et seq.....”

A. District

1. Provide a chart that gives the organizational hierarchy of the District and/or its affiliates, agencies and/or peripheral organizations.



2. Describe the role the District plays in the development and implementation of effective solid waste management programs.

***The county and city governments have contracted with private waste haulers to collect and haul solid waste to the district's landfill for proper disposal.***

3. Append administrative procedures, regulations, ordinances or policies relative to the District.

***The District's By-Laws, Licensing of Haulers Program, Waste Flow Control Regulation, Certificate of Need Procedures, and City and County Waste Flow Control Ordinances are included in the appendix.***

B. Board

1. Provide a list or an organizational chart of Regional Solid Waste Board Members of the following:
  - a. Number of members on the Board.

***The Board of Directors is comprised of four county judges and seven mayors for a total of eleven.***

*Northeast Arkansas Regional Solid Waste Management District*

- b. Identify chairperson.

***Mike Gaskill, Mayor of Paragould, is the Chairman of the Board.***

- c. Name, title, address, phone and fax numbers, and e-mail address for each member.

***The Northeast Arkansas Regional Solid Waste Management District  
Board of Directors  
updated January 2009***

***Mayor of Paragould - Mike Gaskill - Chairman***

***Ph: 239-7510***

City Hall, 301 W. Court St.  
Paragould, AR 72450

***Mayor of Piggott - Gerald Morris - Vice Chairman***

***Ph: 598-3791***

City Hall, 194 W. Court St.  
Piggott, AR 72454

***Greene County Judge – Jesse Dollars - Secretary/Treasurer***

***Ph: 239-6300***

320 W. Court St. Room 107  
Paragould, AR 72450

***Judge Gary Howell***

***Ph: 598-2667***

Clay Co. Judge  
P.O. Box 385  
Piggott, AR 72454-0385

***Judge Alex Latham***

***Ph: 886-1110***

Lawrence Co. Judge  
Courthouse, Room 1  
Walnut Ridge, AR 72476

***Judge David Jansen Ph: 892-5264***

Randolph County Judge  
107 W. Broadway  
Pocahontas, AR 72455

***Mayor Dewayne Phelan Ph: 857-6716***

Mayor of Corning  
P.O. Box 538  
Corning, AR 72422

***Mayor Donnie Roberts Ph: 886-2742***

Mayor of Hoxie  
City Hall  
Hoxie, AR 72433

***Mayor Gary Crocker Ph: 892-3924***

Mayor of Pocahontas  
P.O. Box 896  
Pocahontas, AR 72455

***Mayor Ron Kemp***

***Ph: 595-2423***

Mayor of Rector  
City Hall  
Rector, AR 72461

***Mayor Michelle Rogers Ph: 886-6638***

Mayor of Walnut Ridge  
City Hall, 300 W. Main St.  
Walnut Ridge, AR 72476

**Note: the area code for all phone numbers is 870**



2. Provide a schedule and location(s) of board meetings? (i.e., monthly, every third Tuesday)

**updated January 2009**

***The Board of Directors meets at Paragould City Hall at 10:30 a.m. the third Tuesday of each month. A schedule of their meetings is shown:***

***Schedule of Meetings for Calendar Year 2009***

<b><i>January</i></b>	<b><i>20</i></b>	<b><i>July</i></b>	<b><i>21</i></b>
<b><i>February</i></b>	<b><i>17</i></b>	<b><i>August</i></b>	<b><i>18</i></b>
<b><i>March</i></b>	<b><i>17</i></b>	<b><i>September</i></b>	<b><i>15</i></b>
<b><i>April</i></b>	<b><i>21</i></b>	<b><i>October</i></b>	<b><i>20</i></b>
<b><i>May</i></b>	<b><i>19</i></b>	<b><i>November</i></b>	<b><i>17</i></b>
<b><i>June</i></b>	<b><i>16</i></b>	<b><i>December</i></b>	<b><i>15</i></b>

**C. Staff**

1. Provide a list or an organizational chart of Regional Solid Waste Management District staff members showing the name and title of each person.
2. Provide phone, fax numbers and e-mail addresses for staff members who should be contacted for solid waste information for the District.

	<b><i>Phone</i></b>	<b><i>Fax</i></b>	<b><i>email</i></b>
<b><i>James Abbey</i></b> <b><i>Executive Director</i></b>	<b><i>870 236-7447</i></b>		
<b><i>Carolynne Pillow</i></b> <b><i>Office Manager</i></b>	<b><i>870 239-5572</i></b>		
<b><i>Garland Platz</i></b> <b><i>Landfill Manager</i></b>	<b><i>870 239-5572</i></b>		
<b><i>Tammy Wheaton</i></b> <b><i>Recycling Center Manager</i></b>	<b><i>870 239-5572</i></b>		

***We do not show our fax number, or our email addresses because of the high volume of junk emails and faxes we've received.***

**Section 2.103**

**Revenues and Expenditures**

**A. District**

1. Describe the revenue sources that fund solid waste management activities within the District. Include the legal authority.

***The district owned landfill operates from revenues collected through tipping fees (charges to customers). The district's board of directors is the legal authority and the governing body that sets the rates charged to customers. The district owned recycling operation also operates from the revenues collected from tipping fees. Recycling grants provided by the ADEQ are used to procure equipment, buildings, and other resources necessary for the successful continuation of the recycling program. Household and business waste collection is paid for by residents and businesses. An exception is that the City of Corning pays for household garbage collection from city general funds.***

List all revenue sources and/or fees, such as user fees, waste disposal fees, licensing fees, grants, loans, rental income, earned interest and sales of recovered materials. Provide an estimation of total receipts from each revenue source from the previous year for the District. Estimate the percentage of annual revenue from each source.

**updated January 2009**

***From the district's statement of operations, as of December 31, 2008:  
These are annual amounts for the entire year 2008***

		%
Revenue from cash customers (pickup trucks & trailers):	\$120,521	5
Revenue from cities:	641,397	26
Revenue from counties:	116,510	5
Revenue from industry:	1,153,325	48
Revenue from out of state and/or out of district:	71,998	3
Revenue from truck hauling charges (roll-off service):	247,569	10
Revenue from rental of roll-off containers and compactors	<u>70,535</u>	<u>3</u>
<b>TOTAL REVENUES FROM WASTE:</b>	<b>\$ 2,421,856</b>	<b>100</b>
<b><i>Disposal fees paid to ADEQ \$177,833 are included in the above amounts.</i></b>		
Revenue from bank account interest:	46,869	73
Revenue from sale of recyclable materials:	10,928	17
Revenue from waste hauler licenses:	1,980	3
Revenue from miscellaneous:	<u>4,132</u>	<u>7</u>
<b>TOTAL OTHER REVENUES:</b>	<b>\$ 63,909</b>	<b>100</b>

**TOTAL REVENUES RECEIVED: \$2,485,765**

2. List the solid waste services that are supported by these revenues.

***The landfill tipping fees support the district's regional landfill and recycling operations. The landfill and recycling operations serve over 90,000 residents and several hundred businesses and industries in the four county region.***

# Northeast Arkansas Regional Solid Waste Management District

4. Provide a report, such as a financial statement or profit/loss statement, for the most recent fiscal year that identifies solid waste revenues and expenditures for the District. (This report should be an expansion of and be complementary to the annual audit report provided by outside independent auditors.)

**updated January 2009**

Revenues	Budget for 2008	Amount Received
Cash Receipts	100,000	120,521
Cities	700,000	641,397
Counties	110,000	116,510
Industry	1,200,000	1,153,325
Out of State & Out of District	0	71,998
Truck Hauling	220,000	247,569
Equipment Rental	70,000	70,535
<b>Total Regular Revenues</b>	<b>\$ 2,400,000</b>	<b>\$ 2,421,856</b>
<b>Other Revenues</b>	<b>Budget for 2008</b>	<b>Amount Received</b>
Bank Interest	100,000	46,869
Recyclables	6,000	10,928
Waste Haulers Licenses	2,000	1,980
Miscellaneous	2,000	4,132
<b>Total Other Revenues</b>	<b>\$ 110,000</b>	<b>\$ 63,909</b>
<b>TOTAL REVENUES:</b>	<b>\$2,510,000</b>	<b>\$2,485,765</b>
<b>Operating Expenses</b>	<b>Budget for 2008</b>	<b>Amount Spent</b>
Bond Payment & Interest	300,000	286,584
Capital Improvements Fund	120,000	120,000
Closure Trust Fund – Class 1 Landfill	72,000	72,000
Closure Trust Fund – Class 4 Landfill	12,000	12,000
Future Construction Fund	300,000	300,000
Depreciation Fund	120,000	120,000
Post-Closure Trust Fund	0	0
Auditing	5,000	5,000
Disposal Fees to ADEQ	180,000	177,833
Engineering Fees	50,000	175,533
Erosion Control	3,000	0
Fuel & Oil	175,000	223,338
Gravel Road Construction	12,000	18,379
Insurance – Group Health	108,120	100,570
Insurance – Buildings, Equipment, Vehicles	30,000	25,998
Insurance – Workers Comp	25,000	12,418
Legal (BTP&W Law Firm)	5,000	3,100
Maintenance & Repairs to Equipment	220,000	315,461
Mileage, Meals & Lodging	4,000	2,851
Miscellaneous Expenses	12,000	7,982
Office Expenses & Postage	10,000	6,446
Payroll Taxes	70,000	39,313
Permits and Fees	9,000	8,535
Retirement Fund	70,000	58,618
Telephone	4,000	2,622
Uniforms & Boots	8,000	5,515
Utilities	12,000	9,601
Wages	490,000	457,454
Overtime	35,000	34,560
Well Samples	28,000	27,100
Agent Fees for Grants and Plans	8,000	8,000
<b>Total Expenses:</b>	<b>\$ 2,497,120</b>	<b>\$ 2,636,811</b>

- B. County** List the solid waste services that are supported by county revenues.

***The source of revenue that supports each county's solid waste management system is the waste collection fee levied by private haulers on each household and business customer. Solid waste collection services at each participating household and business in each county are supported, or funded by private haulers collection fees.***

- C. City** List the solid waste services that are supported by Class 1 city revenues.

***All class 1 cities in the district either have their own city sanitation department and fleet of sanitation collection trucks, or they contract waste collection with private collection companies. Household and business customers pay the city, or private hauler, for waste collection. The City of Corning pays for its household customers' waste collection from taxes on other utilities. Waste is collected from each household and business throughout the cities and then hauled to the district owned landfill for proper disposal.***

**Section 2.104                  Demographics**

***A.C.A. §8-6-704. Boards - Powers and duties. "(a) The regional solid waste management boards shall have the following powers and duties: (1) To collect data, study, and initially evaluate the solid waste management needs of all localities within their districts, as provided in § 8-6-716;....."***

- A. Planning Area**

1. Identify the District by its full name. List the counties and cities that comprise the District.

***Northeast Arkansas Regional Solid Waste Management District***

***Clay County -- Cities: Corning, Piggott and Rector***

***Greene County -- Cities: Paragould***

***Lawrence County -- Cities: Hoxie and Walnut Ridge***

***Randolph County -- Cities: Pocahontas***

2. Provide a map clearly showing the jurisdictional areas of the District.

***A map of the district's four counties is on the following page.***

3. Include the area of any solid waste management authorities within the District.

***The NEARSWMD Board of Directors is the only solid waste management authority within the district. The district includes Clay, Greene, Lawrence and Randolph counties.***





**B. Population**

1. List the most current population of the District (list by county; provide source of information and year). Current populations may be found at [www.census.gov/main/cen2000.html](http://www.census.gov/main/cen2000.html) or <http://quickfacts.census.gov/fgd/states/0500.html>.

<b>Greene County</b>	<b>37,331</b>	<b>Paragould</b>	<b>22,017</b>			
<b>Clay County</b>	<b>17,609</b>	<b>Piggott</b>	<b>3,894</b>	<b>Corning</b>	<b>3,679</b>	<b>Rector</b> 2,017
<b>Lawrence County</b>	<b>17,774</b>	<b>Walnut Ridge</b>	<b>4,925</b>	<b>Hoxie</b>	<b>2,817</b>	
<b>Randolph County</b>	<b>18,195</b>	<b>Pocahontas</b>	<b>6,518</b>			
<b>Total population:</b>	<b>90,909</b>	<b>Source:</b>	<b>2000 Census at <a href="http://quickfacts.census.gov">http://quickfacts.census.gov</a></b>			

2. Describe how the population has changed over the last ten (10) years.

***The 1990 Census and the 2000 Census both showed how the four counties ranked compared with populations of other Arkansas counties. The district's counties and rank were:***

<b>County:</b>	<b>Census 1990</b>	<b>Census 2000</b>
<b>Clay</b>	<b>39</b>	<b>45</b>
<b>Greene</b>	<b>18</b>	<b>19</b>
<b>Lawrence</b>	<b>41</b>	<b>43</b>
<b>Randolph</b>	<b>45</b>	<b>42</b>

***The district's total population in 1990 was 83,924.***

***The district's total population in 2000 was 90,909.***

***This is an 8 percent increase in population for the district in the ten years from 1990 to 2000.***

# Northeast Arkansas Regional Solid Waste Management District

3. Provide a population projection for the next ten (10) years.

<b>Greene</b>	1990 Census 31,804		2000 Census 37,331		Growth 5,527	% Change 0.174	Growth Rate 0.017	
A Year	B Year	C Difference	D x	E =	F +	G e + f	H x	Expected Population
2005	2000	5	0.017	0.085	1	1.085	37,331	40,504
2006	2000	6	0.017	0.102	1	1.102	37,331	41,139
2007	2000	7	0.017	0.119	1	1.119	37,331	41,773
2008	2000	8	0.017	0.136	1	1.136	37,331	42,408
2009	2000	9	0.017	0.153	1	1.153	37,331	43,043
2010	2000	10	0.017	0.17	1	1.17	37,331	43,677
2011	2000	11	0.017	0.187	1	1.187	37,331	44,312
2012	2000	12	0.017	0.204	1	1.204	37,331	44,947
2013	2000	13	0.017	0.221	1	1.221	37,331	45,581
2014	2000	14	0.017	0.238	1	1.238	37,331	46,216
2015	2000	15	0.017	0.255	1	1.255	37,331	46,850
2016	2000	16	0.017	0.272	1	1.272	37,331	47,485
2017	2000	17	0.017	0.289	1	1.289	37,331	48,120
2018	2000	18	0.017	0.306	1	1.306	37,331	48,754

These charts are updated by dropping year 2004 (shown in year 2008 update), and adding year 2018.

<b>Clay</b>	1990 Census 18,107		2000 Census 17,609		Growth -498	% Change (0.028)	Annual Growth Rate (0.003)	
A Year	B Year	C Difference	D X	E =	F +	G e + f	H X	Expected Population
2005	2000	5	(0.003)	(0.015)	1	0.985	17,609	17,345
2006	2000	6	(0.003)	(0.018)	1	0.982	17,609	17,292
2007	2000	7	(0.003)	(0.021)	1	0.979	17,609	17,239
2008	2000	8	(0.003)	(0.024)	1	0.976	17,609	17,186
2009	2000	9	(0.003)	(0.027)	1	0.973	17,609	17,134
2010	2000	10	(0.003)	(0.030)	1	0.97	17,609	17,081
2011	2000	11	(0.003)	(0.033)	1	0.967	17,609	17,028
2012	2000	12	(0.003)	(0.036)	1	0.964	17,609	16,975
2013	2000	13	(0.003)	(0.039)	1	0.961	17,609	16,922
2014	2000	14	(0.003)	(0.042)	1	0.958	17,609	16,869
2015	2000	15	(0.003)	(0.045)	1	0.955	17,609	16,817
2016	2000	16	(0.003)	(0.048)	1	0.952	17,609	16,764
2017	2000	17	(0.003)	(0.051)	1	0.949	17,609	16,711
2018	2000	18	(0.003)	(0.054)	1	0.946	17,609	16,658

# Northeast Arkansas Regional Solid Waste Management District

<b>Lawrence</b>								
	1990 Census 17,455		2000 Census 17,774		Growth 319	% Change 0.018	Annual Growth Rate 0.002	
A Year	B Year	C Difference	D X	E =	F +	G e + f	H x	Expected Population
2005	2000	5	0.002	0.010	1	1.01	17,774	17,952
2006	2000	6	0.002	0.012	1	1.012	17,774	17,987
2007	2000	7	0.002	0.014	1	1.014	17,774	18,023
2008	2000	8	0.002	0.016	1	1.016	17,774	18,058
2009	2000	9	0.002	0.018	1	1.018	17,774	18,094
2010	2000	10	0.002	0.020	1	1.02	17,774	18,129
2011	2000	11	0.002	0.022	1	1.022	17,774	18,165
2012	2000	12	0.002	0.024	1	1.024	17,774	18,201
2013	2000	13	0.002	0.026	1	1.026	17,774	18,236
2014	2000	14	0.002	0.028	1	1.028	17,774	18,272
2015	2000	15	0.002	0.030	1	1.030	17,774	18,307
2016	2000	16	0.002	0.032	1	1.032	17,774	18,343
2017	2000	17	0.002	0.034	1	1.034	17,774	18,378
2018	2000	18	0.002	0.036	1	1.036	17,774	18,414

These charts are updated by dropping year 2004 (shown in year 2008 update), and adding year 2018.

<b>Randolph</b>								
	1990 Census 16,558		2000 Census 18,195		Growth 1637	% Change 0.099	Annual Growth Rate 0.010	
A Year	B Year	C Difference	D X	E =	F +	G e + f	H X	Expected Population
2005	2000	5	0.010	0.050	1	1.05	18,195	19,105
2006	2000	6	0.010	0.060	1	1.06	18,195	19,287
2007	2000	7	0.010	0.070	1	1.07	18,195	19,469
2008	2000	8	0.010	0.080	1	1.08	18,195	19,651
2009	2000	9	0.010	0.090	1	1.09	18,195	19,833
2010	2000	10	0.010	0.100	1	1.10	18,195	20,015
2011	2000	11	0.010	0.110	1	1.11	18,195	20,196
2012	2000	12	0.010	0.120	1	1.12	18,195	20,378
2013	2000	13	0.010	0.130	1	1.13	18,195	20,560
2014	2000	14	0.010	0.140	1	1.14	18,195	20,742
2015	2000	15	0.010	0.150	1	1.15	18,195	20,924
2016	2000	16	0.010	0.160	1	1.16	18,195	21,106
2017	2000	17	0.010	0.170	1	1.17	18,195	21,288
2018	2000	18	0.010	0.180	1	1.18	18,195	21,470

4. Are there any significant demographic trends that may affect waste disposal or waste generation figures in the District?

***There are no significant demographic trends that may affect waste disposal or waste generation figures in the district.***



5. Are large groups of people moving into or out of the area for any special reason?

***There are no large groups of people moving into or out of the area for any special reason.***

**C. Industry**

1. Provide a business profile for the District.

***Clay County and its major cities.***

***The economy of Clay County is a mixture of agriculture, industry and commerce. Soybeans, milo, corn, rice, and cotton are the major agricultural crops grown or raised in Clay County.***

***Clay County disposes of its solid waste at the district landfill. Clay County has contracts with Shelton Sanitation for the collection and transportation of solid waste within the unincorporated areas of the County. The solid waste is disposed of at the district landfill.***

***City of Corning. Population 3,679. Served by U.S. Highways 62 and 67, and is located approximately 50 miles north of Jonesboro and 150 miles north of Little Rock.***

***Corning disposes of its solid waste at the district landfill, with collection and transportation achieved through the city's own sanitation department.***

***Approximately seven motor freight carriers and the Union Pacific Railroad make daily shipments from the City of Corning to major cities across the United States. Corning is served by the Corning Municipal Airport which has a 4,900-foot lighted runway. The nearest commercial air service is 30 miles away in Poplar Bluff, Missouri and another is 50 miles away in Jonesboro.***

***The major employers within the City of Corning are as follows:***

<b><u>Employer</u></b>	<b><u>Number of Employees</u></b>	<b><u>Product or Service</u></b>
<b><i>Darling Store Fixtures</i></b>	<b><i>300</i></b>	<b><i>Metal shelving</i></b>
<b><i>Hart's of Arkansas</i></b>	<b><i>215</i></b>	<b><i>Furniture</i></b>
<b><i>Black's Lumber Company</i></b>	<b><i>45</i></b>	<b><i>Sawmill Hardwood</i></b>

**City of Piggott. Population 3,894. Served by U.S. Highways 49 and 62, and is located 55 miles northeast of Jonesboro and 175 miles northeast of Little Rock.**

**Solid waste within the City of Piggott is picked up in compactor trucks and disposed of at the district landfill. Collections are made by a private contractor who negotiates fees with residents on an individual basis. Landfill tipping fees are paid by the contractor.**

**Approximately thirteen motor freight carriers and the Union Pacific Railroad serve the City of Piggott. The Piggott Municipal Airport has a lighted runway of 2,550 feet. The nearest commercial air service is 55 miles away in Jonesboro.**

**The major employers within the City of Piggott are as follows:**

<b><u>Employer</u></b>	<b><u>Number of Employees</u></b>	<b><u>Product or Service</u></b>
<b>Wise Company</b>	<b>260</b>	<b>Equipment seats</b>
<b>L.A. Darling</b>	<b>210</b>	<b>Wood store fixtures</b>
<b>Piggott Hospital</b>	<b>197</b>	<b>Health care</b>
<b>Aerial Bouquet</b>	<b>140</b>	<b>Balloons</b>
<b>Piggott School District</b>	<b>136</b>	<b>Education</b>
<b>Pinnacle Art &amp; Frame</b>	<b>120</b>	<b>Picture frames</b>
<b>Woodhall</b>	<b>95</b>	<b>Picture frames</b>
<b>Piggott Nursing Home</b>	<b>65</b>	<b>Personal care center</b>

**City of Rector. Population 2,017. Served by U.S. Highway 49 and is located approximately 42 miles northeast of Jonesboro and approximately 170 miles northeast of Little Rock.**

**Solid waste within the City of Rector is currently picked up in compactor trucks and disposed of at the district landfill. Collections are made by the contractor who negotiates fees with residents on an individual basis. Landfill tipping fees are paid by the contractor.**

**Approximately six motor freight carriers, the Cotton Belt Railroad and the Southern Pacific System make daily shipments from the City of Rector to major cities across the United States. The City of Rector is served by the Rector Municipal Airport, which has a 3,405-foot lighted runway. The nearest commercial air service is 42 miles away in Jonesboro.**

***The major employers within the City of Rector are as follows:***

<b><u>Employer</u></b>	<b><u>Number of Employees</u></b>	<b><u>Product or Service</u></b>
<b><i>Wise Company</i></b>	<b><i>150</i></b>	<b><i>Boat seats</i></b>
<b><i>Rector Sportswear Corp.</i></b>	<b><i>100</i></b>	<b><i>Clothes</i></b>
<b><i>Rector School District</i></b>	<b><i>90</i></b>	<b><i>Education</i></b>
<b><i>Rector Healthcare</i></b>	<b><i>60</i></b>	<b><i>Nursing Home</i></b>

### ***Greene County and its major cities***

***The economy of Greene County is a mixture of agriculture, industry and commerce. Soybeans, rice, cotton, and wheat are the major agricultural crops grown or raised in Greene County.***

***Greene County has a contract with Shelton Sanitation for the collection and transportation of solid waste within the unincorporated area of the County. The solid waste is disposed of at the district landfill.***

***City of Paragould. Population 22,017. Served by U.S. Highway 412 and U.S. Highway 49 and is located approximately 20 miles north of Jonesboro and 150 miles northeast of Little Rock.***

***The City of Paragould transports its solid wastes to the district landfill in City trucks. Residential customers receive a curb-side pick-up service twice a week, and commercial customers receive service one to five times a week. The City levies a mandatory charge on each household and commercial establishment (whether a user or not). Tipping fees are then paid from the general revenue fund of the City.***

***Approximately thirteen motor freight carriers and the Union Pacific Railroad make daily shipments from the City of Paragould to major cities across the United States. The City of Paragould is served by Kirk Field which has a 4,500-foot lighted runway. The nearest commercial air service is 20 miles away in Jonesboro.***

***The major employers within the City of Paragould are as follows:***

<b><u>Employer</u></b>	<b><u>Number of Employees</u></b>	<b><u>Product or Service</u></b>
<b><i>Emerson Electric</i></b>	<b><i>1,400</i></b>	<b><i>Electric motors</i></b>
<b><i>Monroe Auto Equipment</i></b>	<b><i>1,000</i></b>	<b><i>Shock absorbers</i></b>
<b><i>Darling Store Fixtures</i></b>	<b><i>800</i></b>	<b><i>Custom store fixtures</i></b>
<b><i>Utility Trailer Manufacturing</i></b>	<b><i>500</i></b>	<b><i>Truck trailers</i></b>
<b><i>American Railcar Industries</i></b>	<b><i>500</i></b>	<b><i>Rail cars</i></b>
<b><i>Anchor Packaging</i></b>	<b><i>300</i></b>	<b><i>Plastic food containers</i></b>

***The major employers within the City of Paragould (continued)***

<b><u>Employer</u></b>	<b><u>Number of Employees</u></b>	<b><u>Product or Service</u></b>
<b><i>Martin Sprocket &amp; Gear</i></b>	<b><i>220</i></b>	<b><i>Sprockets and gears</i></b>
<b><i>Prestolite Wire Corporation</i></b>	<b><i>200</i></b>	<b><i>Automotive wires</i></b>
<b><i>Seven-up Bottling Company</i></b>	<b><i>100</i></b>	<b><i>Soft drink bottlers</i></b>
<b><i>Allen Engineering</i></b>	<b><i>100</i></b>	<b><i>Concrete equipment</i></b>

***Lawrence County and its major cities***

***The economy of Lawrence County is a mixture of agriculture, industry and commerce. Rice, soybeans, wheat, and milo are the major agricultural products grown or raised in Lawrence County. There are also several cattle farms and chicken houses located in western Lawrence County.***

***Lawrence County disposes of its waste at the district landfill. Contracts for collection and hauling are with Independent Environmental Services, Inc., for western Lawrence County (west of the Black River) and with Downum's Disposal Services for eastern Lawrence County.***

***Cities of Hoxie and Walnut Ridge. Hoxie Population 2,817. Walnut Ridge Population 4,925. Both cities are served by U.S. Highways 63, 67, and 412 and both cities are approximately 25 miles west of the City of Paragould and 125 miles north of Little Rock.***

***Approximately nine motor freight carriers make daily shipments from the Cities to major cities across the United States. The cities are served by Amtrak, the Union Pacific Railroad, and the Burlington Northern Railroad. Hoxie and Walnut Ridge are served by the Walnut Ridge Regional Airport which has a 5,000-foot lighted runway. The nearest commercial air service is 25 miles away in Jonesboro.***

***The Cities of Hoxie and Walnut Ridge provide curb-side pick-up service to residents. The City of Hoxie hauls waste to the district landfill and pays for landfill tipping fees from fees collected on commercial and residential water bills. The City of Walnut Ridge hauls its waste to a transfer station owned by Downum's Disposal Services in Hoxie. Downum's transports the waste to the district landfill. Sanitation fees are paid by residents.***

***The major employers within Hoxie and Walnut Ridge are as follows:***

<b><u>Employer</u></b>	<b><u>Number of Employees</u></b>	<b><u>Product or Service</u></b>
<b><i>Skil Corporation</i></b>	<b><i>291</i></b>	<b><i>Consumer hand power tools</i></b>
<b><i>Hoxie Schools</i></b>	<b><i>135</i></b>	<b><i>Education</i></b>
<b><i>Walnut Ridge Schools</i></b>	<b><i>105</i></b>	<b><i>Education</i></b>

***The major employers within the Hoxie and Walnut Ridge (continued)***

<b><u>Employer</u></b>	<b><u>Number of Employees</u></b>	<b><u>Product or Service</u></b>
<b><i>Douglas Quikut</i></b>	<b><i>107</i></b>	<b><i>Vacuum cleaners, knives</i></b>
<b><i>Custom-Pak, Inc.</i></b>	<b><i>101</i></b>	<b><i>Blow molded cases</i></b>
<b><i>V &amp; B Manufacturing</i></b>	<b><i>47</i></b>	<b><i>Striking tools, tool handles</i></b>
<b><i>Morgan Building Corporation</i></b>	<b><i>43</i></b>	<b><i>Portable building &amp; spas</i></b>
<b><i>Farm Service</i></b>	<b><i>40</i></b>	<b><i>Fertilizers and chemicals</i></b>

***Randolph County and its major cities***

***The economy of Randolph County is a mixture of agriculture, industry and commerce. Rice, soybeans, cattle, and wheat are the major agricultural products grown or raised in Randolph County.***

***Solid waste in Randolph County is collected by private haulers and hauled to the transfer station located at the County's closed-out landfill. The waste is then transported to the district landfill in the County owned truck.***

***City of Pocahontas. Population 6,518. Served by U.S. Highway 67 and U.S. Highway 62 and is located approximately 40 miles north of Jonesboro and approximately 145 miles north of Little Rock.***

***The City of Pocahontas provides collection service to its residents and transports its solid waste to the transfer station. The waste is then transported to the district landfill by the County owned truck.***

***Approximately ten motor freight carriers make daily shipments from the city of Pocahontas to major cities across the United States. The City of Pocahontas is served by the Nick Wilson Field which has a 4,006-foot lighted runway. The nearest commercial air service is 40 miles away in Jonesboro.***

***The major employers within Pocahontas are as follows:***

<b><u>Employer</u></b>	<b><u>Number of Employees</u></b>	<b><u>Product or Service</u></b>
<b><i>Magee Company</i></b>	<b><i>400</i></b>	<b><i>Picture frames</i></b>
<b><i>Scentations</i></b>	<b><i>150</i></b>	<b><i>Potpourri</i></b>
<b><i>McClellan Esna</i></b>	<b><i>125</i></b>	<b><i>Fasteners</i></b>

Identify and discuss regional economic factors that are expected to affect future waste generation rates and quantities over the next ten (10) years.

**updated January 2009**

***The district's total population in 2009 is expected to be approximately 98,104 according to population projections. The population is expected to increase to approximately 105,296 by year 2018, or by 6.8 percent. Population increases are usually due to industries locating in the area. These increases will affect the amount of waste generated. An increased waste stream will impact landfill space, costs for constructing additional disposal cells, and normal operating cost. As the cost to construct new cells increases so will the cost to haulers and their customers. Data and charts are included later in the text of this plan showing waste quantities disposed at the district landfill. An average of approximately 275,000 yards is expected each year which is less than the average from 1998 through 2003. The waste stream quantities have leveled off probably due to increases in recycling.***

**D. Haulers**

***A.C.A. §8-6-721. Licensing haulers of solid waste. (a) A person who engages in the business of hauling solid waste must obtain a license from the regional solid waste management board if: (1) The person is engaged in the collection of solid waste within the district; or (2) The person is engaged in the transportation of solid waste for disposal or storage in the district.***

1. Explain the process by which a person who engages in the business of hauling solid waste obtains a license from the Regional Solid Waste Management Board.

***A hauler contacts the NEARSWMD Office. The district's office personnel mails the Licensing of Haulers Regulation and the required forms to the hauler. The hauler completes the forms and returns them to the district with the fee per truck.***

2. What process does the District use to oversee active licensees? Do regular inspections of the haulers for compliance take place? Are licenses revoked for non-compliance, such as hauling waste without a cover?

***The district's office manager issues a license decal to each truck used by the hauler. The trucks are observed for waste hauling worthiness as they enter the landfill. Licenses can be revoked if the hauler is out of compliance.***

3. Include here (or append) a copy of the District's hauler's licensing policy and procedures, as well as an updated listing of licensed haulers and service areas.

***The licensing program and a listing of haulers are included in the appendix.***

**E. Volumes**

A.C.A. §8-6-716. *Regional needs assessment.(a)....(2) The assessment shall include, at the minimum, the following:*

(A) *An evaluation of the amount of solid waste generated within the district and the amount of remaining disposal capacity, expressed in years, at the solid waste disposal facilities within the district that are permitted under the Arkansas Solid Waste Management Act, § 8-6-201 et seq.;"*

1. Provide a waste stream characterization with data concerning waste types and amounts generated and disposed within the district and/or waste transported out of the District for disposal.

***The district's waste stream is comprised of household waste, industrial waste, construction and demolition waste, special waste such as petroleum contaminated soil and asbestos. Data is shown on the following pages. Only recyclable materials such as appliances, tires, and our shipments of recyclable materials are allowed to be transported outside of the district for reuse.***

2. For the most recent calendar year, how many tons of solid waste were generated within the District and disposed in Class I landfills or other solid waste management facilities located in or out of the District?

***updated January 2009***

***January through December 2008:***

	<b><i>Loose Cubic Yards</i></b>	<b><i>Compacted Cubic Yards</i></b>	<b><i>Combined Cubic Yards</i></b>
<b><i>Cities</i></b>	<b><i>4,310</i></b>	<b><i>73,696</i></b>	<b><i>78,006</i></b>
<b><i>Counties</i></b>	<b><i>2,865</i></b>	<b><i>11,432</i></b>	<b><i>14,297</i></b>
<b><i>Industry</i></b>	<b><i>67,365</i></b>	<b><i>47,101</i></b>	<b><i>114,466</i></b>
<b><i>Out of state</i></b>	<b><i>0</i></b>	<b><i>4,986</i></b>	<b><i>4,986</i></b>
<b><i>Special Waste</i></b>	<b><i>6,433</i></b>	<b><i>1,026</i></b>	<b><i>7,459</i></b>
<b><i>Individuals</i></b>	<b><i>14,210</i></b>	<b><i>0</i></b>	<b><i>14,210</i></b>
<b><i>TOTALS</i></b>	<b><i>95,183</i></b>	<b><i>138,241</i></b>	<b><i>233,424</i></b>
<b><i>TONS:</i></b>	<b><i>57,456 for Class 1</i></b>	<b><i>13,677 for Class 4</i></b>	<b><i>71,133 TOTAL COMBINED TONS</i></b>

3. To the best of your ability, examine and discuss the trends regarding the sources of solid waste generated using the following categories:
  - a. Residential waste (cities, counties, and individuals): ***yardage has fluctuated from 124,000 yards (34,000 tons) in 2003 to 118,000 yards (39,000 tons) in 2004, to 112,000 yards (36,000 tons) in 2005, to 116,000 yards (37,000 tons) in 2006, to 112,000 yards in 2007 (38,496 tons), and to 106,000 yards in 2008 (38,454 tons).***
  - b. Commercial waste ***has remained at the mid 30,000 ton range over the years 2001 through 2006, dropped to 28,770 tons in year 2007, and 29,256 tons in year 2008.***

- c. Industrial waste **(special waste) has increased each year through 2007 and decreased slightly to 1,351 tons in 2008.**
- 4. To the best of your ability, provide the current disposal capacity of the facilities within the District's service area.

***The District owned Class 1 landfill is expected to last at least thirty (30) more years. The District owned Class 4 landfill is expected to last through 2009.***

- 5. To the best of your ability, examine and discuss the trends regarding the types of solid waste generated using the following categories:
  - a. Yard waste **has not been tracked at the district's landfill. However, this type waste is hauled in mainly from Paragould, the district's largest city with a population of approximately 24,000.**
  - b. Construction/demolition waste **(or class 4 wastes). The class 4 landfill opened in August 2004. It receives on average 750 tons per month. The amounts vary from just under 500 tons to just over 1,100 tons per month. There does not appear to be any trend. The tonnage for class 4 is included in the totals in the charts and tables.**
  - c. Tires **are manifested at each of the district's waste tire collection centers. The number of tires disposed of each year has mostly leveled out.**
  - d. Recyclables **as shown on the page entitled Recyclables Collected and Sold – *Annually 1993 through 2008*, the district has made significant progress. It started in 1993 with two roll-off collection containers in Paragould and 19,299 pounds were deposited into them. The amounts increased annually thereafter. Now, eleven containers are sited in the district's major cities. Increases are attributed to ADEQ's teacher workshops, the district's recycling brochure, newspaper articles, and more items being accepted.**
  - e. White goods **the district allows white goods (appliances) to be brought in at no charge. This has reduced the number of appliances being disposed of on the side of the road, mainly in the rural area. As more residents become aware of our program the more white goods are brought to us. We then sell them to a local salvage yard.**
  - f. **Municipal solid waste increased in year 2004 compared with 2003. Then it declined in year 2005, but increased again in years 2006 and 2007, and remained about the same for 2008.**

- 6. Has the waste stream increased or decreased over the last five (5) years? Explain.

***The following charts show that the waste stream has been decreasing since 2001. We suspect that this is due to increases in recycling by***  
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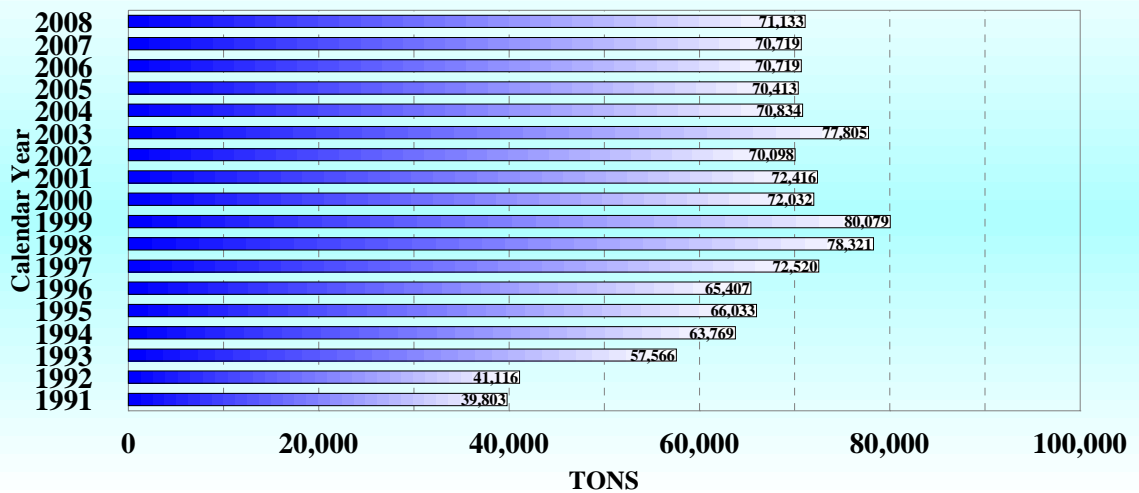
**factories, businesses, and residents. This is shown on the recycling charts later in this plan.**

7. Project the waste stream for the next five (5) years. Support your projections.

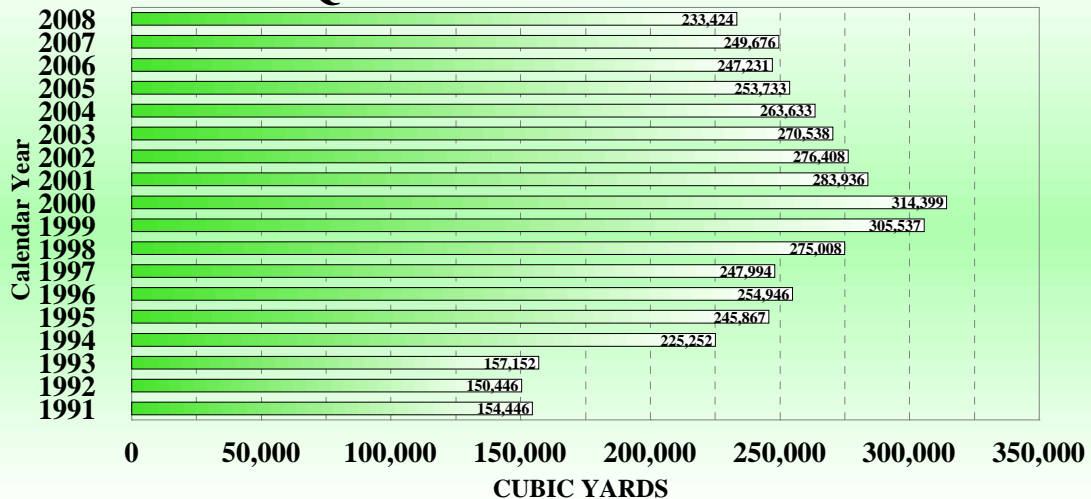
**Data shown on the following waste quantities charts and tables indicates that the waste stream is leveled out in the low 70,000 ton range and is expected to continue over the next several years. As more businesses get involved in recycling some of their waste (mainly cardboard containers and wooden pallets) the amount of waste disposed in the landfill decreases.**

**updated January 2009**

## Waste Quantities in Tons



## Waste Quantities in Cubic Yards



## IDENTITY AND QUANTITY OF SOLID WASTES

*The following pages use the district's Solid Waste Quarterly Report Forms (to ADEQ) and the district's monthly "Statement of Operations" as the most useful means of identifying and quantifying waste received at the district's landfill* The following pages depict information relevant to calendar years 2003, 2004, 2005, 2006, 2007, and 2008..

**updated January 2009**

<b>Year</b>	Loose Cubic Yards	Loose Tons	Compacted Cubic Yards	Compacted Tons	<i><b>Total Cubic Yards</b></i>	<i><b>Total Tons</b></i>
<b>2008</b>	95,183	13,677	138,241	57,456	233,424	71,133
<b>2007</b>	98,133	11,684	151,543	59,035	249,676	70,719
<b>2006</b>	91,916	14,894	155,315	55,519	247,231	70,413
<b>2005</b>	81,330	13,013	172,403	57,820	253,733	70,833
<b>2004</b>	84,014	13,442	179,619	64,363	263,633	77,805
<b>2003</b>	79,024	12,644	191,514	57,454	270,538	70,098
<b>2002</b>	75,044	12,007	201,364	60,409	276,408	72,416
<b>2001</b>	93,918	15,027	190,018	57,005	283,936	72,032
<b>2000</b>	101,720	16,275	212,679	63,804	314,399	80,079
<b>1999</b>	95,287	15,246	210,250	63,075	305,537	78,321
<b>1998</b>	71,304	11,409	203,704	61,111	275,008	72,520
<b>1997</b>	64,220	10,275	183,774	55,132	247,994	65,407
<b>1996</b>	74,645	11,943	180,301	54,090	254,946	66,033
<b>1995</b>	71,359	11,417	174,508	52,352	245,867	63,769
<b>1994</b>	71,498	11,440	153,754	46,126	225,252	57,566
<b>1993</b>	43,064	6,890	114,088	34,226	157,152	41,116
<b>1992</b>	38,077	6,092	112,369	33,711	150,446	39,803
<b>1991</b>	43,869	7,019	110,577	33,173	154,446	40,192

*Northeast Arkansas Regional Solid Waste Management District*

<b>CALENDAR YEAR 2003</b>	Loose Cubic Yards	Compacted Cubic Yards
January 1 to March 31, 2003	18,319	51,064
April 1 to June 30, 2003	19,951	48,695
July 1 to September 30, 2003	20,470	45,517
October 1 to December 31, 2003	<u>20,284</u>	<u>46,238</u>
Totals for the Year 2003:	79,024	191,514

The following estimated *tonnage* of waste was received at the landfill in year 2003:

Loose: 79,024 cubic yards X 320 lbs. = 25,287,680 lbs.  
25,287,680 lbs. / 2,000 lbs. per ton = ..... 12,644 tons

Compacted: 191,514 cubic yards X 600 lbs. = 114,908,400 lbs.  
114,908,400 lbs. / 2,000 lbs. per ton = ..... 57,454 tons

Total tons (loose and compacted) = ..... 70,098 tons

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**UNINCORPORATED RURAL AREAS OF COUNTIES.** Year 2003:

**Loose** = 3,160 cubic yards (CYS)  
3,160 CYS X 320 LBS = 1,011,200 LBS  
1,011,200 LBS / 2,000 LBS per ton = ..... 506 tons

**Compacted** = 22,207 cubic yards (CYS)  
22,207 CYS X 600 LBS = 13,324,200 LBS  
13,324,200 lbs / 2,000 LBS per ton = ..... 6,662 tons

**INCORPORATED AREAS (CITIES).** Year 2003:

**Loose** = 3,193 cubic yards (CYS)  
3,193 CYS X 320 LBS = 1,021,760 LBS  
1,021,760 LBS / 2,000 LBS per ton = ..... 511 tons

**Compacted** = 80,554 cubic yards (CYS)  
80,554 CYS X 600 LBS = 48,332,400 LBS  
48,332,400 LBS / 2,000 LBS per ton = ..... 24,166 tons

**INDUSTRY.** Year 2003:

**Loose** = 54,254 cubic yards (CYS)  
54,254 CYS X 320 LBS = 17,361,280 LBS  
17,361,280 LBS / 2,000 LBS per ton = ..... 8,681 tons

**Compacted** = 80,605 cubic yards (CYS)  
80,605 CYS X 600 LBS = 48,363,000 LBS  
48,363,000 LBS / 2,000 LBS per ton = ..... 24,182 tons

*Northeast Arkansas Regional Solid Waste Management District*

**INDIVIDUALS.** Year 2003:

**Loose** = 15,189 cubic yards (CYS)

15,189 CYS X 320 LBS = 4,860,480 LBS

4,860,480 LBS / 2,000 LBS per ton = ..... 2,430 tons

**Compacted** = 0 cubic yards (CYS)

0 CYS X 600 LBS = 0 LBS

0 LBS / 2,000 LBS per ton = ..... 0 tons

**OUT OF STATE and OUT OF DISTRICT** Year 2003:

**Loose** = 280 cubic yards (CYS)

280 CYS X 320 LBS = 89,600 LBS

89,600 LBS / 2,000 LBS per ton = ..... .45 tons

**Compacted** = 7,428 cubic yards (CYS)

7,428 CYS X 600 LBS = 4,456,800 LBS

4,456,800 LBS / 2,000 LBS per ton = ..... 2,228 tons

**SPECIAL WASTE** Year 2003:

**Loose** = 2,948 cubic yards (CYS)

2,948 CYS X 320 LBS = 943,360 LBS

943,360 LBS / 2,000 LBS per ton = ..... .472 tons

**Compacted** = 720 cubic yards (CYS)

720 CYS X 600 LBS = 432,000 LBS

432,000 LBS / 2,000 LBS per ton = ..... .216 tons

**Total of all categories for calendar year 2003:    TONS LOOSE: 12,644**

**TONS COMPACTED: 57,454**

**TOTAL COMBINED TONNAGE: 70,098**

70,098 tons equates to approximately 278 tons per 252 workdays.

*Northeast Arkansas Regional Solid Waste Management District*

<b>CALENDAR YEAR 2004</b>	Loose Cubic Yards	Compacted Cubic Yards	Class 1 Tons	Class 4 Tons	Annual Tons
January 1 to March 31, 2004	23,370	44,528	22,294	NA	22,294
April 1 to June 30, 2004	22,485	46,720	19,462	NA	19,462
July 1 to September 30, 2004	20,764	45,527	17,540	1,014	18,554
October 1 to December 31, 2004	<u>17,395</u>	<u>42,844</u>	<u>15,406</u>	<u>2,089</u>	<u>17,495</u>
Totals for the Year 2004:	84,014	179,619	74,702	3,103	77,805

The following estimated *tonnage* of waste was received at the landfill in year 2004:

Loose: 84,014 cubic yards X 320 lbs. = 26,884,480 lbs.  
26,884,480 lbs. / 2,000 lbs. per ton = .....13,442 tons

Compacted: 179,619 cubic yards X 716.66 lbs. = 128,725,752 lbs.  
128,725,752 lbs. / 2,000 lbs. per ton = .....64,363 tons

Total tons (loose and compacted) = ..... 77,805 tons

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**UNINCORPORATED RURAL AREAS OF COUNTIES.** Year 2004:

**Loose** = 2,203 cubic yards (CYS)  
2,203 CYS X 320 LBS = 704,960 LBS  
704,960 LBS / 2,000 LBS per ton = ..... .352 tons

**Compacted** = 16,588 cubic yards (CYS)  
16,588 CYS X 716.66 LBS = 11,887,956 LBS  
11,887,956 lbs / 2,000 LBS per ton = ..... .5,944 tons

**INCORPORATED AREAS (CITIES).** Year 2004:

**Loose** = 2,411 cubic yards (CYS)  
2,411 CYS X 320 LBS = 771,520 LBS  
771,520 LBS / 2,000 LBS per ton = ..... 386 tons

**Compacted** = 85,379 cubic yards (CYS)  
85,379 CYS X 716.66 LBS = 61,187,714 LBS  
61,187,714 LBS / 2,000 LBS per ton = .....30,594 tons

**INDUSTRY.** Year 2004:

**Loose** = 62,014 cubic yards (CYS)  
62,014 CYS X 320 LBS = 19,844,480 LBS  
19,844,480 LBS / 2,000 LBS per ton = ..... 9,922 tons

**Compacted** =69,114 cubic yards (CYS)  
69,114 CYS X 716.66 LBS = 49,531,239 LBS  
49,531,239 LBS / 2,000 LBS per ton = .....24,766 tons

*Northeast Arkansas Regional Solid Waste Management District*

**INDIVIDUALS.** Year 2004:

**Loose** = 11,967 cubic yards (CYS)

11,967 CYS X 320 LBS = 3,829,440 LBS

3,829,440 LBS / 2,000 LBS per ton = ..... 1,915 tons

**Compacted** = 0 cubic yards (CYS)

0 CYS X 716.66 LBS = 0 LBS

0 LBS / 2,000 LBS per ton = ..... 0 tons

**OUT OF STATE and OUT OF DISTRICT** Year 2004:

**Loose** = 18 cubic yards (CYS)

18 CYS X 320 LBS = 5,760 LBS

5,760 LBS / 2,000 LBS per ton = ..... 3 tons

**Compacted** = 7,762 cubic yards (CYS)

7,762 CYS X 716.66 LBS = 5,562,715 LBS

5,562,715 LBS / 2,000 LBS per ton = ..... 2,781 tons

**SPECIAL WASTE** Year 2004:

**Loose** = 5,401 cubic yards (CYS)

5,401 CYS X 320 LBS = 1,728,320 LBS

1,728,320 LBS / 2,000 LBS per ton = ..... 864 tons

**Compacted** = 776 cubic yards (CYS)

776 CYS X 716.66 LBS = 556,128 LBS

556,128 LBS / 2,000 LBS per ton = ..... 278 tons

**Total of all categories for calendar year 2004:    TONS LOOSE: 13,442**

**TONS COMPACTED: 64,363**

**TOTAL COMBINED TONNAGE: 77,805**

77,805 tons equates to approximately 309 tons per 252 workdays.

# Northeast Arkansas Regional Solid Waste Management District

<b>CALENDAR YEAR 2005</b>	Loose Cubic Yards	Compacted Cubic Yards	Class 1 Tons	Class 4 Tons	Annual Tons
January 1 to March 31, 2005	21,260	43,682	15,694	2,167	17,861
April 1 to June 30, 2005	21,895	45,262	15,520	3,081	18,601
July 1 to September 30, 2005	19,372	42,243	15,034	2,808	17,841
October 1 to December 31, 2005	<u>18,803</u>	<u>41,216</u>	<u>14,070</u>	<u>2,460</u>	<u>16,530</u>
Totals for the Year 2005:	81,330	172,403	60,318	10,516	70,833

The following estimated *tonnage* of waste was received at the landfill in year 2005:

Loose: 81,330 cubic yards X 222.72 lbs. = 18,113,818 lbs.

18,113,818 lbs. / 2,000 lbs. per ton = ..... 9,056 tons

Compacted: 172,403 cubic yards X 716.66 lbs. = 123,554,334 lbs.

123,554,334 lbs. / 2,000 lbs. per ton = ..... 61,777 tons

Total tons (loose and compacted) = .....70,834 tons

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## **UNINCORPORATED RURAL AREAS OF COUNTIES.** Year 2005:

**Loose** = 2,699 cubic yards (CYS)

2,699 CYS X 222.72 LBS = 601,121 LBS

601,121 LBS / 2,000 LBS per ton = ..... 301 tons

**Compacted** = 14,766 cubic yards (CYS)

14,766 CYS X 716.66 LBS = 10,582,202 LBS

10,582,202 lbs / 2,000 LBS per ton = ..... 5,291 tons

## **INCORPORATED AREAS (CITIES).** Year 2005:

**Loose** = 3,442 cubic yards (CYS)

3,442 CYS X 222.72 LBS = 766,602 LBS

766,602 LBS / 2,000 LBS per ton = ..... 383 tons

**Compacted** = 81,353 cubic yards (CYS)

81,353 CYS X 716.66 LBS = 58,302,441 LBS

58,302,441 LBS / 2,000 LBS per ton = ..... 29,151 tons

## **INDUSTRY.** Year 2005:

**Loose** = 58,667 cubic yards (CYS)

58,667 CYS X 222.72 LBS = 13,066,314 LBS

13,066,314 LBS / 2,000 LBS per ton = ..... 6,533 tons

**Compacted** = 66,424 cubic yards (CYS)

66,424 CYS X 716.66 LBS = 47,603,424 LBS

47,603,424 LBS / 2,000 LBS per ton = ..... 23,802 tons

*Northeast Arkansas Regional Solid Waste Management District*

**INDIVIDUALS.** Year 2005:

**Loose** = 9,693 cubic yards (CYS)

9,693 CYS X 222.72 LBS = 2,158,825 LBS

2,158,825 LBS / 2,000 LBS per ton = ..... 1,080 tons

**Compacted** = 0 cubic yards (CYS)

0 CYS X 716.66 LBS = 0 LBS

0 LBS / 2,000 LBS per ton = ..... 0 tons

**OUT OF STATE and OUT OF DISTRICT** Year 2005:

**Loose** = 0 cubic yards (CYS)

0 CYS X 222.72 LBS = 0 LBS

0 LBS / 2,000 LBS per ton = ..... 0 tons

**Compacted** = 9,019 cubic yards (CYS)

9,019 CYS X 716.66 LBS = 6,463,557 LBS

6,463,557 LBS / 2,000 LBS per ton = ..... 3,232 tons

**SPECIAL WASTE** Year 2005:

**Loose** = 6,829 cubic yards (CYS)

6,829 CYS X 222.72 LBS = 1,520,954 LBS

1,520,954 LBS / 2,000 LBS per ton = ..... 760 tons

**Compacted** = 841 cubic yards (CYS)

841 CYS X 716.66 LBS = 602,711 LBS

602,711 LBS / 2,000 LBS per ton = ..... 301 tons

**Total of all categories for calendar year 2005:    TONS LOOSE:    9,057**

**TONS COMPACTED: 61,777**

**TOTAL COMBINED TONNAGE: 70,834**

70,834 tons equates to approximately 281 tons per 252 workdays.



# Northeast Arkansas Regional Solid Waste Management District

<b>CALENDAR YEAR 2006</b>	Loose Cubic Yards	Compacted Cubic Yards	Class 1 Tons	Class 4 Tons	Annual Tons
January 1 to March 31, 2006	17,492	38,681	12,919	2,343	15,262
April 1 to June 30, 2006	28,737	37,109	12,886	5,580	18,466
July 1 to September 30, 2006	24,165	40,332	14,677	3,551	18,228
October 1 to December 31, 2006	<u>21,522</u>	<u>39,193</u>	<u>15,037</u>	<u>3,420</u>	<u>18,457</u>
Totals for the Year 2006:	91,916	155,315	55,519	14,894	70,413

The following estimated *tonnage* of waste was received at the landfill in year 2006:

Loose: 91,916 cubic yards X 324.08 lbs. = 29,788,000 lbs.

29,788,000 lbs. / 2,000 lbs. per ton = ..... 14,894 tons

Compacted: 155,315 cubic yards X 714.92 lbs. = 111,037,800 lbs.

111,037,800 lbs. / 2,000 lbs. per ton = ..... 55,519 tons

Total tons (loose and compacted) = ..... 70,413 tons

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## **UNINCORPORATED RURAL AREAS OF COUNTIES.** Year 2006:

**Loose** = 6,260 cubic yards (CYS)

6,260 CYS X 324.08 LBS = 2,028,741 LBS

2,028,741 LBS / 2,000 LBS per ton = ..... 1,014 tons

**Compacted** = 11,034 cubic yards (CYS)

11,034 CYS X 714.92 LBS = 7,888,427 LBS

7,888,427 lbs / 2,000 LBS per ton = ..... 3,944 tons

## **INCORPORATED AREAS (CITIES).** Year 2006:

**Loose** = 4,951 cubic yards (CYS)

4,951 CYS X 324.08 LBS = 1,604,520 LBS

1,604,520 LBS / 2,000 LBS per ton = ..... 802 tons

**Compacted** = 81,766 cubic yards (CYS)

81,766 CYS X 714.92 LBS = 58,456,149 LBS

58,456,149 LBS / 2,000 LBS per ton = ..... 29,228 tons

## **INDUSTRY.** Year 2006:

**Loose** = 61,314 cubic yards (CYS)

61,314 CYS X 324.08 LBS = 19,870,641 LBS

19,870,641 LBS / 2,000 LBS per ton = ..... 9,935 tons

**Compacted** = 56,765 cubic yards (CYS)

56,765 CYS X 714.92 LBS = 40,582,434 LBS

40,582,434 LBS / 2,000 LBS per ton = ..... 20,291 tons

*Northeast Arkansas Regional Solid Waste Management District*

**INDIVIDUALS.** Year 2006:

**Loose** = 12,157 cubic yards (CYS)

12,157 CYS X 324.08 LBS = 3,939,841 LBS

3,939,841 LBS / 2,000 LBS per ton = ..... 1,970 tons

**Compacted** = 0 cubic yards (CYS)

0 CYS X 714.92 LBS = 0 LBS

0 LBS / 2,000 LBS per ton = ..... 0 tons

**OUT OF STATE and OUT OF DISTRICT** Year 2006:

**Loose** = 0 cubic yards (CYS)

0 CYS X 324.08 LBS = 0 LBS

0 LBS / 2,000 LBS per ton = ..... 0 tons

**Compacted** = 4,463 cubic yards (CYS)

4,463 CYS X 714.92 LBS = 3,190,688 LBS

3,190,688 LBS / 2,000 LBS per ton = ..... 1,595 tons

**SPECIAL WASTE** Year 2006:

**Loose** = 7,234 cubic yards (CYS)

7,234 CYS X 324.08 LBS = 2,344,395 LBS

2,344,395 LBS / 2,000 LBS per ton = ..... 1,173 tons

**Compacted** = 1,287 cubic yards (CYS)

1,287 CYS X 714.92 LBS = 920,102 LBS

920,102 LBS / 2,000 LBS per ton = ..... 461 tons

**Total of all categories for calendar year 2006:    TONS LOOSE:    14,894**

**TONS COMPACTED: 55,519**

**TOTAL COMBINED TONNAGE: 70,413**

70,413 tons equates to approximately 279 tons per 252 workdays.

# Northeast Arkansas Regional Solid Waste Management District

<b>CALENDAR YEAR 2007</b>	Loose Cubic Yards	Compacted Cubic Yards	Class 1 Tons	Class 4 Tons	Annual Tons
January 1 to March 31, 2007	23,419	39,199	14,175	3,103	17,278
April 1 to June 30, 2007	27,187	38,687	15,190	3,662	18,852
July 1 to September 30, 2007	24,743	37,376	14,833	2,819	17,652
October 1 to December 31, 2007	<u>22,784</u>	<u>36,281</u>	<u>14,836</u>	<u>2,100</u>	<u>16,936</u>
Totals for the Year 2007:	98,133	151,543	59,035	11,684	70,719

The following estimated *tonnage* of waste was received at the landfill in year 2007:

Loose: 98,133 cubic yards X 238.13 lbs. = 23,368,411 lbs.  
 23,368,411 lbs. / 2,000 lbs. per ton = ..... 11,684 tons

Compacted: 151,543 cubic yards X 779.12 lbs. = 118,070,182 lbs.  
 118,070,182 lbs. / 2,000 lbs. per ton = ..... 59,035 tons

Total tons (loose and compacted) = ..... 70,719 tons

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## **UNINCORPORATED RURAL AREAS OF COUNTIES.** Year 2007:

**Loose** = 2,386 cubic yards (CYS)  
 2,386 CYS X 238.13 LBS = 568,178 LBS  
 568,178 LBS / 2,000 LBS per ton = ..... 284 tons

**Compacted** = 11,278 cubic yards (CYS)  
 11,278 CYS X 779.12 LBS = 8,786,915 LBS  
 8,786,915 lbs / 2,000 LBS per ton = ..... 4,394 tons

## **INCORPORATED AREAS (CITIES).** Year 2007:

**Loose** = 6,642 cubic yards (CYS)  
 6,642 CYS X 238.13 LBS = 1,581,659 LBS  
 1,581,659 LBS / 2,000 LBS per ton = ..... 791 tons

**Compacted** = 81,593 cubic yards (CYS)  
 81,593 CYS X 779.12 LBS = 63,570,738 LBS  
 63,570,738 LBS / 2,000 LBS per ton = ..... 31,785 tons

## **INDUSTRY.** Year 2007:

**Loose** = 70,636 cubic yards (CYS)  
 70,636 CYS X 238.13 LBS = 16,820,551 LBS  
 16,820,551 LBS / 2,000 LBS per ton = ..... 8,410 tons

**Compacted** = 52,265 cubic yards (CYS)  
 52,265 CYS X 779.12 LBS = 40,720,707 LBS  
 40,720,707 LBS / 2,000 LBS per ton = ..... 20,360 tons

*Northeast Arkansas Regional Solid Waste Management District*

**INDIVIDUALS.** Year 2007:

**Loose** = 10,432 cubic yards (CYS)

$$10,432 \text{ CYS} \times 238.13 \text{ LBS} = 2,484,172 \text{ LBS}$$

$$2,484,172 \text{ LBS} / 2,000 \text{ LBS per ton} = \dots\dots\dots 1,242 \text{ tons}$$

**Compacted** = 0 cubic yards (CYS)

$$0 \text{ CYS} \times 779.12 \text{ LBS} = 0 \text{ LBS}$$

$$0 \text{ LBS} / 2,000 \text{ LBS per ton} = \dots\dots\dots 0 \text{ tons}$$

**OUT OF STATE and OUT OF DISTRICT** Year 2007:

**Loose** = 0 cubic yards (CYS)

$$0 \text{ CYS} \times 238.13 \text{ LBS} = 0 \text{ LBS}$$

$$0 \text{ LBS} / 2,000 \text{ LBS per ton} = \dots\dots\dots 0 \text{ tons}$$

**Compacted** = 5,327 cubic yards (CYS)

$$5,327 \text{ CYS} \times 779.12 \text{ LBS} = 4,150,372 \text{ LBS}$$

$$4,150,372 \text{ LBS} / 2,000 \text{ LBS per ton} = \dots\dots\dots 2,075 \text{ tons}$$

**SPECIAL WASTE** Year 2007:

**Loose** = 8,037 cubic yards (CYS)

$$8,037 \text{ CYS} \times 238.13 \text{ LBS} = 1,913,851 \text{ LBS}$$

$$1,913,851 \text{ LBS} / 2,000 \text{ LBS per ton} = \dots\dots\dots 957 \text{ tons}$$

**Compacted** = 1,080 cubic yards (CYS)

$$1,080 \text{ CYS} \times 779.12 \text{ LBS} = 841,450 \text{ LBS}$$

$$841,450 \text{ LBS} / 2,000 \text{ LBS per ton} = \dots\dots\dots 421 \text{ tons}$$

**Total of all categories for calendar year 2007:    TONS LOOSE:    11,684**

**TONS COMPACTED:    59,035**

**TOTAL COMBINED TONNAGE:    70,719**

70,719 tons equates to approximately 281 tons per 252 workdays.

*Northeast Arkansas Regional Solid Waste Management District*

<b>CALENDAR YEAR 2008</b> <b>updated January 2009</b>	Loose Cubic Yards	Compacted Cubic Yards	Class 1 Tons	Class 4 Tons	Annual Tons
January 1 to March 31, 2008	22,955	36,219	14,139	2,802	16,941
April 1 to June 30, 2008	28,502	36,804	15,138	4,999	20,137
July 1 to September 30, 2008	24,825	33,779	14,438	3,423	17,861
October 1 to December 31, 2008	<u>18,901</u>	<u>31,439</u>	<u>13,741</u>	<u>2,453</u>	<u>16,194</u>
Totals for the Year 2008:	95,183	138,241	57,456	13,677	71,133

The following estimated *tonnage* of waste was received at the landfill in year 2008:

Loose: 95,183 cubic yards X 287.38 lbs. = 27,354,000 lbs.  
27,354,000 lbs. / 2,000 lbs. per ton = ..... 13,677 tons

Compacted: 138,241 cubic yards X 831.24 lbs. = 114,912,000 lbs.  
114,912,000 lbs. / 2,000 lbs. per ton = ..... 57,456 tons

Total tons (loose and compacted) = ..... 71,133 tons

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**UNINCORPORATED RURAL AREAS OF COUNTIES.** Year 2008:

**Loose** = 2,865 cubic yards (CYS)  
2,865 CYS X 287.38 LBS = 823,344 LBS  
823,344 LBS / 2,000 LBS per ton = ..... 412 tons

**Compacted** = 11,432 cubic yards (CYS)  
11,432 CYS X 831.24 LBS = 9,502,736 LBS  
9,502,736 lbs / 2,000 LBS per ton = ..... 4,751 tons

**INCORPORATED AREAS (CITIES).** Year 2008:

**Loose** = 4,310 cubic yards (CYS)  
4,310 CYS X 287.38 LBS = 1,238,608 LBS  
1,238,608 LBS / 2,000 LBS per ton = ..... 619 tons

**Compacted** = 73,696 cubic yards (CYS)  
73,696 CYS X 831.24 LBS = 61,259,063 LBS  
61,259,063 LBS / 2,000 LBS per ton = ..... 30,630 tons

**INDUSTRY.** Year 2008:

**Loose** = 67,365 cubic yards (CYS)  
67,365 CYS X 287.38 LBS = 19,359,354 LBS  
19,359,354 LBS / 2,000 LBS per ton = ..... 9,680 tons

**Compacted** = 47,101 cubic yards (CYS)  
47,101 CYS X 831.24 LBS = 39,152,235 LBS  
39,152,235 LBS / 2,000 LBS per ton = ..... 19,576 tons

*Northeast Arkansas Regional Solid Waste Management District*

**INDIVIDUALS.** Year 2008:

**Loose** = 14,210 cubic yards (CYS)

$$14,210 \text{ CYS} \times 287.38 \text{ LBS} = 4,083,670 \text{ LBS}$$

$$4,083,670 \text{ LBS} / 2,000 \text{ LBS per ton} = \dots\dots\dots 2,042 \text{ tons}$$

**Compacted** = 0 cubic yards (CYS)

$$0 \text{ CYS} \times 831.24 \text{ LBS} = 0 \text{ LBS}$$

$$0 \text{ LBS} / 2,000 \text{ LBS per ton} = \dots\dots\dots 0 \text{ tons}$$

**OUT OF STATE and OUT OF DISTRICT** Year 2008:

**Loose** = 0 cubic yards (CYS)

$$0 \text{ CYS} \times 287.38 \text{ LBS} = 0 \text{ LBS}$$

$$0 \text{ LBS} / 2,000 \text{ LBS per ton} = \dots\dots\dots 0 \text{ tons}$$

**Compacted** = 4,986 cubic yards (CYS)

$$4,986 \text{ CYS} \times 831.24 \text{ LBS} = 4,144,563 \text{ LBS}$$

$$4,144,563 \text{ LBS} / 2,000 \text{ LBS per ton} = \dots\dots\dots 2,072 \text{ tons}$$

**SPECIAL WASTE** Year 2008:

**Loose** = 6,433 cubic yards (CYS)

$$6,433 \text{ CYS} \times 287.38 \text{ LBS} = 1,850,152 \text{ LBS}$$

$$1,850,152 \text{ LBS} / 2,000 \text{ LBS per ton} = \dots\dots\dots 924 \text{ tons}$$

**Compacted** = 1,026 cubic yards (CYS)

$$1,026 \text{ CYS} \times 831.24 \text{ LBS} = 852,852 \text{ LBS}$$

$$852,852 \text{ LBS} / 2,000 \text{ LBS per ton} = \dots\dots\dots 427 \text{ tons}$$

**Total of all categories for calendar year 2008:**    TONS LOOSE:    13,677

TONS COMPACTED:    57,456

**TOTAL COMBINED TONNAGE:**    71,133

71,133 tons equates to approximately 282 tons per 252 workdays.

**F. Flow**

*A.C.A. §8-6-716. Regional needs assessment.(a)....(2) The assessment shall include, at the minimum, the following:*

*An evaluation and balancing of the environmental, economic, and other relevant factors which would be implicated by acceptance of solid waste from beyond the boundaries of the district.*

Evaluate the environmental, economic, and any other factors that are affected by the acceptance of solid waste from beyond the boundaries of the District and the transfer of solid waste outside of the District.

***The district is presently accepting waste from outside the district. However, the board of directors requires that 2,500 cubic yards per month is the most it will allow to be disposed in its landfill. The district is charging nearly twice as much to outside customers and this proves economically feasible in order to offset the cost for constructing new landfill cells. The district is concerned about waste being brought in from out of district due to the serious consequences involved for waste that might be hazardous. This is why the district will not accept special waste (waste that must be tested due to its characteristics) from outside the district.***

***The district's regulation as well as cities and counties ordinances require that all waste (except recyclables) be brought to the district's landfill for disposal.***

***The district's waste flow control regulation and one county's and one cities waste flow control ordinances (the other counties and cities ordinances are the same) are included in the **appendix**.***

***A list of the district's 17 employees who work at the landfill and recycling center is included on the following page. Also included are listings of the district's construction equipment and vehicles necessary for proper operation of those facilities.***

# Northeast Arkansas Regional Solid Waste Management District

<b>The Workforce</b> <b>updated January 2009</b>		<b>HIRED</b>	<b>SW LICENSE</b>	<b>LICENSE NUMBER</b>
1.	James S. Abbey Executive Director	May 24, 1993	1C	1271
2.	Carolyn M. Pillow Office Manager	May 1, 1989	1C-2C-3C	369
3.	Debra Johnson Management Assistant	June 5, 2002	1B	2381
4.	Tammy A. Wheaton Recycling Center Manager	June 1, 1993	1B	1449
5.	Lance M. Anderson Recycling Center Worker	December 20, 2006	1A-2A	2887
6.	Garland W. Platz Landfill Manager	June 2, 1998	1C-2C-3C	475
7.	Bryan E. Mangrum Assistant Landfill Manager	February 14, 2000	1C	2080
8.	Carl E. Rippy Class 1 Landfill Excavator Operator	March 1, 1986	1B-2B-3B	886
9.	Paul E. Frazier Class 1 Landfill Dozer Operator	July 15, 1998	1C	892
10.	Ronald D. Gurley Class 4 Landfill Dozer Operator & Excavator Operator	October 16, 2000	1B	2209
11.	Anthony S. Robinson Distribution building	June 4, 2001	1B	2214
12.	Michael L. Easley Truck driver	June 4, 2001	1B	2212
13.	Justin L. Beaver Class 1 Landfill Waste Handler Dozer Operator	April 25, 2006	1B-2B	2765
14.	Kevin L. Hendrickson Truck Driver	January 11, 2007	1A-2A-3A	2885
15.	Johnny R. Haff Tractor & Dirt-scraper Operator	March 2, 2007	1A-2A	2886
16.	Frank D. Oden Tractor & Dirt-scraper Operator and Truck Driver and general facility worker	March 26, 2008		
17.	Danny W. Hart Tractor & Dirt-scraper Operator nad Truck Driver and general Facility worker	October 23, 2008		
18.	Vacancy – Lance was moved to Recycling on August 14, 2008			

**Regulation 27: Class 1** = Un-segregated material recovery facility, composting facility, transfer station, municipal solid waste incinerator, or municipal solid waste disposal facility. **Class 2** = Class III or Class IV landfills. **Class 3** = Waste tire processing facility, or other related solid waste management facility.  
**A = Apprentice B = Journeyman C = Master**



**Major Equipment**    ***updated January 2009***

	YEAR / MAKE / MODEL	PURCHASE PRICE	DATE PURCHASED
1.	1994 Case Skid-Steer Uni-Loader Model 1838                      SN: JAF0151171	\$14,140	February 1995
	1995 Vermeer Brush Chippers (3) Model BC1230                      (\$16,459 each)	\$49,376	September 1995
2.	SN: 1VRK15153S1000357		
3.	SN: 1VRK15155S1000358		
4.	SN: 1VRK15157S1000359		
5.	1998 John Deere Wheeled Loader Model TC54H SN: DWTC54H568940	\$99,850	August 1998
6.	1999 Beast Grinder Model 3680                      SN: 1169	\$194,995	August 1999
7.	John Deere Road Grader Model 670-A                      SN: 406677	\$22,000	December 1999
8.	1999 John Deere Tractor Model 7410 MFWM SN: RW7410HO28686	\$51,000	June 2001
9.	2002 Case International Tractor Model STX 375,                      SN JEE0099953	\$150,000	January 2002
10.	Ashland I-155 Scraper (ejector style) Model I-155 TS                      SN 20424	\$ 35,500	January 2002
11.	2000 Caterpillar Bulldozer Model D6R DSLGPA SN: 9PN01438	\$162,500	March 2002
12.	2002 Environmental Cover Deployer Model IF630                      SN: 2D-001-151-010102M18	\$30,000	September 2002
13.	2003 Komatsu Excavator Model PC220LC-7L SN: A86110	\$122,500	January 2003
14.	2004 Bobcat Skid-Steer Loader Model S300                      SN: 525813123	\$35,000	July 2004
15.	2005 IMC Ejector Dirt Scraper Model 19GE                      SN: 0294	\$56,125	November 2005

**continued**

**Major Equipment (continued)** ***updated January 2009***

	YEAR / MAKE / MODEL	PURCHASE PRICE	DATE PURCHASED
16.	2006 Caterpillar Bulldozer Model D6R LGPA SN: WRG00664	\$296,670	December 2006
17.	2007 Kobelco SK250 Excavator Model SK250LC SN: LL09U1343	\$191,012	April 17, 2007
18.	2007 Dressta Dozer Model TD15M SN: 4950014P033524	\$241,060	October 25, 2007
19.	2006 John Deere Tractor Model 9320 SN: RW9320P040872	\$143,500	January 2, 2008
20.	2008 DresstaWaste Handler Dozer Model TD-20M LA SN: 2023P0210	\$404,076	August 19, 2008

**TOTAL OF DISTRICT OWNED EQUIPMENT: \$2,299,304**

*Northeast Arkansas Regional Solid Waste Management District*

**Vehicles**      ***updated January 2009***

	YEAR / MAKE / MODEL	PURCHASE PRICE	DATE PURCHASED
1.	1980 Mack Roll-Off Truck (at Samuel's Gin) TAG: X-4549      VIN: MR685S3112	\$42,480	December 1990 TITLE: 9104211923
2.	1996 Mack Roll-Off Truck (in transfer building) TAG: X-8919      VIN: 1M2B209COTM019320	\$73,135	January 1996 TITLE: 9600511468
3.	1997 Dodge 4-wd ext cab P-U Truck (class 1 area) TAG: 421 AEL      VIN: 3B7HF13Y7VM544797	\$23,528	March 1997 TITLE: 9710021910
4.	1989 Ford Dually 4 door P-U Truck (class 4 area) TAG: 848 BSH      VIN: 2FTJW35G7KCA52537	\$10,000	May 1998 TITLE: 9949836913
5.	1999 International Roll-Off Truck (recy & fctrs) TAG: X-8926      VIN: 1HTGGATT8XH579646	\$78,115	May 1998 TITLE: 9949836903
6.	1965 Kaiser Jeep 6-wd (fuels/oils to equipment) TAG: X 10528      VIN: 4G-9664	\$2,750	July 1998 TITLE: 99401C3456
7.	1977 Ford F-350 P-U Truck (welding) TAG:      VIN: X37SK086175	\$1,800	April 1999 TITLE: 99499124830
8.	1999 Kenworth Dump Truck (gravel to landfills) TAG: X-8837      VIN: 1NKWLBOX7XR815942	\$72,500	May 2000 TITLE: 8010006086
9.	2001 International Roll-Off Truck (recy & fctrs) TAG: X-10445      VIN: 1HTGGATT21H371124	\$87,645	October 2000 TITLE: 99400A5467
10.	1998 Oldsmobile Bravada (office staff use) TAG: 381 GCA      VIN: 1GHDT13W6W2724166	\$12,800	January 2002 TITLE: G010201264
11.	1994 Ford P-U Truck (maintenance all around) TAG: 653 BSH      VIN: 1FTDF15Y1RLB04917	\$4,200	March 2002 TITLE: 28010202740
12.	2003 GMC Sonoma ½ Ton P-U Truck (maint) TAG: 287 IGO      VIN: 1GTDT13X03K109834	\$15,500	November 2004 TITLE: 6010423612
13.	2002 GMC Sierra ¾ Ton P-U Truck (Jim) TAG: 289 IGO      VIN: 1GTHK23G72F122758	\$27,500	January 2005 TITLE: 9910506205
14.	2006 Doolittle 7' x 14' TA Enclosed Cargo Trl. TAG: X-14462      VIN: 1DGCS14226M066632	\$5,000	May 2006 TITLE: 999406E1102
15.	2007 International Roll-Off Truck (recy & fctrs) TAG: X-11525      VIN: 3HTWYSAT87N481658	\$119,000	December 2006 TITLE: 16010700883
16.	2002 Chevrolet ½ Ton P-U Truck (Garland) TAG: 132 LWH      VIN: 2GCEK19TX21102755	\$15,950	April 5, 2007 TITLE: 16010706890
17.	2000 Chevrolet ½ ton P-U Truck (maint) TAG: 848 BSH      VIN: 1GCEK14V3YZ311358	\$5,500	October 26, 2007 TITLE: 2801071231
18.	2008 Mack Roll-Off Truck (recy & fctrs) TAG: X Truck 15626VIN: 1M2AX04C28M003342	\$134,736	August 15, 2008 TITLE: 16010817134

**TOTAL OF DISTRICT OWNED VEHICLES: \$732,139**

**Section 2.105**

**Current Services**

*A.C.A. §8-6-704. Boards - Powers and duties. "(a) The regional solid waste management boards shall have the following powers and duties:*

- (1) To collect data, study, and initially evaluate the solid waste management needs of all localities within their districts, as provided in § 8-6-716, and to publish their findings as a regional needs assessment;*
- (2) To evaluate on a continuous basis the solid waste needs of their districts, and thereby update the regional needs assessments at least biennially;*
- (3) To formulate recommendations to all local governments within their districts on solid waste management issues, and to formulate plans for providing adequate solid waste management...."*

*A.C.A. §8-6-710. Solid waste management responsibility. (a)(1) Each regional solid waste management board shall be the governmental entity primarily responsible for providing a solid waste management system for the district.*

**A. Collection Services**

1. Describe the role the District plays in the development and implementation of collection services.

***The district is not involved in the development of, or implementation of collection services. However, the district's board members are involved individually. That is, the county judges and their quorum courts invite bids for collection services and award the contract for collection services for garbage collection in the rural area. Likewise, mayors and their city councils provide a sanitation department (or invite bids from private haulers) for garbage collection within their cities.***

2. List all counties and/or municipalities in the District that have door-to-door/curbside collection service.

	<b>Population</b>	<b>Funded by:</b>
<b>Greene County rural area:</b>	<b>15,314</b>	<b>Resident pays hauler.</b>
<b>City of Paragould:</b>	<b>22,017</b>	<b>Charge is on the light bill.</b>
<b>Clay County Rural area:</b>	<b>8,019</b>	<b>Resident pays hauler.</b>
<b>City of Corning:</b>	<b>3,679</b>	<b>City taxes.</b>
<b>City of Piggott:</b>	<b>3,894</b>	<b>Resident pays hauler.</b>
<b>City of Rector:</b>	<b>2,017</b>	<b>Resident pays hauler.</b>
<b>Lawrence County Rural area:</b>	<b>10,032</b>	<b>Resident pays hauler.</b>
<b>City of Hoxie:</b>	<b>2,817</b>	<b>Resident pays hauler.</b>
<b>City of Walnut Ridge:</b>	<b>4,925</b>	<b>Resident pays hauler.</b>
<b>Randolph County Rural area:</b>	<b>11,677</b>	<b>Resident pays hauler.</b>
<b>City of Pocahontas:</b>	<b>6,518</b>	<b>Charge is on light bill.</b>

3. Include the funding mechanism that provides the service (county tax, water bill, etc.), to the extent information is available or to the best of your ability.

***The funding mechanism is shown above.***

4. What types of services do the counties or municipalities rely on for collection?

***The cities provide weekly collection of household waste and appliances, etc. Contractors provide weekly collections of regular household waste and at least an annual collection of other waste such as from spring cleaning of garages, basements, etc.***

5. Whose responsibility is it to arrange for collection in each county?

***The county judge and quorum court in each of the four counties.***

6. Is participation mandatory or voluntary?

***Participation is voluntary.***

7. What is the percentage of the District's residents that do not participate in a collection service?

***Estimated at approximately 10 percent of the rural area do not participate.***

8. List all counties and/or municipalities within the District that do not have access to some type of collection service or access to an adequate collection service. Include populations.

***All cities in the four counties do have collection services provided by city sanitation departments, or by private haulers. All four counties have collection services provided to the rural areas by private haulers.***

9. Is there a system that works well within the District? Explain.

***Currently, the most efficient and effective service is provided by the City of Paragould. The city's fleet of ten sanitation trucks collects household waste twice per week and pick up appliances, yard waste, and other items on a third day of the week. Business waste is picked up on a weekly basis. Fees for household collection are included on residential monthly electric/water billings.***

10. Describe progress and setbacks in collection service efforts within the District.

***Considerable progress began in 1995 when we discontinued using dumpsters in our rural areas, and our county judges contracted with private haulers for household garbage collection. Clay County suffered setbacks when their hauler was unable to collect fees from many residents and he went out of business. Greene County was unable to make garbage collection mandatory and this posed problems with their hauler who originally entered into the contract because he thought he was guaranteed that every household was to participate in the program. Unfortunately, the hauler's profits were decreased due to the program being voluntary rather than mandatory. His company decided not to renew the contract.***

11. Provide an evaluation of solid waste collection needs within the District.

***The counties and cities provide waste collection to residents and businesses. Currently, we are not aware of any collection needs.***

**B. Disposal Services**

A.C.A. §8-6-704. Boards - Powers and duties. "(a) The regional solid waste management boards shall have the following powers and duties:

(4) To issue or deny certificates of need to any applicant for a solid waste disposal facility permit within their districts with the exception of permits for landfills when a private industry bears the expense of operating and maintaining the landfill solely for the disposal of waste generated by the industry or wastes of a similar kind or character;...."

1. Describe the role the District plays in the development and implementation of disposal services.

***The district's role in the development and implementation of disposal services is that the district provides a regional landfill. There are more than 90,000 people and several hundred businesses within the four county area that depend on the district's board of directors to provide the greatly needed landfill and recycling operations.***

2. Does the District own and/or operate or partner with others on any disposal facilities?

***The district owns the regional landfill and recycling operations.***

***No. The district does not partner with other individuals or agencies.***

3. What part does the District play in the disposal of wastes for its citizens?

***The District provides a class 1 sanitary landfill and a class 4 landfill.***

4. What counties or municipalities own and/or operate or partner with others on any disposal facilities?

***Most of the waste collected in Lawrence County is hauled to Downum's Disposal Services Transfer Station in Hoxie. From there it is transported to the district's landfill. Randolph County's transfer station is available to all residents and businesses. Waste is then transported to the district's landfill.***

5. What part do the counties or municipalities play in the disposal of wastes for its citizens?

***The cities collect and haul waste to the district's landfill for disposal, or they contract with private haulers. The four counties contract with private haulers for residential waste collection and disposal.***

6. Describe progress and setbacks in disposal service efforts within the District.

***Each of the four counties suffered setbacks in the early 1990's due to new legislation that prohibited green boxes in the rural areas. Although this***

**did cause some problems for the district's county judges, it allowed for a better system to be implemented. The county judges contracted with private haulers to collect the waste from households and business and transport the waste to the district's landfill for proper disposal. Currently there are several private haulers competing for business in the district.**

7. Provide an evaluation of solid waste disposal needs within the District

**The counties collection system – contracts with private haulers – is working satisfactorily. The haulers are providing a good service to the residents and businesses at a fair price.**

### C. Recycling Services

A.C.A. §8-6-704. Boards - Powers and duties. "(a) The regional solid waste management boards shall have the following powers and duties: .... (7) To establish programs to encourage recycling;....."

A.C.A. §8-6-720. Opportunity to recycle - Recyclable materials collection (a)(1) Beginning July 1, 1992, each regional solid waste management board shall ensure that its residents have an opportunity to recycle. "Opportunity to recycle" means availability of curbside pickup or collection centers for recyclable materials at sites that are convenient for persons to use.....et al."

1. Describe the role the District plays in the development and implementation of recycling services.

**The district's executive director and the recycling center manager suggest various recycling services to the board of directors for approval. Upon approval, the executive director and recycling center manager implement the recycling service.**

2. Does the District (County or Municipality within) have a recycling coordinator?

**The district's executive director and the recycling center manager coordinate the recycling activities and sale of collected materials.**

3. Provide a description of each recycling project within the District. **updated January 2009**

Project	Grant Amount	Year	Description
NE1 Recycling Bins	\$ 5,000	1994	Provide recycling
NE2 Not submitted			
NE3 Freon Recovery Machine	\$ 2,395	1994	Purge freon
NE4 Education	\$ 2,000	1994	Recycling brochures
NE5 Scales	\$ 15,611	1994	Weigh waste & recyclables
NE6 Administration	\$ 8,000	1994	Administration
NE7 MRF Improvements	\$ 22,605	1994	Improvements
Total Project funding in 1994:	\$ 55,611		

Project	Grant Amount	Year	Description
NE1 Buy 3 brush chippers	\$ 50,568	1995	Mulch tree limbs
NE2 Administration	\$ 5,000	1995	Administration
NE3 MRF Improvements	\$ 1,961	1995	Improvements
Total Project funding in 1995:	\$ 57,529		

*Northeast Arkansas Regional Solid Waste Management District*

<b>Project</b>	<b>Grant Amount</b>	<b>Year</b>	<b>Description</b>
<b>NE1 Roll-off truck</b>	<b>\$ 32,529</b>	<b>1996</b>	<b>Partially fund Roll-off truck</b>
<b>NE2 Recycling worker</b>	<b>\$ 12,000</b>	<b>1996</b>	<b>Hire worker</b>
<b>NE3 Education</b>	<b>\$ 3,000</b>	<b>1996</b>	<b>Recycling education</b>
<b>NEA Administration</b>	<b>\$ 10,000</b>	<b>1996</b>	<b>Administration</b>
<b>Total Project funding in 1996:</b>	<b>\$ 57,529</b>		
<b>NE1 Roll-off truck (final amt)</b>	<b>\$ 45,586</b>	<b>1997</b>	<b>Partially fund Roll-off truck</b>
<b>NE2 Recycling center</b>	<b>\$ 12,000</b>	<b>1997</b>	<b>Continue worker</b>
<b>NE3 Education</b>	<b>\$ 1,000</b>	<b>1997</b>	<b>Recycling education</b>
<b>NE4 Recycling bins</b>	<b>\$ 8,303</b>	<b>1997</b>	<b>Provide recycling</b>
<b>NE5 MRF Improvements</b>	<b>\$ 3,611</b>	<b>1997</b>	<b>Improvements</b>
<b>NEA Administration</b>	<b>\$ 1,169</b>	<b>1997</b>	<b>Administration</b>
<b>Total Project funding in 1997:</b>	<b>\$ 71,669</b>		
<b>NE1 Open top containers</b>	<b>\$ 6,500</b>	<b>1998</b>	<b>Bins - glass &amp; metal</b>
<b>NE2 Recycling bins</b>	<b>\$ 8,500</b>	<b>1998</b>	<b>Provide recycling</b>
<b>NE3 Recycling center</b>	<b>\$ 12,595</b>	<b>1998</b>	<b>Continue worker</b>
<b>NE4 Front end loader</b>	<b>\$ 50,000</b>	<b>1998</b>	<b>White goods, etc.</b>
<b>NEA Administration</b>	<b>\$ 10,000</b>	<b>1998</b>	<b>Administration</b>
<b>Total Project funding in 1998:</b>	<b>\$ 87,595</b>		
<b>NE1 Roll-off truck</b>	<b>\$ 50,000</b>	<b>1999</b>	<b>Partially fund Roll-off truck</b>
<b>NE2 Recycling center</b>	<b>\$ 15,000</b>	<b>1999</b>	<b>Continue worker</b>
<b>NE3 Recycling center</b>	<b>\$ 7,500</b>	<b>1999</b>	<b>Improvements</b>
<b>NEA Administration</b>	<b>\$ 5,003</b>	<b>1999</b>	<b>Administration</b>
<b>Total Project funding in 1999:</b>	<b>\$ 86,003</b>		
<b>NE1 Roll-off truck</b>	<b>\$ 35,000</b>	<b>2000</b>	<b>Partially fund Roll-off truck</b>
<b>NE2 Recycling center</b>	<b>\$ 15,000</b>	<b>2000</b>	<b>Continue worker</b>
<b>NE3 Roll-off bins</b>	<b>\$ 9,074</b>	<b>2000</b>	<b>Recycling Bins</b>
<b>NE4 Education</b>	<b>\$ 5,428</b>	<b>2000</b>	<b>Education</b>
<b>NEA Administration</b>	<b>\$ 15,296</b>	<b>2000</b>	<b>Administration</b>
<b>Total Project funding in 2000:</b>	<b>\$ 80,428</b>		
<b>NE1 Recycling center</b>	<b>\$ 42,519</b>	<b>2001</b>	<b>Expand MRF &amp; baler</b>
<b>NE2 Recycling center</b>	<b>\$ 20,000</b>	<b>2001</b>	<b>Continue worker</b>
<b>NE3 Recycling bins</b>	<b>\$ 10,000</b>	<b>2001</b>	<b>Recycling bins</b>
<b>NE4 Education</b>	<b>\$ 5,000</b>	<b>2001</b>	<b>Recycling education</b>
<b>NEA Administration</b>	<b>\$ 15,797</b>	<b>2001</b>	<b>Administration</b>
<b>Total Project funding in 2001:</b>	<b>\$ 93,316</b>		
<b>NE1 Recycling center</b>	<b>\$ 70,000</b>	<b>2002</b>	<b>Continue workers</b>
<b>NE2 Recycling center</b>	<b>\$ 15,303</b>	<b>2002</b>	<b>Expand MRF (final)</b>
<b>NEA Administration</b>	<b>\$ 15,797</b>	<b>2002</b>	<b>Administration</b>
<b>Total Project funding in 2002:</b>	<b>\$ 101,100</b>		



# *Northeast Arkansas Regional Solid Waste Management District*

<b>Project</b>	<b>Grant Amount</b>	<b>Year</b>	<b>Description</b>
<b>NE1 Recycling center</b>	<b>\$ 66,591</b>	<b>2003</b>	<b>Continue workers</b>
<b>NEA Administration</b>	<b>\$ 15,797</b>	<b>2003</b>	<b>Administration</b>
<b>Total Project funding in 2003:</b>	<b>\$ 82,388</b>		
<b>NE1 Recycling Center</b>	<b>\$ 74,796</b>	<b>2004</b>	<b>Continue workers</b>
<b>NE2 Recycling center</b>	<b>\$ 35,082</b>	<b>2004</b>	<b>Replace skid-steer</b>
<b>NEA Administration</b>	<b>\$ 10,000</b>	<b>2004</b>	<b>Administration</b>
<b>Total Project funding in 2004:</b>	<b>\$119,878</b>		
<b>NE1 Recycling center</b>	<b>\$100,000</b>	<b>2005</b>	<b>Continue workers</b>
<b>NEA Administration</b>	<b>\$ 13,943</b>	<b>2005</b>	<b>Administration</b>
<b>Total Project funding in 2005:</b>	<b>\$113,943</b>		
<b>NE1 Recycling Center</b>	<b>\$ 92,787</b>	<b>2006</b>	<b>Purchase roll-off truck</b>
<b>NEA Administration</b>	<b>\$ 15,000</b>	<b>2006</b>	<b>Administration</b>
<b>Total Project funding in 2006:</b>	<b>\$107,787</b>		
<b>NE1 Recycling Center</b>	<b>\$81,907.37</b>	<b>2007</b>	<b>Continue workers</b>
<b>NE2 Recycling Center</b>	<b>\$14,250</b>	<b>2007</b>	<b>Construct concrete slabs</b>
<b>NEA Administration</b>	<b>\$15,796.93</b>	<b>2007</b>	<b>Administration</b>
<b>Total Project funding in 2007</b>	<b>\$111,954.30</b>		
<b>NE1 Recycling Center</b>	<b>\$105,410</b>	<b>2008</b>	<b>Purchase roll-off truck</b>
<b>NE2 Recycling Center</b>	<b>\$ 5,000</b>	<b>2008</b>	<b>Recycling Center Improvements</b>
<b>NEA Administration</b>	<b>\$ 10,000</b>	<b>2008</b>	<b>Administration</b>
<b>Total Project funding in 2008</b>	<b>\$120,410</b>		

**Special Funding awarded in Year 2006 for Electronics Waste Grant Applications:**

1. Purchase an enclosed cargo trailer to collect electronic waste. **\$7,000**
2. Publish E-Waste Recycling ads in local newspapers and on the radio. **\$2,720**
3. Pay transportation for two tractor-trailer truck loads to Texarkana, Texas. **\$1,200**
- Total Project funding in 2006 for E-Waste recycling:** **\$10,920**

**Special Funding awarded in Year 2008 for Electronics Waste Grant Applications:**

1. Pay transportation for two tractor-trailer truck loads of electronics waste to UNICOR Federal Prison Industries in Texarkana, Texas. **\$3,600**
- Total Project funding in 2008 for E-Waste recycling:** **\$3,600**

3. Include recycling and marketing efforts on the part of local programs, their principal end-users, and successes and failures.

**The district provides recycling opportunities throughout the district. Items collected and sold are: Clear glass, old newsprint, corrugated cardboard, office paper, and aluminum cans are sold to Hummelstein Recycling. Plastic soda bottles and plastic milk jugs are sold to MDK. Scrap metals are sold to SHAMCO Recycling. Electronic items are shipped to Unicor Federal Prison Industries in Texarkana Texas. The district's recycling program has been progressive and successful since its inception in 1993.**

4. A.C.A. §8-6-720 requires that at least one Recyclable Materials Collection Center be established in each county of a District unless the Arkansas Pollution Control and Ecology Commission grants the Board an exemption. List these facilities and their locations.

***The Northeast Arkansas Recycling Center at the Regional Landfill - 1810 Greene 890 Road, Paragould accommodates the following collection bins:***

- |                                |  |
|--------------------------------|--|
| <b><i>Clay County:</i></b>     | <b><i>1. Corning: Park Elementary School, Harb Street</i></b><br><b><i>2. Corning: Central Elementary School, West 4<sup>th</sup> Street</i></b><br><b><i>3. Piggott: Country Mart Parking Lot at E. Main Street</i></b><br><b><i>4. Rector: City Shop at 13<sup>th</sup> &amp; South Main Streets</i></b> |
| <b><i>Greene County:</i></b>   | <b><i>1. Paragould: Parking lot at North Poplar &amp; 2<sup>nd</sup> Ave.</i></b><br><b><i>2. Paragould: Parking lot at Public Works Department</i></b><br><b><i>3. Marmaduke: Municipal Building, 104 S. 1<sup>st</sup> Street.</i></b>   |
| <b><i>Lawrence County:</i></b> | <b><i>1. Walnut Ridge: Police station at corner of Hwys 412 &amp; 67.</i></b><br><b><i>2. Hoxie: City Park at Southwest Gibson Street.</i></b>   |
| <b><i>Randolph County:</i></b> | <b><i>1. Pocahontas: City Shop - Cedar Street.</i></b><br><b><i>2. Pocahontas: Transfer station at closed out landfill.</i></b>  |

5. List composting facilities in the District.

***The District does not currently operate a composting facility. Tree limbs and yard debris brought to the landfill are run through a grinder at the landfill and the product is given to residents as mulch for their home landscaping needs.***

6. Provide the volume and types of materials that were recycled in the District during the previous year. ***updated January 2009***

<b><i>MATERIAL in FY '06 &amp; '07 (07/01/07 - 06/30/08)</i></b>		<b><i>FY 2006</i></b>	<b><i>FY 2007</i></b>
		<b><i>POUNDS</i></b>	<b><i>POUNDS</i></b>
<b><i>1. White Goods:</i></b>		<b><i>492,159</i></b>	<b><i>129,060</i></b>
<b><i>2. Old Newspaper:</i></b>		<b><i>187,316</i></b>	<b><i>153,895</i></b>
<b><i>3. Old Corrugated Containers (OCC):</i></b>		<b><i>0</i></b>	<b><i>80,620</i></b>
<b><i>4. Tin &amp; Steel:</i></b>		<b><i>140,700</i></b>	<b><i>8,835</i></b>
<b><i>5. Clear Glass (GLC)</i></b>		<b><i>8,555</i></b>	<b><i>9,139</i></b>
<b><i>6. Mixed Office Paper (MOP)</i></b>		<b><i>18,456</i></b>	<b><i>24,000</i></b>
<b><i>7. Plastic Soda Bottles (PET)</i></b>		<b><i>15,302</i></b>	<b><i>18,329</i></b>
<b><i>8. Natural &amp; Colored Milk Jugs (HDPE)</i></b>		<b><i>9,639</i></b>	<b><i>8,860</i></b>
<b><i>9. Aluminum</i></b>		<b><i>1,751</i></b>	<b><i>776</i></b>
<b><i>10. Batteries</i></b>		<b><i>0</i></b>	<b><i>160</i></b>
<b><i>11. Electronic Waste</i></b>		<b><i>47,640</i></b>	<b><i>47,680</i></b>
<b><i>12. Plastic Bags</i></b>		<b><i>3,956</i></b>	<b><i>763</i></b>
<b><i>13. Magazines</i></b>		<b><i>0</i></b>	<b><i>16,445</i></b>
<b><i>13. Mixed Books</i></b>		<b><i>7,074</i></b>	<b><i>30,414</i></b>
<b><i>TOTAL:</i></b>		<b><i>932,548</i></b>	<b><i>641,616</i></b>

7. Do counties and municipalities in the District cooperate on recycling and marketing efforts?

***The district's counties and municipalities cooperate in all aspects of its recycling ventures.***

8. Describe progress and setbacks in recycling and marketing efforts by the District.

***The District has made considerable progress since beginning its recycling program in 1993. What started as a small recycling center and two recyclable materials collection containers in Paragould for just a few types of recyclables, has evolved into a much larger building (with a larger baler) accommodating eleven collection containers and fourteen different types of materials.***

9. Provide an evaluation of recycling needs within the District.

***The District has continually progressed over the past twelve years and accommodates the recycling needs of all 90,000 residents and several hundred businesses in the four-county region. Currently, the district's recycling needs have been satisfied through funding from recycling grants and landfill tipping fees.***

10. Complete and append the annual reporting forms specific to the District's Recycling Program. (Recycling Program reporting forms shall be supplied separately from the Recycling Branch of the Arkansas Department of Environmental Quality, Solid Waste Management Division).

***ADEQ's Recycling Activity Survey for Reporting Period July 1, 2007 through June 30, 2008 are included in the appendix. ADEQ's Recycling Grants Progress Reports for July 2008 are also included in the appendix.***

**NOTE:** If any of the responses to the questions listed above are also covered in the Recycling Program's reporting forms, please disregard the questions listed above and supply the responses on the forms themselves. This **shall serve as the annual Recycling Program reporting required of Districts under statute and Regulations 11 and 28.**

Completed reporting forms particular to the District's recycling program shall become an integral to the District's originally approved plan, and shall be required to be updated and submitted along with the Annual Report. (This does not apply to forms relating to recycling grant requests and disbursements.)

**D. Waste Reduction Services**

A.C.A. §8-6-711. District solid waste management system. (a) A district is authorized to own, acquire, construct, reconstruct, extend, equip, improve, operate, maintain, sell, lease, contract concerning, or otherwise deal in facilities of any nature necessary or desirable for the control, collection, removal, reduction, disposal, treatment, or other handling of solid waste.

1. Describe the role the District plays in the development and implementation of waste reduction services.

***The District's recycling program is the primary means of reducing the amount of waste that is landfilled. The district's recycling program allows for various materials that would otherwise be landfilled. Some of these items are clear glass, metals, newspapers, cardboard & chipboard, office paper, plastic soda bottles and milk jugs. Recently, the district started allowing for electronic waste to be collected for recycling.***

2. List the waste reduction programs within the District (to the extent that information is available or to the best of your ability).

***The district's waste reduction program (recycling) is sponsored by the district which is a governmental non-profit operation.***

3. Provide an evaluation of waste-reduction needs within the District.

***The district's waste reduction programs adequately provide for the needs of the residents and businesses. In the future, the district may want to implement a curb-side collection of recyclable materials on a small scale – one city for example, to determine the cost involved and how effective it would be as compared with the current use of drop-off containers.***

**E. Special Materials Services**

A.C.A. §8-6-710. Solid waste management responsibility. (a)(1) Each regional solid waste management board shall be the governmental entity primarily responsible for providing a solid waste management system for the district.

**1. Illegal Disposal Services**

**a. Illegal Dumping Services**

- i. Describe the role the District plays in the development and implementation of Illegal dump control services.

***The district vests the responsibility for illegal dump control services to the county judges and sheriffs. They determine what actions are necessary to eliminate the dumpsites.***

- ii. Provide a list or a map of approximate locations of the illegal dump sites known to be located within the District.

***The locations of any dump-sites known to exist would be known by the county judges and their road department crews. The locations have not been provided to the solid waste district director.***

- iii. Provide an evaluation of illegal dump needs within the District.

***An illegal dumps control officer might be beneficial to the district. However, the district's county judges and mayors have agreed that their police departments and sheriffs departments are the authority for actions against people illegally dumping. There should be a state law that requires all residents and businesses in the state to provide their waste to private professional haulers. This would decrease the potential for people to dump their waste illegally. Further, making it unlawful for people to haul their own waste to the landfill would decrease the potential for illegal dumps and certainly a large amount of the litter along the roads and highways.***

**b. Litter Services**

- i. Describe the role the District plays in the development and implementation of litter control services.

***The district vests the responsibility for litter control services to mayors, county judges, city sanitation and county road departments, the Arkansas Highway Department, local civic groups, and persons required to perform public service work.***

- ii. Provide an evaluation of litter needs within the District.

***There needs to be a state law that requires all residents and businesses in the state to provide their waste to private professional haulers. This would decrease the potential for people to dump their waste illegally because they are not required to contract with a private hauler. Further, if it were unlawful for people to haul their own waste to the landfill would decrease the potential for illegal dumps and especially litter along the streets, roads, and highways.***

**c. Open Burning Services**

- i. Describe the role the District plays in the development and implementation of open burning services.

***The district's executive director, through approval of ADEQ, allows for open burning at the district's landfill whenever an ice-storm has occurred and caused tree damaged debris in the four counties. The district vests the responsibility for open burning permits to be issued by the cities fire departments.***

- ii. Provide an evaluation of open burning needs within the District.

***The procedure to obtain an Open Burning Permit needs to be publicized in order to have a more enforceable control. This would prevent homeowners from burning on days that are too windy, burning of unacceptable items (anything other than leaves and brush), and neglecting to control the fire by leaving the fire unattended.***

## 2. Waste Tire Services

A.C.A. §8-9-405. Waste tire grants. "(a) The Arkansas Department of Environmental Quality shall, by July 1, 1992, establish a program to make waste tire grants to regional solid waste management boards which desire, individually or collectively, to: (1) Construct or operate, or contract for the construction or operation of, a waste tire processing facility and equipment purchases therefore;.....et al."

### a. Waste Tire Program Services

- i. Describe the role the District plays in the development and implementation of waste tire management program services.

***The East Arkansas Planning and Development District provides waste tire collection trailers to several locations in the Northeast SW District. Those tires are hauled to the White River RSWMD Class 3T waste tire monofill at Bald Knob. Tires collected in roll-off containers by Eaton Moery Environmental Services (EMS) and other haulers are transported to the EMS tire monofill in Parkin for disposal.***

- ii. Describe the District's current waste tire collection, transportation, disposal program, and the type of process used to manage tires.

***Waste tire collection trailers are set at the county road departments in Clay and Lawrence counties; at the closed out landfill in Randolph County and at the district landfill in Greene County. Residents and tire companies are allowed to dispose of tires into the containers during the times the road departments and landfill are open. When tires are brought in to the collection center a manifest is completed showing the number and type of tires and the person's address. The manifests are collected and provided to the waste tire administrator. When containers are full the shop foreman at the county shop calls the tire collector and request the trailer be picked up and an empty one set in its place. The tires are hauled to White River RSWMD Class 3T waste tire monofill at Bald Knob for disposal.***

- iii. Does the program adequately serve the needs of the District? If not, what corrective measures are being undertaken?

***Yes, our waste tire collection and disposal program does adequately serve the needs of the entire district. A waste tire collection and disposal program has been in place since 1994 and has been***

***beneficial to the district by preventing the waste tires from being abandoned illegally and creating illegal dump-sites.***

- iv. List the waste tire collection centers for each county. Include the physical location. List the days and times of operation.

***Clay County Road Department  
2643 Heritage Park Road M-F 8-4  
Piggott, Arkansas  
Ph: 870 598-3204  
Clay County Road Department  
1016 Missouri Avenue M-F 8-4  
Corning, Arkansas  
Ph: 870 857-5156***

***Lawrence County Road Department  
1776 Highway 67 South M-F 8-4  
Hoxie, Arkansas  
Ph: 870 886-1120***

***NEA Landfill  
1810 Greene, 890 Road M-F 8-4  
Paragould, Arkansas  
Ph: 870 239-5572***

***Solid Waste Transfer Station  
145 Landfill Road M-F 8-4  
Pocahontas, Arkansas  
Ph: 870 892-3489***

- v. List the waste tire processing facility (ies) used by the District. Include the physical location.

<b><i>Eaton/Mowery Services (EMS) Class 3T waste tire monofill 74 CR 451 Parkin, AR 72373</i></b>	<b><i>White River RSWMD Class 3T waste tire monofill 220 Conway Road Bald knob, AR 72010</i></b>
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- vi. If a waste tire processing facility is not used, list the type of facility that is used. Include the physical location.

***Waste tires are disposed of by monofilling by EMS at the waste tire monofill in Parkin Arkansas and at the White River Class 3T monofill in Bald Knob.***

- vii. Include here (or append) the District's policy and procedures pertaining to waste tire issues.

***The district is in an agreement with Mississippi County and East Arkansas RSWMDs for disposal of tires through Eaton Mowery***

**Services and with East Arkansas Planning and Development District for disposal.**

**b. Waste Tire Counting Services**

- i. Describe the role the District plays in maintaining waste tire counts.

**The Northeast district does not maintain waste tire counts. Rather, any information concerning the number of tires is directed to the East Arkansas Regional Solid Waste Management District's representatives who administer the program.**

- ii. Describe the manifesting, accounting, or tire count process.

**The waste tire program administrator provides each waste tire collection facility with tire manifest forms. The shop foreman at each facility completes a form for each person who brings tires to the facility. A copy of each completed manifest is sent with the full container of tires.**

- iii. List the number and types of tires generated during the previous calendar year (2008).

**updated January 2009**

**Year 2008 = Passenger: 44,737      Truck: 2,770      Other: 182**

- iv. List the number and types of tires processed during the previous calendar year.

**None are processed. All our tires are monofilled.**

- v. List the number and types of tires disposed during the previous calendar year.

**Year 2008 = Passenger: 44,737      Truck: 2,770      Other: 182**

- vi. List the number and types of tires stored at the end of the previous calendar year.

**None were stored at the end of the year.**

- vii. Describe the type of disposition and give the percent of each type of disposition (i.e., 80% TDF; 20% waste tire chip aggregate).

**100 percent of our tires are monofilled.**

**c. Waste Tire Site Control Services**

- i. Describe the role the District plays in the development and implementation of waste tire site control services.

**The district works with each county judge on an individual basis depending on a particular waste tire collection center.**

- ii. Describe what the District is doing to control dumping of waste tires.

**The district's needs have been met in providing waste tire collection centers throughout the four counties. This has**



**provided our residents and businesses with collection and disposal services.**

- iii. For each prior calendar year, provide a list of the number of waste tire sites abated, locations, number and types of tires for each site, and the cost of cleanup of each site. (This information is used for the national report to the Rubber Users Directory.)

**There were no known sites. Therefore, the district did not perform any waste tire clean-ups.**

- iv. Describe how the District inventories waste tire sites.

**The district does not presently have any known waste tire sites. If a site is discovered and reported, the district notifies the tri-district waste tire administrator and the landowner of the specific details concerning the waste tire site. Details such as: approximate number of each type of tire, location of the tires, and access roads.**

- v. How many waste tire sites are currently known to exist within the District? List and give approximate locations, rank the sites in order of abatement urgency and specify potential risks to human health and the environment. Provide photos where available. Provide estimates of the number and types of tires at each site. Provide estimates of the cost to clean up each site. Identify for each site whether or not the District will need to apply for abatement funds to clean up the site. Provide a timeline to eliminate known waste tire sites.

**Currently, there are no known waste tire sites within the district.**

**NOTE: Responses to Waste Tire questions in the originally approved Plan and in subsequent Annual Reports shall serve as the annual Waste Tire Site Report required of Districts under statute and Regulation 14. (Separate reports will still be required for quarterly waste tire grant disbursements and for permitted waste tire facilities owned by Districts.) (Applications will still be required for waste tire grants.)**

### 3. Batteries Services

Describe the role the District plays in the development and implementation of lead-acid battery services.

**The district's recycling brochure indicates that automotive type batteries can be taken to the recycling center. Mostly, residents are taking their batteries to an auto parts house when purchasing a new battery. Some residents drop off their old batteries at the district's recycling center when they haul in other recyclables such as appliances.**

**The district does get some household type batteries in with other recyclables. These batteries are being stockpiled at the recycling center and will be provided to a collector for processing once a market is secured. The district has made considerable progress in lead acid battery collection over the years. In the past, we would receive several phone calls a month from residents asking where they could drop off their automotive batteries.**

***Now, through use of our brochure, the residents bring in their batteries without having to call to find out where to drop them off. The district's recycling brochure is our means of educating the public on where we are located in order to bring in their automotive batteries. We then sell the batteries to collectors for recycling.***

#### **4. Waste Oil Services**

Describe the role the District plays in the implementation of waste oil services.

***The district's recycling brochure indicates that we will accept waste oil. The oil must be brought in to the recycling center and most residents do that when they have other items such as appliances or batteries to drop off to us.***

***Waste oil brought in to the district is used in the waste oil fired furnace used to heat the recycling center. Oil brought in to county shops is used to fuel their waste oil furnaces to heat their shops.***

***Approximately 200 gallons are brought in each year and used for fueling the waste oil heater in the recycling center.***

***The district has made considerable progress over the years in collecting waste oil. Primarily, this came about when the district purchased a waste oil fired heater for its recycling center.***

***The district's recycling brochure is the means to educate the public that we will accept waste oil.***

***Presently, the district is collecting waste oil for its waste oil fired furnace in the recycling center. Some county shops are also collecting the oil for their waste oil fired furnaces. Otherwise, residents who change their own automobile oil are taking the waste oil to a garage where the oil is collected and sold to refineries for recycling.***

#### **5. Medical Waste Services**

Districts do not play any role in the development or implementation of medical waste services. Any questions that arise should be referred to the Department of Health.

#### **6. Hazardous Waste Services**

If not related to household use, Districts do not play any role in the development or implementation of hazardous waste services. Any questions that arise should be referred to the Hazardous Waste Division of the Department of Environmental Quality.

#### **7. Household Hazardous Waste Services**

- a. Describe the role the District plays in the development and implementation of household hazardous chemical waste services.

***Presently, the district has not developed a household hazardous chemical waste service.***

- b. Describe briefly how household chemicals are currently managed in the District and/or county.

***Presently, household chemicals are disposed of in household waste.***

- c. List household hazardous waste collection activities or locations within the District.

***Presently, there are no household hazardous waste collection activities or locations within the district.***

- d. Describe progress and setbacks in household hazardous waste collection service efforts within the District.

***There has been no progress in household hazardous waste collection service efforts within the district.***


- e. Provide a description of educational and technical services provided by the District as they relate to household hazardous chemical waste services.

***The district does not have an educational or technical service for household hazardous waste.***

#### **8. Waste Electronics Services**

- a. Describe the role the District plays in the development and implementation of waste electronics services.




***The district collects computers, printers, keyboards, pointing devices, telephones, fax machines, copiers, table top televisions, and various other electronic items from residents at no charge. The district then has the electronic wastes hauled to UNICOR Federal Prison Industries in Texarkana Texas. The district began accepting electronic waste in September 2004 and revised its recycling brochure to include those items.***



Do you have computers and other electronic items that you're no longer using and need to give away?

**We will take them for free.**  
That's right - no charge.

The electronic items will be recycled so please don't damage them.



We are the Northeast Arkansas Regional Recycling Center and we're located at the landfill, about 4 miles north of Paragould just off Highway 49.

**Call us at 239-5572 for directions, or for more information.**

We recycle lots of other things too such as plastic bottles, clear glass, all metals, cardboard, chipboard such as cereal boxes, computer paper, junk mail, newspapers, appliances, motor oil, automotive batteries, etc.

Get our brochure at your local mayor's office, or at your county judge's office.

**Please practice the 3 R's -- Reduce, Reuse, Recycle.**

***This ad was first published in the district's newspapers in September 2004.***

- b. Does the District have a waste electronics collection and/or recycling center? If yes, please describe.

***The district accepts electronic waste at the recycling center in Paragould. Also, residents and businesses can call the recycling center for information about computers and other electronic waste recycling.***

- c. Describe progress and setbacks about waste electronics service efforts within the District.

***The district implemented the waste electronics program in September 2004 and it is progressing as expected. So far there have been no setbacks.***

- d. Provide a description of educational and technical services provided by the District as they relate to waste electronics services.

***The district revised its recycling brochure in September 2004 to include electronic items. The district also advertised in six newspapers that electronic wastes are recyclable and are now acceptable.***

- e. Provide an evaluation of waste electronic needs within the District.

***We believe that offering an electronics recycling program will benefit our residents and will also result in an increase in the amount of electronic waste removed from the waste stream.***

**9. Construction and Demolition Waste Services**

- a. Describe the role the District plays in the development and implementation of construction and demolition waste services.

***The district applied for a class 4 permit in 2002 and it was approved by ADEQ in 2004. It allows for disposal of construction and demolition waste. Through use of the class 4 landfill, the district should see a longer expected useful life of its class 1 landfill. The district also provides roll-off services to businesses that need a large container for disposing of construction debris. Currently, all construction and demolition waste is disposed of in the district's class 4 landfill. Each of the four counties has contracted haulers who can provide collection of the materials and subsequently haul the waste to the district's landfill.***

***The district presently does not provide any literature concerning this type waste. However, it will do so at the next annual meeting with the news reporters.***

- b. Provide an evaluation of construction and demolition waste needs within the District

***The district constructed a class 4 landfill where all construction and demolition waste is disposed beginning in August 2004.***

**10. Other Solid Wastes Services**

- a. Describe the role the District plays in the development and implementation of services for any other solid wastes not previously covered in this document.

***Special waste - petroleum contaminated soil. The office manager advises the caller that certain procedures must be followed. The individual (or company) is referred to the district's engineers. Samples of the waste are collected for laboratory analyses. The samples are put through a toxic characteristic leaching procedure (TCLP) and volatile organic compounds (VOC) testing to determine if the waste is hazardous. If the waste shows higher levels of arsenic, barium, cadmium, chromium, lead, mercury, selenium, and silver than allowed by the Resource Conservation & Recovery Act (RCRA) then we cannot accept the waste. If the samples show levels within the RCRA parameters then we can accept the waste, but a higher fee is charged for the waste due to the risk involved in it being disposed of in the landfill. Petroleum contaminated soil is sampled and analyzed for total petroleum hydrocarbons (TPHs). This test is performed to evaluate the concentration of petroleum products in the material. Again, if the levels are higher than allowed then we cannot accept the waste. If the levels are within the parameters then we can accept the material but at a higher fee due to the risk involved. Special waste - asbestos. The office***

**manager provides the caller with procedures required for proper disposal of asbestos.**

**The district's program allows for the possible inclusion of any material to be recycled, and/or landfilled.**

**The district was collecting farmers' irrigation tubing (poly-pipe) at the landfill and giving it to a recycling company. This venture lasted a couple of years and then the company who was collecting the tubing began charging more for collection at the landfill than farmers were willing to pay.**

**The district provides guidance as necessary to anyone who calls or visits the landfill concerning waste that the individual is unsure of how to dispose of. The district's engineers provide technical services to those individuals and companies that are referred to them concerning special wastes.**

- b. Provide an evaluation of other solid waste needs within the District

**The district provides whatever services are necessary in order to accommodate proper disposal of waste.**

**F. Education and Public Awareness Services**

**1. District's Role**

Describe the role the District plays in the development and implementation of education and public awareness services relative to solid waste management areas and issues.

**The district relies a great deal on the newspaper articles describing the solid waste services and recycling opportunities available throughout the four counties.**

**The District's six newspapers publish the District's "Do You Recycle" notice each year. Also, representatives of two radio stations in the District interview the District's executive director concerning recycling and also discuss the newspaper notice.**

**2. Active Programs Utilized**

List active programs utilized by the District, such as Keep Arkansas Beautiful, Arkansas Recycling Coalition, and the Arkansas Department of Environmental Quality's Solid Waste Management Programs.

**The district calls on ADEQ's representatives from the recycling division to help educate the public in recycling. They do this through teacher workshops held each year at appropriate locations in the district. The**

***district is also a member of the Arkansas Association of Regional Solid Waste Management Districts (AARSWMD). Through attending these meetings the district gains knowledge in what is working for the other districts. Methods and procedures that are successful for a district might be tried and continued when feasible and if it enhances the district's programs.***

***Robert Hunter, Michelle Gillham, and Betsy Spetich of the Arkansas Department of Environmental Quality's Recycling Division, have helped the district with workshops geared to educating school teachers in the importance of recycling. The teachers are then better informed in what and how to teach concerning recycling.***

### **3. District Programs**

List in-house and other solid waste educational programs, litter programs, illegal dumping prevention programs, and any others not mentioned here. Describe the nature of each effort and level of participation. Include the following:

- a. Name of organization/sponsor

***District and ADEQ: recycling brochure is constructed, printed, and provided to county judges and mayors offices to be given to visitors to their offices.***

***District, local newspapers, and radio programs: any news to inform the public of our landfilling and recycling services available to them.***

- b. County or city

***All the district's counties and cities.***

- c. Addresses and phone numbers

***P.O. Box 753  
Paragould, AR 72451  
870 239-5572***

- d. Target participants

***All residents and businesses in our four county area.***

- e. Description of activities

***Landfilling services and recycling opportunities available to everyone.***

**4. Communication Strategies**

How is the District communicating with their citizens?

***Through various methods such as news articles after our monthly board of directors meetings, our recycling brochure, news articles about our free dumping day at the landfill on the last Saturday of April, news articles about our progress in recycling, radio interviews, and any means available to inform the public of what we do for them.***

***Anyone who resides, works, or is just traveling through our four counties are our customers.***

**5. Public Meetings/Communication**

- a. Are there regularly scheduled forums where the public can voice environmental concerns?

***Yes, at the district's monthly Board of Directors meetings.***

- b. Are Board meetings regularly scheduled?

***Yes, board meetings are regularly scheduled for the third Tuesday of each month at 10:30 a.m. in Paragould City Hall.***

- c. Are the meetings publicized or promoted for the public's knowledge? How - radio, television, newspaper, other?

***Yes, they are advertised in advance of our meetings in our regional newspaper The Jonesboro Sun which is distributed throughout the District's four counties. Also, our local newspaper reporter usually writes a story and it is published the day before the meeting telling the topics of interest and concern in our area.***

- d. Are there any opportunities for the public to receive training or current environmental information via a public forum or meeting?

***Yes, by attending any of the board meetings, the public's questions can be answered by the board, or the executive director, or the district's engineers, or its attorney.***

- e. Are there any public announcements, training, or education involving litter control awareness and illegal dump elimination?

***Currently, the District relies on the cities and counties to provide information concerning litter awareness and illegal dump elimination.***

**6. Internet Access**

Does the Regional Solid Waste Management Board have a web page? If so, provide the address.

***Currently, the District does not have a web page.***



**7. Publications**

Are there any newsletters or environmental publications for the public?

***Yes, the district's recycling brochure that describes the various types of recyclable materials we accept. Also, previous updates of the district's Regional Needs Assessment. The district has made great progress in educating the public on waste disposal and recycling. The district's board meetings are regularly written in the local newspapers, the district's recycling brochure is distributed to the county judges and mayors for visitors to their offices, and annual stories are written in the newspapers concerning the district's landfill and recycling operations. The district has not suffered any setbacks in education and public awareness efforts. The district should continue with its recycling brochure and with the annual newspaper stories concerning its landfill and recycling operations.***

**G. Other Services**

**1. Transportation**

a. What role does the District currently play in solid waste transportation issues and needs?

***The district requires that solid waste collected within the boundaries of the district be brought to the district's landfill for proper disposal.***

***The district has made considerable progress. County judges and mayors have required, by city and county ordinances and contracts with private haulers that solid waste collected within their cities and counties be brought to the district's landfill for disposal.***

***Currently there are no issues concerning transportation by the haulers.***

***The district does not anticipate any transportation needs for the next five years as all cities and counties have either sanitation departments or private haulers collecting and transporting the waste.***

b. Provide an evaluation of transportation needs within the District.

***All cities and counties have either sanitation type waste hauling trucks, or they have roll-on/off trucks for businesses and industries wastes. All haulers in the district have trucks that are adequate to effectively collect and transport wastes.***

**MINIMUM REQUIREMENTS FOR  
REGIONAL SOLID WASTE MANAGEMENT PLANS  
For the Regional Solid Waste Management Districts**

**PART TWO – CHAPTER TWO    ACTION PLAN**

A.C.A. §8-6-710. Solid waste management responsibility. (a)(1) Each regional solid waste management board shall be the governmental entity primarily responsible for providing a solid waste management system for the district.

**Section 2.201                      Mission Statement**

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Provide a mission statement for the Regional Solid Waste Management Board

***The Northeast Arkansas Regional Solid Waste Management Board's mission is to use sound judgment in governing their district owned landfill and recycling operations. Provide a landfill for proper disposal of waste from within the district's four counties. Provide recycling opportunities to its residents for recycling all marketable commodities. Provide a workforce that will operate the district's facilities in an effective and efficient manner. Provide a fleet of equipment and vehicles necessary to perform landfiling and recycling operations. Allow for landfiling fees necessary to fund all operations. Ensure that all public funds are deposited and maintained according to governmental auditing standards. Ensure that proper accounts are maintained to disburse funds for equipment, additional landfill acreage, construction of additional disposal cells, closure and post-closure care, and for normal and recurring work. Ensure that all cities and counties have adequate waste collection services either city or county owned, or contracted to private haulers. Ensure that all waste collection trucks are adequate for the purpose intended and licensed by the district. Provide our residents and businesses an area where their waste and recyclables are properly handled in accordance with federal and state mandated rules and regulations. Continue these operations in order to protect the health, safety, and welfare of everyone in our district.***

**A. Strategies**

1. Describe the role the District plays in the development and implementation of effective solid waste management programs as they relate to the six main goal areas of the **Statewide Solid Waste Management Plan**.

**Collection:** *The district has directed that the cities and counties collect waste within their jurisdictions, or contract with private haulers to collect the waste. Further, all waste that is acceptable at the district's landfill, must be disposed there.*

**Disposal:** *The district procured a permitted sanitary landfill, with a life expectancy well into the future, for the district's waste disposal needs. The district employs an adequate workforce and fleet of equipment and vehicles to operate the landfill in an effective and efficient manner.*

**Recycling:** *The district has several recyclable materials collection containers throughout the district to provide recycling opportunities to its residents. The district uses recycling grant funds and landfill tipping fees to fund the various projects necessary to enhance recycling.*

**Waste Reduction:** *The district accepts over a dozen recyclable materials. Because the materials are removed from the waste stream enables an increase in the life expectancy of the landfill.*

**Special Materials:** *The district allows for acceptable special materials to be disposed of in its landfill. A material must first be tested to ensure it is within the acceptable regulated parameters.*

**Education and Public Awareness:** *The district provides a recycling brochure that describes the types of acceptable materials, where the collection containers are located, etc. The district also relies on local newspapers to publish articles concerning landfilling and recycling efforts and successes of the district.*

2. What projects or efforts does the District expect to undertake or accomplish in order to attain these goals?

*The district has gone to great effort in undertaking and accomplishing the tasks necessary for proper collection of waste and recyclables. District regulations as well as city and county ordinances require waste be collected and hauled to the district owned landfill. All solid waste haulers are required to register their collection vehicles with the district annually.*

*The district procured and maintains a permitted class 1 sanitary landfill in order to provide for proper disposal for all haulers transporting waste to the landfill. The district recently constructed a class 4 landfill for construction type waste. The district procured additional land for landfill expansion to satisfy disposal needs well into the future. The district funded construction of a waste holding building to accommodate dumping during inclement weather. Necessary*

**equipment, vehicles, and other materials are purchased to ensure proper collection and transportation of waste and recyclables by the district.**

**The district has set recycling collection containers in each of its seven major cities and at a few other locations to provide recycling opportunities to its residents and businesses. The district funded the construction of a recycling center to accommodate sorting, baling, and loading needs. The district funds additional projects that will enhance its recycling program. These funds are provided by ADEQ through recycling grants and through the district by landfill tipping fees. The district accepts more than a dozen recyclable materials.**

**The district has reduced the waste stream through providing recycling opportunities to its residents. Since its beginning in 1993, the district has provided recycling opportunities and has expanded its program with additional equipment, buildings, and staff. More than 11,725,530 pounds of recyclable materials have been diverted from the landfill (years 1993 through 2008) because of the district's recycling program.**

**The district accepts allowable special materials at its landfill for proper disposal. Materials such as petroleum contaminated soil are properly disposed after acceptance of the district's engineer's approval.**

**The district provides recycling education through its recycling brochure. The brochure informs the public of the different materials that we accept and where the collections containers are located. The district's local newspapers inform the public of our recycling program as well as newsworthy items of interest concerning collection and disposal.**

**B. Outlook**

1. Describe the role the District hopes to play in the future development and implementation of effective solid waste management programs.

**The district will continue to own and operate its landfill and recycling accommodations. The district will continue to ensure that all cities are provided with waste collection and recycling opportunities.**

2. Identify areas where solid waste management efforts could be directed for the next decade as they pertain to the six main goal areas of the as they relate to the six main goal areas identified in the **Statewide Solid Waste Management Plan**.

**As it pertains to "Collection", the district's board of directors are knowledgeable in each county's and each city's collection programs. All programs have progressed considerably over the past decade. For example, rural area collection was accomplished by private haulers using whatever means available – pickup trucks and homemade**

**trailers. All but a few of those collectors have been replaced by more professional means such as collection type trucks manufactured specifically for both urban and rural waste collection. The district hopes that all haulers currently contracted with the counties and cities will remain in business and continue with fleets of vehicles appropriate for waste collection.**

**As it concerns “Disposal”, the district’s board of directors and staff are constantly developing new ideas and new innovations to continue their landfill in the most efficient and most effective manner. The district will purchase additional acreage which is available adjacent to the existing class 1 landfill. Further, the district is working with ADEQ staff to increase the height of wastes disposed. And, the district will work with ADEQ to allow permitting of more than 100 acres of closed out class 1 landfill disposal cells owned by Paragould and Greene County. This acreage is within the confines of the District’s landfill and is being maintained by the district’s landfill employees and equipment.**

**The district’s recycling program has also seen many changes over the past fifteen years, going from one recyclable collection container in Paragould to eleven throughout the district’s four-county area. However, the district continually looks for ways to enhance its operation. For example, how to better provide recycling opportunities to residents and businesses, how to add more items to the list of acceptable items, and how to better educate the public to get involved in the 3 R’s (Reduce, Reuse and Recycle) to help conserve resources and valuable landfill space.**

**Ideas for “Waste Reduction” are geared toward increased recycling. Whatever items the district can gain a market for will enable that many more tons of materials kept out of the waste stream.**

**Actions concerning “Special Materials” are implemented on a case by case basis as the need arises.**

**Although the district has been quite successful in educating the public in its landfilling and recycling operations, more attention will be directed to different approaches for increased effectiveness and success.**

Section 2.203

Goals

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A. District's High Level Goals

Keeping in mind the Department of Environmental Quality's Land Objectives and the Solid Waste Management Division's High-Level Goals (named under **Section 1.203** in **Part One** of the **Statewide Solid Waste Management Plan**), identify and explain at least three District-wide high-level goals for the next decade.

**Goal: relative to Land Objective 4 which is to reduce the amount of solid waste sent to landfill by 40% by 2005 and 45% by 2010, the district has already begun its quest to accomplish this goal. As shown on the district's chart "Tons disposed in the Landfill" has been on the decline the last few years. This relates accordingly to the district's chart "Recyclables collected and sold" over the past few years. The district intends to continue its drive to add more recyclable materials to its already large list of items.**

**Goal: Successful achievement in the previous goal will also serve to satisfy the ADEQ's High Level Goal C which is to increase solid waste management options to divert 40% of waste from landfills.**

**Goal: Continuous ability to provide a cost efficient landfill to serve the public's need for waste disposal. This is relative to the ADEQ's High Level Goal A which is that by 2010 all solid waste facilities {landfills for our purpose here} will be within 80% compliance with operation performance standards. The district has been successful in keeping in compliance. Quarterly inspections of the district's landfill show the district's ability to not only achieve this goal, but also to maintain a professionally operated landfill.**

B. District's Plan's Goal Areas

Keeping in mind the six major Goal Areas (named under **Section 1.203** in **Part One** of the **Statewide Solid Waste Management Plan**) should identify and explain the District's specific goals for each of these goal areas for the next decade. The six goal areas identified are:

**Collection  
Disposal  
Recycling  
Waste Reduction  
Special Materials  
Education and Public Awareness**

Regional Plans, at a minimum, should address each of the issues listed and should provide a goal-achievement discussion or strategy and a timeline for completion of each objective.

**1. Collection**

Based on available information, discuss collection needs and trends within the District that are anticipated during the next ten years.

*At a minimum:*

Examine and evaluate each county's collection systems and provide solutions for improvement. Examine and evaluate a District-based funding mechanism for the collection of all solid waste generated within the District.

***Greene, Clay, and Lawrence counties all have contracts with private haulers to collect waste throughout the rural areas. Most of the smaller cities and towns also are contracted with those haulers. Many of the private hauling companies also haul in our neighboring district's counties. This enables more of an assurance that the companies will continue in business, as they have in the past, for many years. Presently, the district does not see the need for any improvements to the status quo for each of the counties.***

***Randolph County does have haulers collecting waste throughout the rural areas and in the smaller cities and towns. The only difference is that Randolph county government does not have written contracts with any of the private haulers. Contracts with haulers might be a possible improvement in their system.***

***A sales tax could be used as the funding mechanism to pay for collection, hauling and final disposal of solid waste. This would benefit the haulers and the district. Currently, residents are billed by the hauler; tipping fees are charged to the haulers at the landfill. This sales tax would be charged to each person who purchases anywhere in the district. Inclusive would be homeowners and renters, businesses, and anyone traveling or visiting anywhere in the district. The rationale behind the sales tax for solid waste collection and disposal is similar in nature to the taxes levied on anyone who purchases in the district to fund police and fire department services. Just because someone is only passing through our area does not mean that they don't need, or want, police and/or fire department protection and services. Therefore, the same applies to visitors and travelers to our area. They will need to dispose of waste and so a "sales tax" would be levied on everyone to support the collection, hauling and final disposal of waste. The amounts disbursed to the solid waste collectors and to the landfill would be determined through an analysis of the costs involved to both entities and a certain profit margin built in to ensure the private haulers and the landfill could operate on the sales tax being applied to purchases.***

## 2. Disposal

Based on available information, discuss disposal needs and trends within the District that are anticipated during the next ten years.

*At a minimum:*

Provide and improve integrated solid waste management options that include, but are not limited to, disposal facilities, transfer stations, composting facilities, recycling facilities, household hazardous waste collection facilities, special materials facilities, processing facilities and material recovery facilities.

***The district's landfill will expand and therefore more land will need to be purchased. As the district grows in population, and as more businesses locate here, generates additional waste collection and disposal needs. It also means that the district's landfill will expand and therefore more land will need to be purchased. We believe the district will continue to operate the only landfill in the area. Presently, there are two transfer stations – one in Pocahontas for all Randolph County residents; and one in Hoxie to accommodate Lawrence County. It is possible that additional stations might be necessary, in Clay County for example, to benefit the haulers there. The need for a household hazardous waste collection facility is already necessary and it is possible, if funding is available, for it to be incorporated into the district's system within the next few years. The district's landfill serves as a collection site for all yard waste including tree limbs. The district grinds the materials and gives the materials back to residents for use in landscaping. However, although this has worked well over the years, it is possible that the district will construct a composting facility to accommodate the larger cities in the district. The district's recycling facility, and its programs, have been quite successful throughout the past ten years. However, as more recyclable materials are added to the list of acceptable materials, the district will probably expand its recycling center.***

## 3. Recycling

How will the District assure that Recycling follows the state legislated goal?

*At a minimum:*

Establish a realistic and achievable recycling goal for the District.

***The district's goal is to continue its recycling program and use additional methods to educate the public that recycling is the right thing to do. Further, the district will continue (as it always has) to look for more and more recyclable materials to add to the list of already acceptable materials. Also, continuation of record keeping of the types and weight of materials collected, sorted, baled, and sold will enable us to see the increases and/or trends in the collected materials. The district could review all its current methods of educating the public,***



***tracking the numbers related to the materials, and looking at what enhancements to any of the district's recycling projects might enable increases to the amounts recycled.***

***Timeline: the district's executive director, recycling center manager, and several mayors and county judges could begin this review in the future and submit their findings to the board.***

#### **4. Waste Reduction**

What will the District's direct efforts be with business, industry and households that will reduce the amount of waste entering the waste stream?

*At a minimum:*

Establish on-going public outreach programs that address waste reduction.

***The district's local newspapers will be the prime media for encouraging the public to recycle, and the district will convene meetings with the news reporters as a means of reaching the goal.***

***Timeline: meeting during April of 2006.***

***Also, the district could encourage business and industry managers to allow sessions with district staff. At the meetings the district could determine what materials the companies are throwing away that can be recycled by the district.***

***Timeline: begin later part of 2006 have analyses for review in summer of 2007.***

#### **5. Special Materials**

What role will the District take in proper management in each of the following special materials? *At a minimum:*

Identify problems related to each special material listed and explain how they will be addressed.

##### **a. Illegal Disposal**

##### **i. Illegal Dumping**

***The district could allow for illegal dumps on private property to be cleaned up by the land owner and the refuse be disposed at the landfill at either a reduced charge or perhaps even at "no charge". This will enable the district to reduce, and perhaps even eliminate, the number of dump-sites if any exist.***

***Problems: land owners may not be receptive to the idea, or may not have the means or necessary resources available to him/her.***

***Timeline: begin in fall of 2006 to determine the location of any dump-sites and meet with the land owner and offer help and advice on the "reduced or no charge" for dumping. Finalize report by 2007.***

***Inform the board of the numbers of sites cleaned up and the amount of funds lost due to the "reduced, or no charge" venture.***

**ii. Litter**

***The district implemented an extra charge at the landfill for any hauler not having a tarp covering the waste being hauled. This has reduced the amount of litter throughout the four-county area.***

***Problems: some haulers still do not tarp their loads.***

***Timeline: already started in January 2004.***

**iii. Open Burning**

***The district could, in cooperation with the county judges and mayors, publish notices in local newspapers of pertinent information concerning burning.***

***Problems: there are no county ordinances or resolutions in place in the rural areas that prohibit burning of any type of waste. Therefore, some rural residents might continue to burn waste.***

***Timeline: Begin in the spring of 2006. Finish – indefinite continuance.***

**b. Waste Tires**

***Continue to educate the public on the services available to them such as where waste tire collection bins are located, and other helpful information that will encourage land owners to take any stockpiled tires to the collection center. Also, each county could offer resources such as some manpower and trucks to remove the tires from the property.***

***Problems: land owners might not be readily available and might not even live on the property or even in the state. It might not be possible to find the land owner.***

***Timeline: Begin with newspaper articles in 2007.***

**c. Batteries**

***Same actions as those for open burning and waste tires.***

***Timeline: same as for burning and tires.***

**d. Household Chemical Waste**

***District staff could work with ADEQ recycling staff to construct a plan of action to do collections once or twice a year depending on the cost to the district and whether recycling grant funds or other funds could be obtained and used for the collection.***

***Problems: funding.***

***Timeline: could begin in 2007 and accomplish by 2008.***

**e. Waste Electronics**

***The district has already fulfilled this goal. The district started allowing electronic items to be brought to the district's recycling center at no charge.***

***Problems: none that could not be overcome.***

***Timeline: already accomplished.***

**f. Construction and Demolition Waste**

***The district has already fulfilled this goal. The district started in 2002 requesting a permit to construct a class 4 landfill. The permit was approved in the spring of 2004. The class 4 landfill was constructed in the summer of 2004. Waste was being disposed of in the class 4 in August 2004.***

***Problems: none that could not be overcome.***

***Timeline: already accomplished.***

**g. Other Solid Wastes**

***The district takes action on various types of waste as the situation warrants, and as it occurs.***

**6. Education and Public Awareness**

How will the District approach education and public awareness?

*At a minimum:*

Identify education and public awareness programs that incorporate integrated solid waste management systems.

***The district has had an ongoing public education program through its recycling brochure and news articles. The district has tried different ways of encouraging the public about the services that are available such as recycling programs and landfilling. The district works with news reporters to discuss the services and the article then incorporates solid waste and recycling into the story.***

**7. Other Goals**

How will the District approach other solid waste related goals?

*At a minimum:*

Identify other goals that incorporated into integrated solid waste management systems. Include any other goals that the Regional Solid Waste Management Board may have.

***The district's main goals are:***

***1. Continue to provide, as economically feasible as possible, the 90,000 residents and several hundred businesses in the four county region with a landfill constructed and operated according to the rules and regulations of the Federal Environmental Protection Agency and the Arkansas Department of Environmental Quality.***

- 2. Continue to provide recycling opportunities, as economically feasible, to the 90,000 residents in the four counties.**

Section 2.204

Goal Areas - Objectives

---

*A.C.A. §8-6-710. Solid waste management responsibility. a)(1) Each regional solid waste management board shall be the governmental entity primarily responsible for providing a solid waste management system for the district.*

Keeping in mind the information collected on the six major Goal Areas under Chapter Two – Activities Analysis, and the District’s specific goals for each named in the above section, provide information that could help the District attain its goals during the next ten years:

- List probable problems that the District might face
- List possible solutions that the District might follow

A. Collection

**Problems** *Collection in the rural areas is contracted out to private haulers by the county judges and quorum courts. The contracts are usually for two to five years. The hauler is responsible for billing the residents. The problem is that the system is voluntary and not all households subscribe to the collection service. This then results in the hauler sometimes going several miles down a county road to service one or a few houses, although there are many houses on that road. Sometimes haulers will not renew their contract because profits are less than expected.*

**Solutions** *Rural electric and water companies should cooperate with haulers and include the charge for rural garbage collection on every house that is served by the electric or water company. The electric company could charge a nominal fee for providing this cost collection service and submit the monthly cost for garbage collection to the contracted hauler.*

B. Disposal

**Problems** *There are currently no problems concerning disposal. The district provides a landfill for all the residents and businesses in the four county district and our engineers advise that the expected useful life of the landfill is at least 30 years.*

**Solutions** *There are currently no problems concerning disposal.*

C. Recycling

**Problems** *There are currently no problems associated with recycling. The district provides recycling collection containers in every major city within the district’s four counties for residents to drop off their recyclable materials.*

**Solutions** *None needed at this time.*

**D. Waste Reduction**

**Problems** *Recycling numbers have increased over the years, as evident in the tons collected and sold from its inception in 1993. However, residents and businesses need to be even more conservative and provide more recyclables at the drop off sites than to continue to dispose of the acceptable materials into their waste.*

**Solutions** *Provide a monetary or other tangible incentive to the residents for recycling. Our district could use some of the recycling grants to incorporate a monetary reward for recycling. That is, the resident writes his name (and other needed information) on a preprinted form and attaches the form to his bag of recyclable materials. The district's recycling manager draws a name each week (or on some other regularly scheduled time) and that person wins a savings bond. At the end of the year a name is drawn from all the monthly winners' names and that person wins a trip -- to an attraction somewhere in Arkansas.*

**E. Special Materials**

Identify problems and solutions for each of the following special materials?

**a. Illegal Disposal**

**i. Illegal Dumping**

**Problems** *Although the district provides a landfill, and the county governments provide a rural garbage collection service, the possibility for illegal dumping might exist. Usually the law enforcement authorities or other officials discover that the waste has been dumped in the rural area by someone who subsequently moved away. This results in not being able to have the individual(s) clean up the area, nor arrest the individual(s). The county road department workers then must clean up the area if it is on the county's right of way. If it is on private property the property owner then is responsible for cleaning up the area.*

**Solutions** *The state should:* 1. *Mandate that all residences and businesses provide their garbage to the contracted hauler for proper disposal at the district's landfill.* 2. *Mandate that no person can haul his own garbage anywhere unless the materials are considered to be outside the normal types of household garbage such as when doing spring cleaning around the house or cleaning out storage areas or garages.* 3. *Mandate that rural electric companies include garbage collection fees on the electric bill.*

**ii. Litter**

**Problems** *The larger portion of litter along the roads and highways is probably the result of people hauling their own garbage to the landfill. These "self-haulers" usually are only trying to save a few dollars*

**by doing the job themselves rather than to provide the garbage to the professional contracted haulers for a monthly fee. Most of these self-haulers do not tarp their loads and do not care that some, or much, of their garbage blows out of their trucks and trailers onto the roads and highways.**

**Solutions** *Effective January 1, 2004, the Northeast Solid Waste district was authorized by the board of directors to begin charging self-haulers more if their truck or trailer is not tarped. Beginning in January the haulers were forewarned that the extra charge will be collected from them for successive hauls to the landfill. The district landfill office workers try to persuade the haulers that they are actually getting a discount if their load is tarped.*

**iii. Open Burning**

**Problems** *Although open burning is not as prevalent as it was several years ago, it does exist to some degree. As with self-haulers, the individual(s) who choose to burn their garbage are those who do not care about the dangers to themselves and others when they burn the garbage. Local sheriffs deputies in our area are burdened with trying to curb drug related and other crimes and do not always have the time necessary to warn or arrest anyone who is burning garbage. District officials and landfill staff are aware that persons are burning because of burn barrels that are brought to the landfill, the individuals are allowed in to the landfill because the burned garbage and barrel would only end up being thrown out into the county road ditch or alongside the road if we refused them entry.*

**Solutions** *Law enforcement , district officials, and city and county officials could try to encourage the individuals who are burning to discontinue that method because of the dangers involved and that it is illegal.*

**b. Waste Tires**

**Problems** *Currently, there does not seem to be a problem with waste tires because there are tire collection containers at several sites located throughout the four counties for residents and businesses to drop-off their tires.*

**Solutions** *Continue to educate the public about the drop-off sites and encourage them to properly dispose of their tires there.*

**c. Batteries**

**Problems** *Currently, there does not seem to be a problem with automotive batteries because of the nationwide law that requires that a \$10 deposit be collected at the time of sale of a new battery.*

**Solutions** *Continue the program.*

d. Household Chemical Waste

**Problems** *The cost to provide an area wide collection of household chemical waste is expensive because of transportation charges for it to be hauled to out of state locations.*

**Solutions** *Seek companies who would be willing to sponsor an area wide annual event to help fund the cost.*

e. Waste Electronics

**Problems** *Most electronics that are disposed of are obsolete computers and non-working televisions and radios. Unlike our society of only a few decades ago that was geared to repairing televisions and upgrading computers, we now live in a “disposable” society. That is, it is less expensive to buy a new television, and get a warranty with it, than it is to pay a repairman perhaps a few hundred dollars to repair the old set. It is the same with computers. Although the prices of computers were several thousand dollars just ten years ago, they now in most instances cost less than one thousand dollars. Therefore, people are more likely to buy new than to repair or upgrade.*

**Solutions** *Seek companies who would be willing to sponsor an area wide annual event to help fund the cost to transport the items to places in need of the computers.*

f. Construction and Demolition Waste

**Problems** *There is a large amount of wooden pallets being disposed in the district’s class 4 landfill.*

**Solutions** *Research possible companies that will accept the materials to reduce the waste mass and thereby increase disposal capacity and landfill life expectancy.*

g. Other Solid Wastes

**Problems** *None at this time.*

**Solutions** *None at this time.*

F. Education and Public Awareness

**Problems** *The public is informed about its regional landfill and recycling operations. However, unless they are interested in that subject matter then nothing anyone can do is going to make any headway in encouraging them to recycle, encourage them to not burn garbage, and to not haul their own garbage,*



**Solutions** *Provide tangible incentives for recycling such as already mentioned. Also, mandate by state laws that persons cannot burn garbage, nor can they haul their own garbage.*

**G. Other**

**Problems** *None at this time.*

**Solutions** *None at this time.*

A. Plan Implementation

Provide an administrative plan defining the implementation strategy, guidelines, policies and procedures.

***The bulk of the district's plan to implement solid waste and recycling programs or projects has been an on-going effort since the district's beginning in 1993. The district has fulfilled to the extent possible and practical all the requirements. That is:***

***Solid waste collection – all counties, cities, and towns have waste collection services provided to them.***

***Disposal – the district already provides both a class 1 landfill and a class 4 landfill for all four counties.***

***Recycling – the district already provides recycling opportunities to all four counties.***

***Waste reduction – the district currently is involved in waste reduction through its recycling programs.***

***Education – the district has made considerable progress in educating the public about its recycling programs and has provided information about their landfill. The district could review all its current methods of educating the public, tracking the numbers related to the materials, and looking at what enhancements to any of the district's recycling projects might enable increases to the amounts recycled. The district's executive director, recycling center manager, and several mayors and county judges could begin this review in 2007 and submit their findings to the board either later in the year or in 2008.***

***The district has made significant progress in eliminating illegal dump-sites by vesting the responsibility to county judges for them to provide waste collection services. The judges began providing this in 1994 through contracts with private waste haulers. The district allows for household appliances free of charge at the recycling center. Waste tires are taken free of charge at waste tire collection centers located at the county shops and at the landfill. The district, in cooperation with the county judges, could encourage property owners to clean up any dump-sites that exist on their property. Part of the strategy would be to inform them that the county could furnish the trucks, front end loaders, and manpower necessary to complete the task.***

**B. Implementation Timetable**

Provide a timetable outlining goal implementation schedule

***The district could review all its current methods of educating the public, tracking the numbers related to the materials, and looking at what enhancements to any of the district's recycling projects might enable increases to the amounts recycled.***

***Timeline: The district's executive director, recycling center manager, and several mayors and county judges could begin this review in 2006 and submit their findings to the board either later in the year or in 2007.***

**C. Funding and Budget**

1. Does the current staff meet the needs of the District to provide a quality system of solid waste management oversight for its citizens? If not, in what areas is there a staffing need and how does the District plan to address this shortage?

***The district's current workforce consists of an office manager and her assistant; a recycling center manager and her assistant; two roll-on/off truck drivers hauling waste containers and recyclable materials collection containers; two general maintenance personnel maintaining equipment; one holding station operator available for pickup trucks and on inclement weather days for sanitation trucks. Additionally, a worker is assigned to the class 4 landfill; on duty in the class 1 landfill is a waste dozer operator, one bull dozer operator, one excavator operator and a tractor/dirt scraper operator all to accommodate the needs of waste collection vehicles disposing at the class 1 landfill. A landfill manager and his assistant perform duties necessary to keep the landfill running at optimum performance levels. Finally, the district's executive director is located within the confines of the landfill and recycling center facilities to interact between the landfill and recycling center workers and the board of directors.***

2. To the best of your ability, for the upcoming fiscal year, provide an estimate of expected revenue sources and/or fees, such as user fees, waste disposal fees, grants, loans, and sales of recovered materials. Estimate the percentage of annual revenue expected from each source.

***A listing of the district's revenues is shown at section 2.103 A 2.***

3. Provide an assumption of future or expected solid waste services that are to be supported by these revenues.

***The district provides the services of a class 1 and a class 4 landfill as well as recycling opportunities and services to the district's residents and businesses.***

**Section 2.206**                      **Legislative Studies**

---

Provide a list of legislative studies the District would like to see addressed.

***Mandatory garbage collection by professional haulers.***  
***Law prohibiting hauling of any type waste in pickup trucks or on trailers.***

**Section 2.207**                      **Appendices**

---

Append to the Plan, where available, the following information. (Append any changes or additions to Annual Reports.)

Administrative Procedures  
By-Laws  
Regulations and Ordinances  
Charts, Graphs, and Maps  
Recycling Program Reports  
Other Pertinent Information

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*Northeast Arkansas Regional Solid Waste Management District*

ARKANSAS DEPARTMENT OF POLLUTION  
CONTROL & ECOLOGY

LOCATION - SUBJECT:

Formation of a Regional Solid  
Waste Management District No. 8

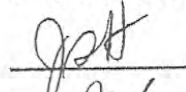
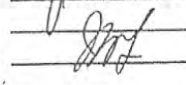
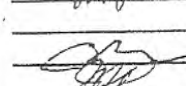
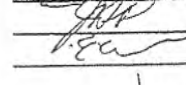
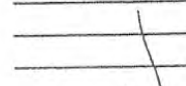
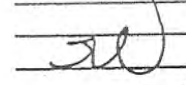
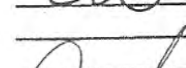
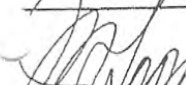

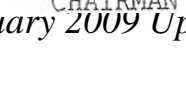


MINUTE ORDER NO. 93 - 11

Page 1 of 1

The Commission on Pollution Control and Ecology hereby designates the formation of a Solid Waste Management District under the provisions of Act 752 of 1991, consisting of Greene, Lawrence and Clay counties. This district is further designated as Solid Waste Management District No. 8

The Commission reserves the right to designate an additional county or counties to Solid Waste Management District No. 8 should this action be deemed necessary at a later date.

COMMISSIONERS:

	J. Hill
	C. King
	J. Looney
	R. Mason
	B. Mobley
	J. Pascale
	E. Waddell
	H. Watkins, III
	R. Wilbourn
	N. Williams
	S. Wilson
	W. Wright
	R. Young

SUBMITTED BY: Larry Wilson

DATE PASSED: 01-15-93

CHAIRMAN

January 2009 Update

Solid Waste Management Plan **Appendix**

9/



**Map of Clay County**

## Clay County

### 1990 CENSUS

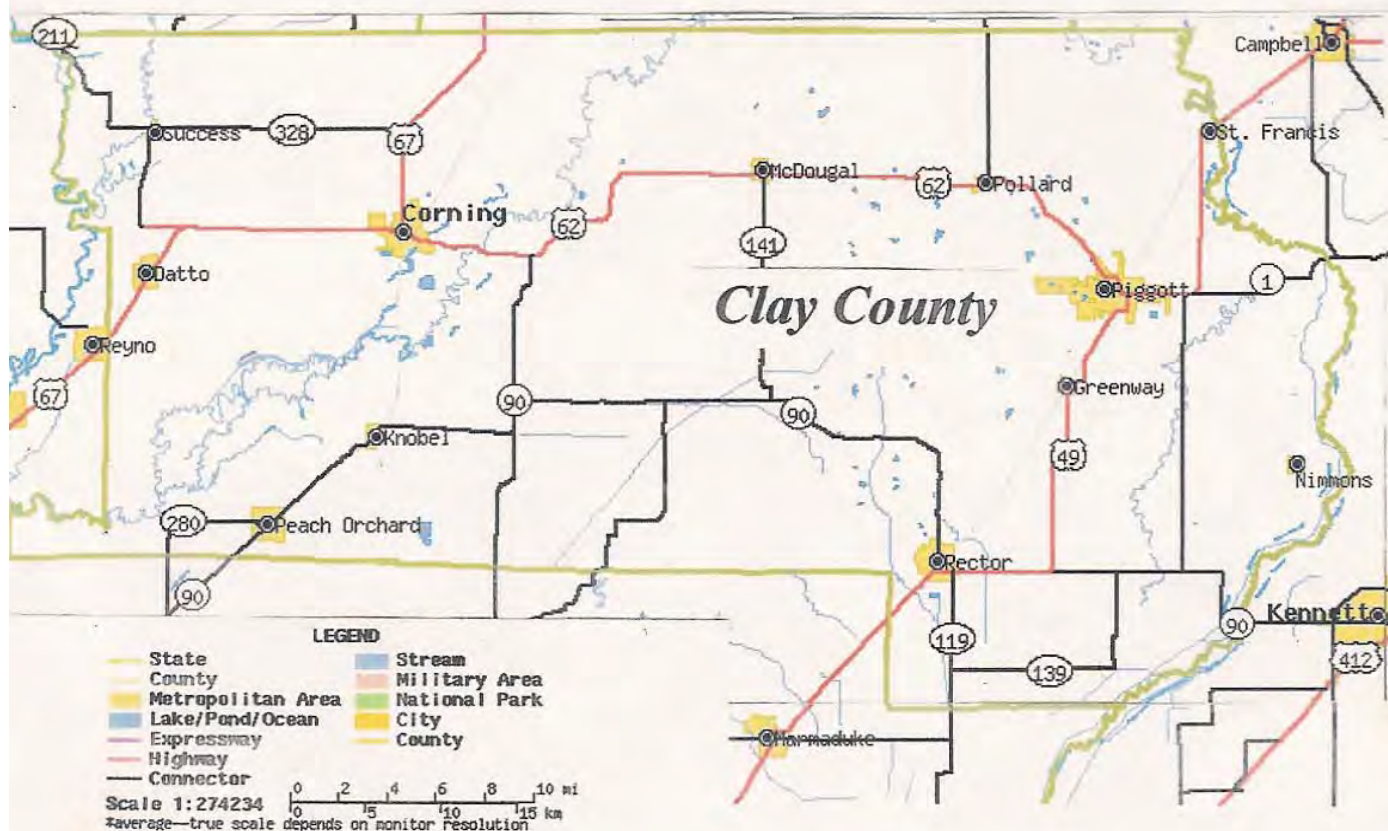
### 2000 CENSUS

Corning	3,323	3,679
Datto	120	97
Greenway	212	244
Knobel	317	358
McDougal	208	195
Nimmons	96	100
Peach Orchard	197	195
Piggott	3,777	3,894
Pollard	229	240
Rector	2,268	2,017
St. Francis	201	250
Success	170	180
Unincorporated	6,989	6,160
<b>TOTAL</b>	<b>18,107</b>	<b>17,609</b>
Housing units	8,362	8,498
Households	7,482	7,417
Persons per household	2.4	2.3
Persons per square mile	28.3	27.6

Location:  
36°23'N 90°25'W

Land Area: 409,181 Acres  
639.35 square miles

Water Area: 1,357 Acres  
2.12 square miles





Map of Greene County

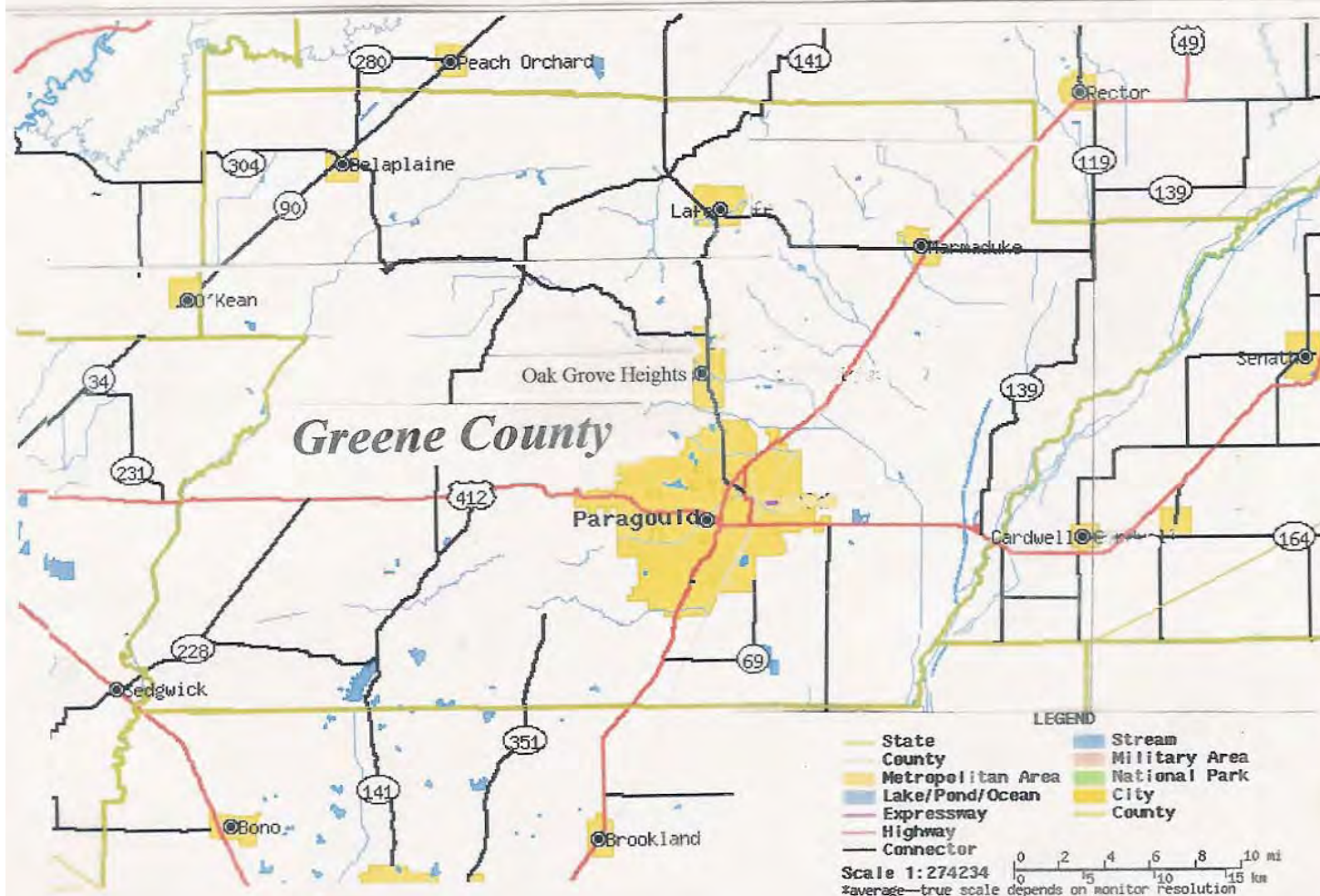
## Greene County

	1990 CENSUS	2000 CENSUS
Delaplaine	146	127
Lafe	315	385
Marmaduke	1,164	1,158
Oak Grove Heights	513	727
Paragould	18,540	22,017
Unincorporated	11,126	12,917
<b>TOTAL</b>	<b>31,804</b>	<b>37,331</b>
Housing units	13,216	16,161
Households	12,468	14,750
Persons per household	2.5	2.5
Persons per square mile	55.1	64.6

Location:  
36°7'N 90°34'W

Land Area: 369,636 Acres  
577.56 square miles

Water Area: 1,368 Acres  
2.14 square miles





Map of Lawrence County

## Lawrence County

	1990 CENSUS	2000 CENSUS
Alicia	157	145
Black Rock	736	717
College City	339	269
Hoxie	2,676	2,817
Imboden	616	684
Lynn	299	315
Minturn	124	114
Portia	521	483
Powhatan	51	50
Ravenden	330	511
Sedgwick	86	112
Smithville	86	73
Strawberry	273	283
Walnut Ridge	4,388	4,925
Unincorporated	6,773	6,276
<b>TOTAL</b>	<b>17,455</b>	<b>17,774</b>
Housing units	7,692	8,085
Households	6,850	7,108
Persons per household	2.5	2.5
Persons per square mile	29.8	30.3

Location:  
36°3'N 91°7'W

Land Area: 375,434 Acres  
586.62 square miles

Water Area: 3,697 Acres  
5.78 square miles



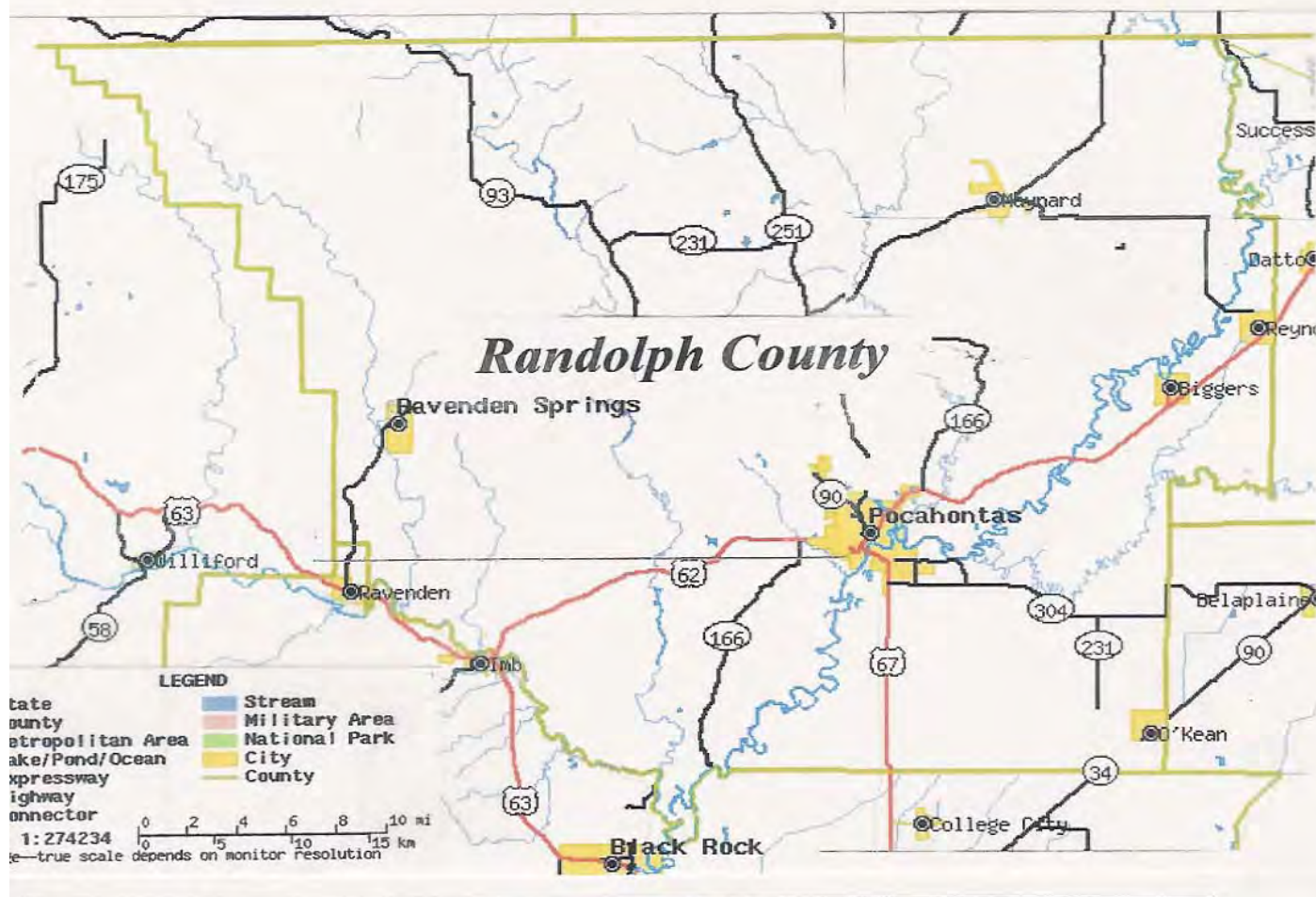
**Map of Randolph County**

## Randolph County

	1990 CENSUS	2000 CENSUS
Biggers	337	355
Maynard	354	381
O'Kean	250	201
Pocahontas	6,151	6,518
Ravenden Springs	131	137
Reyno	467	484
Unincorporated	8,868	10,119
<b>TOTAL</b>	<b>16,558</b>	<b>18,195</b>
Housing units	7,343	8,268
Households	6,400	7,265
Persons per household	2.6	2.5
Persons per square mile	25.4	27.9

Location:	Land Area:	Water Area:
36°21'N 91°2'W	417,200 Acres 651.87 square miles	2,694 Acres 4.21 square miles





RESOLUTION NUMBER

R-1992-6

WHEREAS, through a series of public meetings among the elected representatives of the governing boards of the cities of Paragould, Piggott, Rector, Corning, Walnut Ridge, and Hoxie, and of the counties of Greene, Clay, and Lawrence, the matter of forming a new solid waste management district in accordance with Act 752 of 1991 has been discussed and the decision to form a new district was unanimously approved; and

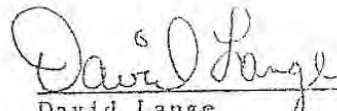
WHEREAS, we have been appraised, verbally and in writing, of the duties and responsibilities which we would assume if a new district were formed; and

WHEREAS, these duties and responsibilities are essentially the same as we are now fulfilling as part of the larger solid waste management district we presently are part of; and

WHEREAS, the administrative procedures of the Pollution Control & Ecology Commission require that local government in any proposed new district state that they are familiar with the duties and responsibilities of the new district and are prepared to take them on;

NOW THEREFORE, be it hereby resolved by Greene County that we declare that we have reviewed the duties and responsibilities of the proposed new solid waste management district, we understand those duties and responsibilities, and we indicate our intentions to fulfill those duties and responsibilities as part of the proposed new Northeast Arkansas Regional Solid Waste Management District.

PASSED AND APPROVED by a majority of the Quorum Court of Greene County, Arkansas this 12 day of Oct, 1992.

  
David Lange  
Greene County Judge

ATTEST:



RESOLUTION NUMBER 92-22

WHEREAS, through a series of public meetings among the elected representatives of the governing boards of the cities of Paragould, Piggot, Rector, Corning, Walnut Ridge, and Hoxie, and of the counties of Greene, Clay, and Lawrence, the matter of forming a new solid waste management district in accordance with Act 752 of 1991 has been discussed and the decision to form a new district was unanimously approved; and

WHEREAS, we have been appraised, verbally and in writing, of the duties and responsibilities which we would assume if a new district were formed; and

WHEREAS, these duties and responsibilities are essentially the same as we are now fulfilling as part of the larger solid waste management district we presently are part of; and

WHEREAS, the administrative procedures of the Pollution Control & Ecology Commission require that local government in any proposed new district state that they are familiar with the duties and responsibilities of the new district and are prepared to take them on;

NOW THEREFORE, be it hereby resolved by the City of Paragould that we declare that we have reviewed the duties and responsibilities of the proposed new solid waste management district, we understand those duties and responsibilities, and we indicate our intentions to fulfill those duties and responsibilities as part of the proposed new Northeast Arkansas Regional Solid Waste Management District.

ADOPTED this 26 day of October, 1992.

CITY OF PARAGOULD, ARKANSAS

By Charles Partlow  
Charles Partlow, Mayor

ATTEST:

Goldie Wise  
Goldie Wise, Clerk

**BY-LAWS  
OF  
NORTHEAST ARKANSAS  
REGIONAL SOLID WASTE MANAGEMENT BOARD**

**ARTICLE I**

**ORGANIZATION**

1. 01. Jurisdiction Boundaries. The Northeast Arkansas Solid Waste Management District, hereinafter referred to as Northeast "District", shall encompass the counties of Greene, Clay, and Lawrence.

1. 02. Period of Duration. The District shall be established upon notification to East Arkansas Regional Solid Waste Management District or Deputy Director, Larry Wilson, and upon final designation by the Commission on Pollution Control and Ecology.

**ARTICLE II**

**PURPOSE**

2. 01. Purpose. The purpose of the Northeast District is the protection of the public health and the state's environmental quality through the development and maintenance of a solid waste district for the counties and municipalities of Greene, Clay, and Lawrence Counties, and the cities of Paragould, Piggott, Corning, Rector, Walnut Ridge, and Hoxie. Further, the Northeast District shall serve to address local exigencies, needs and other requirements as are more clearly defined in Act 752 of 1991.

**ARTICLE III**

**REGIONAL SOLID WASTE MANAGEMENT DISTRICT BOARD**

3. 01. Creation. The Northeast District shall be governed by a regional solid waste management board, hereinafter called the "Board."

3. 02. Members. The Board shall be composed of the following, to be amended accordingly pursuant to Act 752 of 1991:

Greene County Judge David Lange  
Clay County Judge Travis Boyd  
Lawrence County Judge Alex Latham  
Mayor Charles Partlow  
Mayor Rueben Seay  
Mayor Bob Cochran

Mayor Garland Holcomb  
Mayor Tommy Holland  
Mayor J.M. Johnson

3. 03. Chairman. The Board shall select a chairman annually. At the first election on January 25, 1993, the Board selected the following officers:

Chairman: Greene County Judge David Lange  
Vice Chairman: Clay County Judge Travis Boyd  
Secretary/Treasurer: Lawrence County Judge Alex Latham

3. 04. Voting. A majority of the membership of the Board shall constitute a quorum. A majority vote of those members present shall be required by any action of the Board.

#### ARTICLE IV

#### POWERS AND DUTIES

4. 01. Powers and Duties. The Board shall have those powers and duties as set forth in Act 752 of 1991 (codified at A.C.A. 8-6-704) and set out herein below:

(a) The regional solid waste management boards shall have the following powers and duties:

(1) To collect data, study, and initially evaluate the solid waste management needs of all localities within their districts, as provided in A.C.A. 8-6-716 and to publish their findings as a regional needs assessment;

(2) To evaluate on a continuous basis the solid waste needs of their districts, and thereby update the regional needs assessments at least biennially;

(3) To formulate recommendations to all local governments within their districts on solid waste management issues, and to formulate plans for providing adequate solid waste management;

(4) To issue or deny certificates of need to any applicant for a solid waste disposal facility permit within their district with the exception of permits for landfills when a private industry bears the expense of operating and maintaining the landfill solely for disposal of waste generated by the industry or wastes of a similar kind or character;

(5) To petition the commission or director to issue, continue in effect, revoke, modify, or deny any permit for any element of a solid waste management system located within the district based on compliance or noncompliance with the solid waste management plan of the district;

(6) To adopt such rules or regulations pursuant to the Administrative Procedure Act, A.C.E. 24-15-201 et. seq., as are reasonably necessary to assure public

notice and participation in any findings or rulings of the boards and to administer the duties of the board;

(7) To establish programs to encourage recycling;

(8) To adopt an official seal and alter it at pleasure;

(9) To maintain an office at such places as it may determine;

(10) To sue and be sued in its own name and to plead and be pleaded;

(11) To make and execute contracts and other instruments necessary or convenient in the exercise of the powers and functions of the district, including but not limited to entering into contracts and agreements with private entities for provision of services; and

(12) To carry out all other powers and duties conferred by this subchapter and subchapter 8.

(13) To enter into an agreement with another solid waste management district to allow one district to transfer solid waste to another district. This will only be allowed if a solid waste district has no legally permitted landfill which can accept its solid waste.

(b) The regional solid waste management board may:

(1) Apply for such permits, licenses, certificates, or approvals as may be necessary to construct, maintain, and operate any portion of a solid waste management system, and to obtain, hold and use licenses, permits, certificates, or approvals in the same manner as any other person or operating unit of any other person;

(2) Employ such engineers, architects, attorneys, real estate counselors, appraisers, financial advisors, and other consultants and employees as may be required in the judgment of the district and to fix and pay their compensation from funds available to the district therefore; and

(3) Purchase all kinds of insurance including, but not limited to insurance against tort liability, business interruption, and risks of damage to property.



ARTICLE V

GENERAL PROVISIONS

5. 01. Amendment of By-Laws. These By-Laws may be altered, amended, or repealed at any meeting of the Board at which a quorum is present, by the affirmative vote of the Board members, provided notice of the proposed alteration, or repeal is contained in the notice of the meeting.

5. 02. Construction. If any portion of these By-Laws shall be invalid or inoperative, then, so as is reasonable and possible:

- (a) The remainder of these By-Laws shall be considered valid and operative; and
- (b) Effect shall be given to the intent manifested by the portion held invalid or inoperative.

***Certificate of Need Rules  
of the Northeast Arkansas Regional Solid Waste Management District***

**I. Historical Background.**

The Northeast Arkansas Regional Solid Waste Management District (NEARSWMD) comprised of Clay, Greene, Lawrence and Randolph Counties was created pursuant to the provisions of Ark. Code Ann. § 8-6-701 et seq. which gives NEARSWMD specific authority to issue or deny certificates of need to any petitioner for a solid waste disposal facility within its district.

Act 631 of 1999 amended Ark. Code Ann. § 8-6-706 to require that a petitioner for a transfer station obtain a certificate of need from the regional solid waste management board where the transfer station is located, and to require notification and approval of the regional solid waste management board in which the solid waste will be delivered.

The NEARSWMD Board has determined that the procedures for obtaining a certificate of need should be modified to reflect the new statutory guidelines mandated by Act 631. The applicable rules and procedures are hereafter set forth.

**II. Definitions.**

Unless otherwise defined herein, the terms used in these rules shall have the meaning accorded to them in Ark. Code Ann. § 8-6-701 et seq. and the rules and regulations promulgated by the Arkansas Department of Environmental Quality.

"Administrator" shall be the Northeast Arkansas Regional Solid Waste Management District or any successor agency or entity as determined by the NEARSWMD to carry out the administrative and staff duties for the NEARSWMD.

**III. Notice of Intent.**

At least thirty (30) days prior to submitting a petition for a Certificate of Need, the petitioner must notify the NEARSWMD, in writing, of its intent to submit such a petition. The Notice of Intent shall include the following information:

- (a) the name of the petitioner;
- (b) the petitioner's address and telephone number;
- (c) whether the petitioner is seeking a new or modified (major modifications as defined in § 22-308(c) of ADEQ Regulation 22) solid waste landfill or transfer station permit and the classification of the permit sought;
- (d) the sites of the proposed facility;
- (e) a description of the area to be served, including population estimates by cities and counties within the area being served;
- (f) confirmation from the Arkansas Department of Environmental Quality that the petitioner has requested a statement concerning: (i) the current and proposed solid waste landfill disposal capacity for the area; and (ii) the landfill class being proposed.

**IV. Petition.**

## *Northeast Arkansas Regional Solid Waste Management District*

A person or entity requesting a Certificate of Need from the NEARSWMD must submit a petition to the NEARSWMD. All petitions for Certificates of Need shall include, at a minimum, the following information:

- (a) the petitioner's name, address and telephone number;
- (b) the name of the person or entity having legal or equitable title to the land where the proposed facility will be located and documentation of the right to develop such property as a solid waste landfill or transfer station from the legal owner and the equitable owner, where applicable;
- (c) the location of the proposed facility as shown on the applicable 7.5 minute USGS topographic map(s);
- (d) the size of the proposed facility, including, but not limited to the usable airspace above ground level, and the life expectancy of the proposed facility;
- (e) a description of the area to be served, including population estimates by cities and counties within the area being served;
- (f) documentation that the proposed solid waste landfill or transfer station or major modification complies with all of the criteria for evaluation listed in Section 6 below;
- (g) the current permitted capacity for the appropriate landfill class within the NEARSWMD and the estimated increase in permitted capacity for the proposed facility or major modification;
- (h) confirmation that the proposed facility is in compliance with all existing comprehensive land use plans of any local government entity;
- (i) documentation of compliance with any and all statutory and regulatory guidelines applicable to solid waste management facilities;
- (j) any other information deemed necessary by the NEARSWMD to make a determination of need; and
- (k) if applicable, notification to and approval from the regional solid waste management board in the State of Arkansas which is receiving the solid waste for the NEARSWMD in accordance with Arkansas Code Annotated § 8-6-706(b)(2)(G).

### **V. Completeness Determination.**

Upon receipt of the initial petition, the NEARSWMD will make a completeness determination of the petition with a period not to exceed one hundred eighty (180) days. Any additional information that the NEARSWMD determines necessary to make a decision on the need of the proposed facility will be submitted to the petitioner within this time frame. In such instance, the NEARSWMD will again make a completeness determination with a period not to exceed one hundred eighty (180) days of the receipt of the additional information.

### **VI. Review Period.**

Once the NEARSWMD has determined that a petition for a Certificate of Need is complete, it will so notify the petitioner and publish notice of the review period once a week for two (2) consecutive weeks in a newspaper of general circulation in the area of the proposed facility. The review period will begin on the date of the first publication of notice of the review period. The review period will run for sixty (60) days. During the review period, public comment will be received on the petition for the certificate of need.

### **VII. Public Hearing.**

During the sixty (60) day review period, the NEARSWMD will conduct a public hearing within the county where the proposed facility or major modification is to be located.

**VIII. Criteria for Review.**

When reviewing a petition for a Certificate of Need, the NEARSWMD shall consider, and evaluate the following criteria:

- (a) whether the proposed facility is consistent with the regional planning strategy adopted by the NEARSWMD in its regional needs assessment or regional solid waste management plan;
- (b) a review of any needs assessment that has been prepared for the proposed facility;
- (c) whether the proposed facility conflicts with existing comprehensive land use plans of any local governmental entity;
- (d) whether the proposed facility disturbs an archeological site as recognized by the Arkansas Archaeological Survey, or a rare and endangered species or habitat as recognized by either the Arkansas Game and Fish Commission or the United States Fish and Wildlife Service or any other similar federal, state or local agency;
- (e) whether the proposed facility will adversely affect the public use of any local, state or federal facility, including, but not limited to, parks and wildlife management areas;
- (f) whether the proposed facility conflicts with the requirements of state or federal laws and regulations on the location of disposal facilities;
- (g) if the proposed facility is located with the 100-year floodplain, whether it restricts the flow of the 100-year flood, reduces the temporary water storage capacity of the floodplain, or could result in washout of solid waste which could pose a hazard to human health or the environment;
- (h) whether the proposed facility is appropriately located given the needs of the NEARSWMD, including a review of the road system serving such area;
- (i) whether the proposed facility provides landfill disposal capacity needed within the NEARSWMD;
- (j) the detailed history of the applicant's record and that of the stockholders and officers with respect to violations of environmental laws and regulations of the United States or any state or political subdivision of any state;
- (k) the area to be served by the proposed facility; and
- (l) whether the petitioner has complied with the rules for obtaining a Certificate of Need.

**IX. Determination.**

Within sixty (60) days following the close of the review period, the NEARSWMD will act upon the petition for a Certificate of Need at a NEARSWMD meeting. The Administrator for the NEARSWMD shall present a recommendation to the NEARSWMD Board. Those supporting the issuance of the Certificate of Need and those opposing the issuance of the Certificate of Need will be provided a reasonable time period to make a presentation to the NEARSWMD Board and address the Administrator's recommendation.

In the event that the NEARSWMD has neither issued nor denied a petition for a Certificate of Need within one hundred eighty (180) days of the beginning of the review period, the petition will be deemed to have been denied. The NEARSWMD shall issue written findings when making a determination on the petition for the Certificate of Need and shall set forth the basis for issuing or denying the petition. The findings will be sent to the following:

- (1) the petitioner;
- (2) Arkansas Department of Environmental Quality; and
- (3) any interested party who requests such findings in writing from the NEARSWMD.

**X. Appeal of Decision.**

The petitioner or any interested party to a Certificate of Need determination, as defined in Ark. Code Ann. § 8-6-706(c), shall have the right to appeal the issuance or denial of a petition for a Certificate of Need in accordance with the provisions of Ark. Code Ann. § 8-6-706(c) and applicable rules and regulations.

**XI. Obligations.**

A petitioner shall have sixty (60) days from the issuance of a Certificate of Need in which to file a pre-application for a solid waste landfill or transfer station permit with the Arkansas Department of Environmental Quality. If a pre-application is not filed within this sixty (60) day period, the Certificate of Need shall expire.

Upon approval of a pre-application for a solid waste landfill or transfer station permit, a petitioner shall have three (3) months from such approval in which to file an application with the Arkansas Department of Environmental Quality in accordance with § 22.303 of ADEQ Regulation 22. If an application is not filed within this three (3) month period, the Certificate of Need shall expire.

A Certificate of Need shall be issued to a specific person or entity. Under no conditions or circumstances shall a Certificate of Need be assigned or otherwise transferred to any other person or entity else the Certificate of Need shall become immediately null and void.

**NORTHEAST ARKANSAS  
REGIONAL SOLID WASTE MANAGEMENT DISTRICT**

**REGULATION  
FOR  
LICENSING SOLID WASTE HAULERS**

**I. PURPOSE:**

Act 752 of 1991 established a system of regional solid waste management and planning in Arkansas, forming regional solid waste management districts and describing their powers, duties and responsibilities.

Act 752 requires regional solid waste management districts to regulate certain aspects of solid waste management, including haulers of solid waste who operate within the Districts boundaries. The Northeast Arkansas Regional Solid Waste Management District is required by Act 752 of 1991 to enact and enforce a licensing program for all haulers who collect or transport solid waste in the District. The purpose of this licensing program is to protect the public health, safety and welfare through the monitoring of collection and transportation of solid waste by haulers in the District. This regulation applies to all haulers of solid waste of all types within the District.

**II. AUTHORIZATION:**

Section 8-6-721 of Act 752 specifically describes the regional solid waste management boards' responsibilities for licensing haulers of solid waste. In addition, the Arkansas Department of Pollution Control and Ecology published regulations dated January 16, 1992, guiding regional solid waste management districts' activities for licensing haulers of solid waste.

To better control and monitor the solid waste system, the Northeast Arkansas Regional Solid Waste Management Board, as required by Act 752 of 1991, enacts and will enforce this regulation for the licensing of all haulers of solid waste in the District.

**III. DEFINITIONS:**

**Board:** Northeast Arkansas Regional Solid Waste Management Board.

**District:** Northeast Arkansas Regional Solid Waste Management District (incorporated cities and towns and unincorporated places of Clay, Greene, and Lawrence counties) *Note: and Randolph County effective May 1997.*

**Hauler:** A person engaged in the collection and/or transportation of solid waste for disposal or storage. Hauler does not include a person transporting his own household waste to a permitted facility.

**Person:** Any state agency, municipality, governmental subdivision of the state or the United States, public or private corporation, individual, partnership, association or other entity.

**Solid Waste:** As established in Act 752 of 1991, Section 8-6-702 (12), all putrescible and non-putrescible wastes in solid or semisolid form, including, but not limited to yard or food waste, waste glass, waste metals, waste plastics, wastepaper, waste paperboard, and all other solid and semisolid wastes resulting from industrial, commercial, agricultural, community, and residential activities. Solid waste does not include waste materials transported for recycling and/or reclamation. Also, this regulation shall not apply to the following waste materials which are transported out of the District under Federal and/or State regulatory controls: chemicals, poisons, explosives, radiological waste, hazardous materials, hazardous waste, and polychlorinated biphenyls (PCBs).

**Process Waste:** Solid waste resulting from industrial/manufacturing and/or processing operations.

**Hazardous Waste:** Hazardous waste as defined by the Resource Conservation and Recovery Act (RCRA) and 40 CFR 261.

**Waste Materials Transported for Recycling and/or Reclamation:** Waste materials which are transported for recycling and/or reclamation such as, but not limited to, scrap metals, used oils, used drums, paper, cardboard, wooden products, plastic, glass, aluminum cans, and batteries.

**IV. SCOPE:**

- A. Effective January 1, 1994, no person shall engage in the business of collection and/or transportation of solid waste in the District without first securing a license from the Board. This does not apply to private individuals transporting their own personal household waste to a permitted facility.
- B. A license shall be issued only to a person, partnership, corporation, association, the State of Arkansas, a political subdivision of the state, an improvement district, a sanitation authority, or another regional solid waste management district. The district may engage in hauling solid waste within its own district without licensure but shall comply with all applicable standards required under this section.
- C. A license is not required for any person who collects for a fee, less than five (5) cubic yards of solid or process waste each week or on a scheduled basis.
- D. The license will be issued for a period not to exceed one (1) year.

**V. LICENSING STANDARDS AND PROCEDURES:**

- A. Any person who collects and transports solid waste shall:
  - 1. Hold the appropriate driver's license as defined by Arkansas State Law.
  - 2. Annually register the operation with the Northeast Arkansas Regional Solid Waste Management Board providing all information shown on the application form and other related documents. These other documents include records and data on the nature of waste collected or transported, and any other information that will help the Board track the composition, volume and flow of solid waste.
- B. All solid waste transportation systems shall meet the conditions outlined below. Failure to comply with these conditions may result in a revocation of the hauler's license.
  - 1. Solid waste shall be collected and transported so as to prevent public health hazards, environmental hazards, safety hazards, and nuisances.
  - 2. Collection and transportation equipment shall be designed and constructed so as to be as leak-proof as practical. The waste shall be suitably enclosed or covered so as to prevent roadside littering, attraction of vectors or creation of other nuisances.
  - 3. Collection and transportation vehicles shall be kept in a sanitary condition.
  - 4. All solid waste collected shall be transported and disposed of according to Federal and State regulations.
- C. Any hauler applying for a license must establish financial responsibility to the Board. Proof of liability insurance will be required and may be considered adequate financial responsibility.
- D. Classification of Haulers:
  - 1. TYPE I - Hauls all categories of non-hazardous solid waste as identified in Solid Waste Code of 1984 with the exception of waste tires.
  - 2. TYPE II - Hauls only process waste and special materials as identified in Solid Waste Code of 1984, with the exception of waste tires.

## *Northeast Arkansas Regional Solid Waste Management District*

- E. To receive a license, application and annual fee shall be submitted to the Board on forms prescribed by the Board.
- F. The license shall be non-transferable and non-returnable. Also, the fee shall be non-refundable.
- G. Any person who begins a business or any licensed person who adds additional vehicles during a calendar year shall have thirty (30) days to register with the Board and obtain a license. After thirty days a penalty will be assessed.
- H. A temporary permit may be obtained for a period up to thirty (30) days for emergency or disaster situations at no charge but may only be issued at the discretion of the Board.
- I. A temporary permit may be issued for a minimum of sixty (60) days for general cleanup at a two month charge but may only be issued at the discretion of the Board.

### **VI. FEES:**

- A. The Northeast Arkansas Regional Solid Waste Management Board shall assess the following annual fees for licensing the collection and transportation of solid waste in the District. These fees apply to both classifications of haulers.
  - 1. By January of each year all current haulers subject to this program shall be assessed a minimum license fee of \$60.00 for each vehicle registered. *Note: the fee was changed in 1995 to \$30.00 per vehicle.*
  - 2. Fees for new licenses or additional vehicles will be prorated based on the number of full months remaining in the calendar year.

### **VII. ENFORCEMENT AND PENALTIES:**

- A. These policies, procedures and criteria shall be enforced by the District, its member jurisdictions, and the owners and operators of permitted landfill facilities within the District.
- B. The District shall provide the permitted landfill facilities operators with printed materials to distribute to haulers of solid waste when the haulers present themselves at the permitted landfill facilities.
- C. Failure of any solid waste hauler to obtain a permit to operate in the District is deemed guilty of a misdemeanor and is punishable by a fine not to exceed \$500. Each day or part of any day during which a hauler continues to operate without a permit shall constitute a separate offense.
- D. In accordance with Act 752, Section 8-6-722, any person who violates this regulation of the District Board shall be deemed guilty of a misdemeanor. Upon conviction, the person shall be subject to imprisonment for not more than thirty (30) days or a fine of not more than one thousand dollars (\$1,000), or both imprisonment and fine.

ADOPTED the   1st   day of December, 1993 following a public hearing held December 1, 1993 by the NEARSWMD Board at the City Hall Municipal Courtroom, Paragould, Arkansas.

*original signed*

\_\_\_\_\_  
DAVID LANGE  
Chairman, NEARSWMD

*original signed*

\_\_\_\_\_  
TRAVIS BOYD  
Vice Chairman

*original signed*

\_\_\_\_\_  
ALEX LATHAM  
Secretary

**NORTHEAST ARKANSAS  
REGIONAL SOLID WASTE MANAGEMENT DISTRICT LANDFILL  
P.O. Box 753**



*Northeast Arkansas Regional Solid Waste Management District*

Paragould, Arkansas 72451

Phone: (870) 239-5572

**APPLICATION FOR SOLID WASTE HAULER'S LICENSE**

NOTE: a checklist (*form LH5*) and \$30 per truck annual fee is required for each vehicle hauling waste in our district regardless of whether the vehicle delivers to the landfill or to a transfer station.

*Hauling Business Name:*

*Street Address:*

*Mailing Address:*

*Telephone:*

*Principal Owner(s):*

*Street Address:*

*Mailing Address:*

*Telephone:*

*The undersigned has read and understands the Northeast Arkansas Regional Solid Waste Management District's Regulation for Licensing Solid Waste Haulers, and the regulation pertaining to the collection and transportation of solid waste contained in the Arkansas Solid Waste Management Code, Chapter 2, Section 22, and agrees to abide by all applicable Federal, State and Local laws.*

*Applicant Signature*

*Date Submitted*

**HAULING BUSINESS NAME:**

**DESCRIPTION OF VEHICLE(S) (USE ADDITIONAL PAGES IF NECESSARY):**

1.

Make                  Model                  Year

Vehicle ID No.

AR License Plate No. \_\_\_\_\_ Cubic Yard Capacity: \_\_\_\_\_

Name of Owner:

2.

Make                  Model                  Year

Vehicle ID No.

AR License Plate No. \_\_\_\_\_ Cubic Yard Capacity: \_\_\_\_\_

Name of Owner:

3.

Make                  Model                  Year

Vehicle ID No.

AR License Plate No. \_\_\_\_\_ Cubic Yard Capacity: \_\_\_\_\_

Name of Owner:

**AUTHORIZED DRIVER(S) (USE ADDITIONAL PAGES IF NECESSARY):**

1.

Name:

Mailing Address:

Appropriate AR Drivers License No. \_\_\_\_\_ Expiration Date:

2.

Name:

Mailing Address:

Appropriate AR Drivers License No. \_\_\_\_\_ Expiration Date:

3.

Name:

Mailing Address:

Appropriate AR Drivers License No. \_\_\_\_\_ Expiration Date:

**HAULING BUSINESS NAME:**

**NATURE OF WASTES AND SIZE OF LOADS:**

**A. HOUSEHOLD SOLID WASTE:**

1. Number of Households Served:
2. Average Number of Tons Hauled Per Load:
3. Average Number of Loads Hauled Per Month:
4. Incorporated towns and/or communities in the Northeast Arkansas Regional Solid Waste Management District (Clay, Greene, Lawrence and Randolph Counties) served by your company (use additional pages if necessary).

<b>TOWN/COMMUNITY</b>	<b>NUMBER OF CLIENTS</b>
-----------------------	------------------------------

**HAULING BUSINESS NAME:**

**B. COMMERCIAL/INDUSTRIAL SOLID WASTE:**

1. Number of Businesses/Industries Served:
2. Average Number of Tons Hauled Per Load:
3. Average Number of Loads Hauled Per Month:
4. List all businesses and industries you serve (use additional pages if necessary):

NAME	LOCATION	AVERAGE NUMBER OF TONS PER MONTH	TYPE OF WASTE (OFFICE, PROCESS, ETC.)	COLLECTION SCHEDULE
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## **Listing of Solid Waste Haulers**

**City of Paragould**  
301 West Court Street  
Paragould, Arkansas 72450  
870 239-7520

**City of Walnut Ridge**  
300 West Main Street  
Walnut Ridge, Arkansas 72476  
870 886-6638

**City of Corning**  
P.O. Box 538  
Corning, Arkansas 72422  
870 857-6001

**City of Hoxie**  
301 S.W. Cotter Street  
Hoxie, Arkansas 72433  
870 886-9624

**Waste Corp. (was Waste Management)**  
6734 Highway 141 North  
Jonesboro, Arkansas 72401  
870 935-1491

**Shelton Sanitation**  
213 Deb Circle  
Rector, Arkansas 72461  
870 595-3435

**Downum's**  
P.O. Box 753  
Walnut Ridge, Arkansas 72476  
870 886-5434

**I.E.S.I. AR Corp.**  
100 Landfill Road  
Cherokee Village, Arkansas 72529  
870 994-7000

**Larry Beck**  
Route 3, Box 292  
Poplar Bluff, Missouri  
573 686-3016

**Delta Disposal, Inc.**  
P.O. Box 2502  
Jonesboro, Arkansas 72401  
870 932-4075

**B & B Disposal, Inc.**  
P.O. Box 2085  
Jonesboro, Arkansas 72402  
870 972-0077

**Busy Bee Disposal**  
P.O. Box 276  
Maynard, Arkansas 72444  
870 647-2104

**EMS, Inc.**  
P.O. Box 565  
Wynne, Arkansas 72396  
870 238-3260

**R.L. Haynes**  
862 Lawrence R-219  
Black Rock, Arkansas 72415  
870 878-6892

**Murray Roofing**  
2609 Overdene  
Corning, Arkansas 72422  
870 857-6204

**Tri-County Roofing**  
120 Montgomery  
Walnut Ridge, Arkansas 72476  
870 886-6281

**Hart Furniture**  
104 Lee Drive  
Corning, Arkansas 72422  
870 857-6911

**Branum's Disposal Services**  
P.O. Box 842  
Kennett, Missouri 63857  
573 888-3443

## Clay County Ordinance Prohibiting Litter June 1977

ORDINANCE NO. 11

AN ORDINANCE ENTITLED PROHIBITING LITTER ON PRIVATE AND PUBLIC PROPERTY; DEFINING LITTER; PROVIDING FOR A PENALTY FOR THE VIOLATION THEREOF; DECLARING AN EMERGENCY AND FOR OTHER PURPOSES.

BE IT ENACTED BY THE QUORUM COURT OF CLAY COUNTY, ARKANSAS, AS FOLLOWS, TO-WIT:

### DEFINITIONS

The following words and phrases shall for the purpose of this ordinance have the following meanings:

(a) Litter and trash means all waste material which has been discarded, abandoned or otherwise disposed of as herein prohibited, including but not limited to convenience food and beverage packages or containers, trash, garbage, tires, all disposable packages or containers, dead animals; inoperable, dismantled or damaged motor vehicles that are unable to start and move under their own power; inoperative household appliances abandoned by reason of mechanical or physical defects which include but are not limited to refrigerators, deep freezers, ranges, stoves, automatic dishwashers, clothes washers, clothes dryers, trash compactors, television sets, radios, hot water heaters, air conditioning units, commodes and other plumbing fixtures, bed springs or other furniture.

SECTION 1. It shall be unlawful to drop, deposit, discard or otherwise dispose of litter upon any public or private property in this county or upon or into any river, lake, pond, or other stream or body of water within this county.

SECTION 2. If the throwing, dumping or depositing of litter was done from a motor vehicle, except a motor bus, it shall be prima facie evidence that the throwing, dumping or depositing was done by the driver or owner of the motor vehicle.

SECTION 3. It shall be unlawful for any person to operate any truck or other vehicle within this county to transport litter, and trash unless said vehicle is covered to prevent its contents from blowing, dropping, falling or otherwise departing from the vehicle.

SECTION 4. Every person convicted of a violation of this ordinance shall be fined a penalty of \$500.00.

SECTION 5. Should any section, clause or provision of this ordinance be declared invalid by a court of record, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared invalid.

SECTION 6. This ordinance being necessary for the preservation of public health, peace, prosperity, safety, order, comfort, enjoyment and convenience of the County of Clay, State of Arkansas and the inhabitants thereof and an emergency is hereby declared to exist and the members of the Clay County Quorum Court hereby unanimously and expressly dispense with the rule required by Arkansas Statutes requiring the reading of an ordinance on three different days before passage thereof.

This ordinance adopted, passed and approved this 21<sup>st</sup> day of June, 1977.

Attest: David Brown

Northeast Arkansas Regional Solid Waste Management District

Regulation amending District's Regulation this  
April 10<sup>th</sup> 2003

WASTE FLOW CONTROL REGULATION

Whereas, it is determined that district regulation adopted March 31, 1994 should be amended to conform with current operational requirements as follows:

ARTICLE I.  
AUTHORITY, PURPOSE, AND DEFINITIONS

Section 1. Authority.

Act 752 of 1991 (codified at Ark. Code Ann. § 8-6-701 et seq.) designates each regional solid waste management board as the governmental entity primarily responsible for providing a solid waste management system for the District. The District is responsible for evaluating the solid waste management needs of and developing solid waste management plans for the district. The District is specifically authorized to require by regulation that solid waste generated or collected within the boundaries of the District be delivered to a particular project for disposal, treatment, or other handling. Ark. Code Ann. § 8-6-712 (1991).

Section 2. Purpose.

The District Regional Landfill and its improvements were financed primarily by revenue bonds, repayment of which will depend on the volume of waste delivered to the Regional Landfill. The efficient and cost-effective operation of the Regional Landfill depends on a consistent and reliable source of waste being delivered to the Regional Landfill for disposal.

Section 3. Definitions.

As used in this Regulation, the following definitions shall apply:

“Board” means the Board of the Northeast Arkansas Regional Solid Waste Management District.

“District” means the Northeast Arkansas Regional Solid Waste Management District.

“Landfill” or “Regional Landfill” means the sanitary landfill located in Greene County owned by the District which was formerly called the Paragould/Greene County Sanitary Landfill.



“Solid Waste” means all putrescible and nonputrescible wastes which are permitted by law to be accepted for disposal at the District’s Regional Landfill.

ARTICLE II.  
WASTE FLOW CONTROL

Section 1.     Waste Flow.

Each county, city or other municipality located within the boundaries of the District shall deliver by operation of their governmental function all solid waste collected, treated, or otherwise handled within their jurisdiction to the District for treatment or disposal at the Regional Landfill, or shall contract with licensed entities or another municipality within the District for such collection, hauling, and delivery to the Regional Landfill unless otherwise specifically excepted from this Regulation.

Each county and municipality shall pass and enforce an ordinance specifically allowing for said contracts and their enforcement for the collection, hauling, and delivery of solid waste to the Regional Landfill.

Section 2.     Exceptions.

Recyclable Materials.

Nothing in this Regulation shall prohibit a municipality or county from constructing or operating a facility or project to process and market recyclable materials for use as fuel. Furthermore, nothing in this Regulation shall prohibit any county, city, municipality, business, person, or other entity from collecting, transporting, or processing recyclable materials from the solid waste stream that can be recovered for reuse in present or reprocessed form, provided that such recycling activities are conducted in compliance with a plan or project approved in advance by the Board.

Section 3.     Prohibitions.

- a.     Except as specifically provided otherwise in this Regulation, the disposal of solid waste generated within the District at any other place or in any other manner except at the Regional Landfill is prohibited.
- b.     Except as specifically provided otherwise in this Regulation, no other landfill shall operate within the District for the purpose of accepting solid waste generated within the District; no other landfill shall accept solid waste generated within the boundaries of the District.

Section 4.     No Restriction of Sources.

## *Northeast Arkansas Regional Solid Waste Management District*

Nothing in this Regulation shall be construed to prohibit or restrict the District from accepting solid waste from any source allowable by law.

### Section 5.     Private Industry Landfills Not Affected.

Nothing in this Regulation shall be construed to prohibit or restrict the disposal of solid waste generated by a private industry in a permitted landfill where the private industry bears the expense of operating and maintaining the landfill solely for the disposal of waste generated by the industry.

## ARTICLE III. EFFECT OF NONCOMPLIANCE

### Section 1.     Responsibility for Lost Revenues.

Any municipality or any business, person or other entity under contract thereto pursuant to Article II, Section 1 which collects, transports, hauls, or accepts solid wastes, or which causes or allows said solid waste to be disposed of at a place or in a manner prohibited by this Regulation shall be liable to the District for all costs and fees which would have been due the District had the solid waste been disposed of at the Regional Landfill.

### Section 2.     Costs of Collection.

Any person or other entity liable to the District as described in Section 1 of this Article shall reimburse the District for all damages, costs, and expenses, including attorneys' fees, expended by the District in enforcing this Regulation.

## ARTICLE IV. RENTS, FEES, AND CHARGES

### Section 1.     Rents, Fees, and Charges.

Rents, Fees, and charges associated with the collection, handling, or disposal of solid waste by the District shall be set by the Board, and may be changed from time to time at the discretion of the Board.

## ARTICLE VI. CONTINUITY

### Section 1.     Pledging of Revenues.

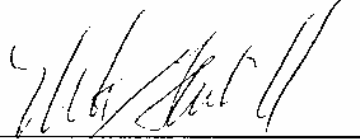
The revenue stream generated by solid waste to be collected, handled, or disposed of by the District as described herein shall be pledged in connection with the issuance of bonds, notes, or other evidences of indebtedness which were issued to fund construction and operation of the Regional Landfill.

Section 2. Irrevocability.

This Regulation shall remain in full force and effect and shall be enforced so long as any bonds, notes, or other evidences of indebtedness remain outstanding, the repayment of which has been secured by a pledge of the revenue stream as described herein.

ARTICLE VI.  
SEVERABILITY

If any provision of this Regulation or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Regulation which can be given effect without the invalid provision or application, and to this end, the provisions of this Regulation are declared to be severable.



Mike Gaskill  
Chairman



Levi Pillow  
Secretary/Treasurer

Date Passed: 2/10/03

*Northeast Arkansas Regional Solid Waste Management District*

ORDINANCE NO. 0-1994-3

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF GREENE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE REQUIRING THAT SOLID WASTE GENERATED OR COLLECTED WITHIN GREENE COUNTY, ARKANSAS BE DELIVERED TO THE REGIONAL LANDFILL OWNED BY THE NORTHEAST ARKANSAS REGIONAL SOLID WASTE MANAGEMENT DISTRICT

WHEREAS, Greene County, Arkansas (the "County") is a member of the Northeast Arkansas Regional Solid Waste Management District (the "District"); and

WHEREAS, the District has proposed to purchase the Paragould/Greene County Sanitary Landfill ("the Regional Landfill") located in Greene County, and plans to construct improvements to the Regional Landfill in order that the needs of the District may be served; and

WHEREAS, the Regional Landfill will be acquired by the District on or before June 1, 1994; and

WHEREAS, the efficient and economical operation of the Regional Landfill depends on a consistent reliable source of solid waste being delivered to the District for disposal at the Regional Landfill; and

WHEREAS, pursuant to the authority of Act 752 of 1991 (codified at Ark. Code Ann. S 8-6-701 et seq.), the District is requiring that solid waste generated or collected within the boundaries of the County be delivered to the District for Disposal at the Regional Landfill; and

WHEREAS, no landfill other than the Regional Landfill may legally accept solid waste generated or collected within the County;

NOW, THEREFORE, BE IT ORDAINED by the Quorum Court of Greene County, Arkansas:

Article 1. For the purposes of this Ordinance, "solid waste" shall mean all putrescible and nonputrescible wastes which are permitted by law and allowed by landfill operating permits to be accepted for disposal at the Regional Landfill, except that such term shall not include inert nonputrescible wastes approved for disposal in a Class IV landfill as defined in the Arkansas Solid Waste Management Code (1984).

Article 2. All solid waste collected, treated, or otherwise handled by the County shall be delivered to the District for

*Northeast Arkansas Regional Solid Waste Management District*

treatment or disposal at the Regional Landfill in the manner prescribed by the District.

Article 3. All solid waste generated or collected within the County shall be delivered to the District for treatment or disposal at the Regional Landfill as prescribed by the District.

Article 4. Nothing in this Ordinance shall be construed to prohibit or restrict the disposal of solid waste generated by private industry in a permitted landfill where the private industry bears the expense of operating and maintaining the landfill solely for the disposal of waste generated by the industry.

Article 5. Any person which generates, collects, transports, or accepts solid waste, and which causes or allows said solid waste to be disposed of at a place or in a manner prohibited by this Ordinance shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of up to \$500.00 for the first offense and up to \$1,000.00 for each subsequent offense.

Article 6. This Ordinance shall become effective on the date the Regional Landfill is acquired by the District, but in any event, no later than June 1, 1994. The Regional Landfill shall be considered "acquired" when the District is prepared to receive solid waste at the Regional Landfill on a regular basis, and the District notifies the County in writing or by publication that the Regional Landfill is prepared to receive solid waste from sources throughout the District.

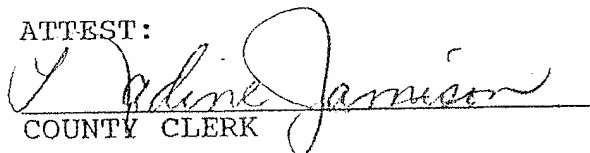
Article 7. This Ordinance shall remain in full force and effect and shall be enforced so long as any bonds, notes, or other evidences of indebtedness issued to fund construction and operation of the Regional Landfill remain outstanding; or until the County receives specific authority in writing from the Board of the District allowing the disposal or treatment of solid waste generated or collected within the boundaries of the County in some other manner.

Passed and approved this 25 day of April, 1994.

APPROVED:

  
COUNTY JUDGE

ATTEST:

  
COUNTY CLERK

(SEAL)

ORDINANCE NO. 94-6

AN ORDINANCE REQUIRING THAT SOLID WASTE GENERATED OR COLLECTED WITHIN THE CITY OF PARAGOULD, ARKANSAS BE DELIVERED TO THE REGIONAL LANDFILL OWNED BY THE NORTHEAST ARKANSAS REGIONAL SOLID WASTE MANAGEMENT DISTRICT

WHEREAS, the City of Paragould, Arkansas (the "City") is a member of the Northeast Arkansas Regional Solid Waste Management District (the "District"); and

WHEREAS, the District has contracted to purchase the Paragould/Greene County Sanitary Landfill ("the Regional Landfill") located in Greene County, and plans to construct improvements to the Regional Landfill in order that the needs of the District may be served; and

WHEREAS, the Regional Landfill will be acquired by the District on or before June 1, 1994; and

WHEREAS, the efficient and economical operation of the Regional Landfill depends on a consistent reliable source of solid waste being delivered to the District for disposal at the Regional Landfill; and

WHEREAS, pursuant to the authority of Act 752 of 1991 (Codified at Ark. Code Ann. Section 8-6-701 et seq.), the District is requiring that solid waste generated or collected within the boundaries of the County be delivered to the District for disposal at the Regional Landfill; and

WHEREAS, no landfill other than the Regional Landfill may legally accept solid waste generated or collected within the City;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Paragould, Arkansas:

Section 1. For the purposes of this Ordinance, "solid waste" shall mean all putrescible and nonputrescible wastes which are permitted by law and allowed by landfill operating permits to be accepted for disposal at the Regional Landfill, except that such term shall not include inert nonputrescible wastes approved for disposal in a Class IV landfill as defined in the Arkansas Solid Waste Management Code (1984).

Section 2. All solid waste collected, treated, or otherwise handled by the City shall be delivered to the District for treatment or disposal at the Regional Landfill in the manner prescribed by the District.

Section 3. All solid waste generated or collected within the City shall be delivered to the District for treatment or disposal at the Regional Landfill as prescribed by the District.

Section 4. Nothing in this Ordinance shall be construed to prohibit or restrict the disposal of solid waste generated by private industry in a permitted landfill where the private industry bears the expense of operating and maintaining the landfill solely for the disposal of waste generated by the industry.

Section 5. Any person which generates, collects, transports, or accepts solid waste, and which causes or allows said solid waste to be disposed of at a place or in a manner prohibited by this Ordinance shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of up to \$500.00 for the first offense and up to \$1,000.00 for each subsequent offense.

Section 6. This Ordinance shall become effective on the date the Regional Landfill is acquired by the District, but in any event, no later than June 1, 1994. The Regional Landfill shall be considered "acquired" when the District is prepared to receive solid waste at the Regional Landfill on a regular basis, and the District notifies the City in writing or by publication that the Regional Landfill is prepared to receive solid waste from sources throughout the District.

Section 7. This Ordinance shall remain in full force and effect and shall be enforced so long as any bonds, notes, or other evidences of indebtedness issued to fund construction and operation of the Regional Landfill remain outstanding; or until the City receives specific authority in writing from the Board of the District allowing the disposal or treatment of solid waste generated or collected within the boundaries of the City in some other manner.

Passed and approved this 11<sup>th</sup> day of April, 1994.

APPROVED:

Charles R. Portler  
MAYOR

ATTEST:

Goldie Wise  
CITY CLERK

(SEAL)

ORDINANCE NO. 8

BE IT ENACTED BY THE QUORUM COURT OF THE COUNTY OF GREENE, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE REQUIRING THAT THE CONTRACTS FOR THE COLLECTION AND HAULING OF SOLID WASTE WITH GREENE COUNTY, ARKANSAS REQUIRE SAID SOLID WASTE BE DELIVERED TO THE REGIONAL LANDFILL OWNED BY THE NORTHEAST ARKANSAS REGIONAL SOLID WASTE MANAGEMENT DISTRICT.

WHEREAS, Greene County, Arkansas (the "County") is a member of the Northeast Arkansas Regional Solid Waste Management District (the "District"); and

WHEREAS, the District owns the Regional Solid Waste Landfill ("the Regional Landfill") located in Greene County; and

WHEREAS, the efficient and economical operation of the Regional Landfill depends on a consistent reliable source of solid waste being delivered to the District for disposal at the Regional Landfill; and

WHEREAS, pursuant to the authority of Act 752 of 1991 (Codified at Ark. Code Ann. Section 8-6-701 et. seq.), the District regulates the solid waste generated or collected within the boundaries of the County and strongly encourages said solid waste be delivered to the District for disposal at the Regional Landfill; and

NOW, THEREFORE, BE IT ORDAINED by the Quorum Court of Greene County, Arkansas:

ARTICLE 1. For the purposes of this Ordinance, "solid waste" shall mean all putrescible and nonputrescible wastes which are permitted by law and allowed by landfill operating permits to be accepted for disposal at the Regional Landfill.

ARTICLE 2. All solid waste generated or collected within the County shall be collected, treated, or hauled either by the County or by licensed entities or another municipality within the District under contract with the County according to Article 3 herein.

ARTICLE 3. All contracts for the collection, treatment, or hauling of solid waste shall require that said solid waste be delivered to the District for treatment or disposal at the Regional Landfill in the manner prescribed by the District.

ARTICLE 4. Nothing in this Ordinance shall be construed to prohibit or restrict the disposal of solid waste generated by private industry in a permitted landfill where the private industry bears the expense of operating and maintaining the landfill solely for the disposal of waste generated by the industry.



*Northeast Arkansas Regional Solid Waste Management District*

**ARTICLE 5.** Any person which generates, collects, transports, or accepts solid waste, and which causes or allows said solid waste to be disposed of at a place or in a manner prohibited by this Ordinance shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of up to \$500.00 for the first offense and up to \$1,000.00 for each subsequent offense.


**ARTICLE 6.** This Ordinance shall remain in full force and effect and shall be enforced so long as any bonds, notes, or other evidences of indebtedness issued to fund construction and operation of the Regional Landfill remain outstanding; or until the County receives specific authority in writing from the Board of the District allowing the disposal or treatment of solid waste generated or collected within the boundaries of the County in some other manner.

Passed and approved this 21st day of April, 2003.

APPROVED:

  
LEVI PILLOW  
GREENE COUNTY JUDGE

ATTEST:

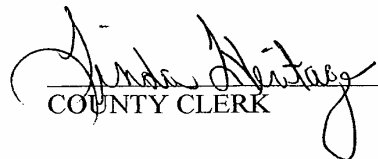
  
COUNTY CLERK

(SEAL)

**CERTIFICATE**

The undersigned, County Clerk of Greene County, Arkansas, hereby certifies that the foregoing pages are a true and correct copy of Ordinance No. 8, adopted at a regular session of the Quorum Court of Greene County, Arkansas held at the regular meeting place of the Quorum Court at \_\_\_\_\_ p.m., on the 21st day of April, 2003, and that said Ordinance is of record in Ordinance Record Book No. 2, Page 520, now in my possession.

GIVEN under my hand and seal this 22nd day of April, 2003.

  
COUNTY CLERK

(SEAL)

**ORDINANCE NO. 03-05**

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PARAGOULD, GREENE COUNTY, STATE OF ARKANSAS; AN ORDINANCE TO BE ENTITLED:

AN ORDINANCE REQUIRING THAT THE CONTRACTS FOR THE COLLECTION AND HAULING OF SOLID WASTE WITH CITY OF PARAGOULD, GREENE COUNTY, ARKANSAS REQUIRE SAID SOLID WASTE BE DELIVERED TO THE REGIONAL LANDFILL OWNED BY THE NORTHEAST ARKANSAS REGIONAL SOLID WASTE MANAGEMENT DISTRICT.

WHEREAS, City of Paragould, Greene, County, Arkansas (the “City”) is a member of the Northeast Arkansas Regional Solid Waste Management District (the “District”); and

WHEREAS, the District owns the Regional Solid Waste Landfill (“the Regional Landfill”) located in Greene County; and

WHEREAS, the efficient and economical operation of the Regional Landfill depends on a consistent reliable source of solid waste being delivered to the District for disposal at the Regional Landfill; and

WHEREAS, pursuant to the authority of Act 752 of 1991 (Codified at Ark. Code Ann. Section 8-6-701 et. seq.), the District regulates the solid waste generated or collected within the boundaries of the County and strongly encourages said solid waste be delivered to the District for disposal at the Regional Landfill; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of City of Paragould, Greene County, Arkansas:

ARTICLE 1. For the purposes of this Ordinance, “solid waste” shall mean all putrescible and nonputrescible wastes which are permitted by law and allowed by landfill operating permits to be accepted for disposal at the Regional Landfill.

ARTICLE 2. All solid waste generated or collected within the City shall be collected, treated, or hauled either by the City or by licensed entities or another municipality within the District under contract with the City according to Article 3 herein.

ARTICLE 3. All contracts for the collection, treatment, or hauling of solid waste shall require that said solid waste be delivered to the District for treatment or disposal at the Regional Landfill in the manner prescribed by the District.

ARTICLE 4. Nothing in this Ordinance shall be construed to prohibit or restrict the disposal of solid waste generated by private industry in a permitted landfill where the private industry bears

*Northeast Arkansas Regional Solid Waste Management District*

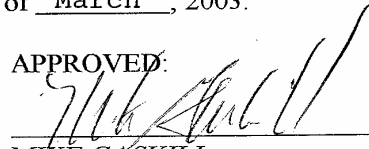
the expense of operating and maintaining the landfill solely for the disposal of waste generated by the industry.

**ARTICLE 5.** Any person which generates, collects, transports, or accepts solid waste, and which causes or allows said solid waste to be disposed of at a place or in a manner prohibited by this Ordinance shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of up to \$500.00 for the first offense and up to \$1,000.00 for each subsequent offense.

**ARTICLE 6.** This Ordinance shall remain in full force and effect and shall be enforced so long as any bonds, notes, or other evidences of indebtedness issued to fund construction and operation of the Regional Landfill remain outstanding; or until the City receives specific authority in writing from the Board of the District allowing the disposal or treatment of solid waste generated or collected within the boundaries of the City in some other manner.

Passed and approved this 24 day of March, 2003.

APPROVED:

  
MIKE GASKILL  
MAYOR OF PARAGOULD

ATTEST:

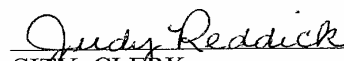
  
CITY CLERK

(SEAL)

**CERTIFICATE**

The undersigned, City Clerk of the City of Paragould, Greene County, Arkansas, hereby certifies that the foregoing pages are a true and correct copy of Ordinance No. 03-05, adopted at a regular session of the City Council of City of Paragould, Greene County, Arkansas held at the regular meeting place of the City Council, City of Paragould, at 7 p.m., on the 24th day of March, 2003, and that said Ordinance is of record in Ordinance Record Book No. 22, Page 112, now in my possession.

GIVEN under my hand and seal this 25th day of March, 2003.

  
CITY CLERK

(SEAL)

*Northeast Arkansas Regional Solid Waste Management District*

Regional Solid Waste Management District  
P.O. Box 753 Paragould, Arkansas 72451-0753  
Phone: (870) 236-7447

July 23, 2008

via e-mail to [WRATHER@adeq.state.ar.us](mailto:WRATHER@adeq.state.ar.us)

Due to ADEQ: September 2, 2008

and hard copy by Certified U.S. Mail to:

via certified mail, return receipt requested  
7004 2510 0000 8850 3098

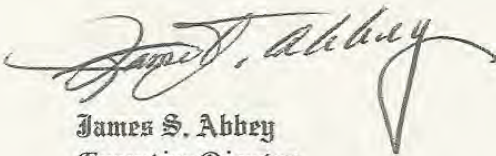
Flora Wrather, Management Project Analyst II  
Arkansas Department of Environmental Quality  
Solid Waste Management Division  
5301 Northshore Drive  
North Little Rock, AR 72118-5317

Dear Mrs. Wrather:

Enclosed are the Northeast Arkansas RSWMD's *Recycling Grants Progress Reports for the period July 1, 2007 through June 30, 2008 showing Activities in 2007*. These reports are for the five year period 2003 through 2007.

Please call me at 870 236-7447 if you have any questions or comments.

Respectfully,



**James S. Abbey**  
*Executive Director*

Enclosed: 1. Recycling Grant Progress Report Forms - 12 as follows:

NEA 00-07 admin	NEA 01-07 Recycling Workers Wages	NEA 02-07 Concrete Slabs
NEA 00-06 admin	NEA 01-06 Purchase Roll-Off Truck	
NEA 00-05 admin	NEA 01-05 Recycling Workers Wages	
NEA 00-04 admin	NEA 01-04 Recycling Workers Wages	NEA 02-04 Buy skid-steer
NEA 00-03 admin	NEA 01-03 Recycling Workers Wages	

**Our Board of Directors:**

*Vice Chairman*

**Gerald Morris**  
*Mayor of Piggott*

*Chairman*

**Mike Gaskill**  
*Mayor of Paragould*

*Secretary/Treasurer*

**Jesse Dollars**  
*Greene Co. Judge*

**Gary Howell** - Clay Co. Judge • **Alex Latham** - Lawrence Co. Judge • **David Jansen** - Randolph Co. Judge  
**Dewayne Phelan** - Mayor of Corning • **Donnie Roberts** - Mayor of Hoxie • **Gary Crocker** - Mayor of Pocahontas  
**Ron Kemp** - Mayor of Rector • **Michelle Rogers** - Mayor of Walnut Ridge



## 2007 ADEQ Recycling Grant Progress Report

Grant Number: NEA 00-07 Administration

Original Grant Amount: \$15,796.93

Grant Recipient: Northeast Arkansas RSWMD

District: Northeast Arkansas RSWMD

This year's beginning balance: \$15,796.93

This year's expenditures: \$15,796.93

Ending Balance This Year: \$0.00

Brief summary of how grant funds were used this Fiscal year:

Used to pay the administrative costs necessary for the various aspects of the district's recycling program. Costs such as (but not limited to) phone calls to coordinate the pickup of truckloads of baled recyclable materials; office supplies for recycling reports, etc.; postage and postal supplies for corresponding with ADEQ and other agencies; public notices in six newspapers in the district's four counties; invitation for bids concerning the recycling projects that are required to be published in the regional newspaper serving the area; newspaper and radio advertising of our recycling programs; costs for meetings, seminars, and conferences where recycling is discussed; and a host of other administrative costs.

James S. Abbey

Digitally signed by James S. Abbey  
DN: CN = James S. Abbey, O = US, O = Northeast AR  
RSWMD, OU = Northeast AR RSWMD  
Reason: I am approving this document  
Date: 2008.07.17 10:39:57 -05'00'

Report Completed By: James S. Abbey, Executive Director

Date: July 17, 2008

## 2007 ADEQ Recycling Grant Progress Report

Grant Number: NEA 01-07 Recycling Worker Wages

Original Grant Amount: \$81,907.37

Grant Recipient: Northeast Arkansas RSWMD

District: Northeast Arkansas RSWMD

This year's beginning balance: \$81,907.37

This year's expenditures: \$81,907.37

Ending Balance This Year: \$0.00

Brief summary of how grant funds were used this Fiscal year:

Year 1 Activity in 2007. Funds were expended in 2007 as follows:

Date of Check: 9/21/07 Check number: 593

Amount of Check: \$81,907.37

Pay to: Northeast Arkansas Regional Landfill & Recycling.

Purpose: Pay Recycling Workers Wages.

James S. Abbey

Digitally signed by James S. Abbey  
DN: CN = James S. Abbey, C = US, O = Northeast  
AR RSWMD, OU = Northeast AR RSWMD  
Reason: I am approving this document  
Date: 2008.07.17 14:43:05 -05'00'

Report Completed By: James S. Abbey, Executive Director

Date: July 17, 2008



## 2007 ADEQ Recycling Grant Progress Report

Grant Number: NEA 02-07 Concrete Slabs for Recycling Containers

Original Grant Amount: \$14,250

Grant Recipient: Northeast Arkansas RSWMD

District: Northeast Arkansas RSWMD

This year's beginning balance: \$14,250

This year's expenditures: \$14,250

Ending Balance This Year: \$0.00

Brief summary of how grant funds were used this Fiscal year:

Year 1 Activity in 2007. Funds were expended in 2007 as follows:

Date of Check: 10/05/07 Check number: 594

Amount of Check: \$14,250

Pay to: HLP Construction Company.

Purpose: Pay for Concrete Slabs to be constructed for recyclable materials collection containers to be stationed on while awaiting swap-out with full one.

James S. Abbey

Digitally signed by James S. Abbey  
DN: CN = James S. Abbey, C = US, O = Northeast  
AR RSWMD, OU = Northeast AR RSWMD  
Reason: I am approving this document  
Date: 2008.07.17 14:43:05 -05'00'

Report Completed By: James S. Abbey, Executive Director

Date: July 17, 2008

## 2007 ADEQ Recycling Grant Progress Report

Grant Number: NEA 00-06 Administration

Original Grant Amount: \$15,000

Grant Recipient: Northeast Arkansas RSWMD

District: Northeast Arkansas RSWMD

This year's beginning balance: \$0.00

This year's expenditures: \$0.00

Ending Balance This Year: \$0.00

Brief summary of how grant funds were used this Fiscal year:

James S. Abbey

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Northeast AR RSWMD, OU = Northeast AR  
RSWMD  
Date: 2008.07.17 10:14:28 -0500

Report Completed By: James S. Abbey, Executive Director

Date: July 17, 2008



## 2007 ADEQ Recycling Grant Progress Report

Grant Number: NEA 01-06 Purchase Roll-Off Truck

Original Grant Amount: \$92,787

Grant Recipient: Northeast Arkansas RSWMD

District: Northeast Arkansas RSWMD

This year's beginning balance: \$0.00

This year's expenditures: \$0.00

Ending Balance This Year: \$0.00

Brief summary of how grant funds were used this Fiscal year:

Year 2 No activity in 2007. Funds were expended in 2006 as follows:

Date of Check: 11/29/06 Check number: 575

Amount of Check: \$92,787

Pay to: Town & Country Case International, Inc.

Purpose: Purchase new roll-off truck.

James S. Abbey

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Northeast AR RSWMD, OU = Northeast  
AR RSWMD  
Date: 2008.07.17 11:10:48 -05'00'

Report Completed By: James S. Abbey, Executive Director

Date: July 17, 2008

## 2007 ADEQ Recycling Grant Progress Report

Grant Number: NEA 00-05 Administration

Original Grant Amount: \$13,943

Grant Recipient: Northeast Arkansas RSWMD

District: Northeast Arkansas RSWMD

This year's beginning balance: \$0.00

This year's expenditures: \$0.00

Ending Balance This Year: \$0.00

Brief summary of how grant funds were used this Fiscal year:

James S. Abbey

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Reason: I am approving this document  
Date: 2008.07.17 10:00:50 -0500

Report Completed By: James S. Abbey, Executive Director

Date: July 17, 2008

## 2007 ADEQ Recycling Grant Progress Report

Grant Number: NEA 01-05      Recycling Worker Wages

Original Grant Amount: \$100,000

Grant Recipient: Northeast Arkansas RSWMD

District: Northeast Arkansas RSWMD

This year's beginning balance: \$0.00

This year's expenditures: \$0.00

Ending Balance This Year: \$0.00

Brief summary of how grant funds were used this Fiscal year:

Year 3    No activity in 2007.    Funds were expended in 2005 as follows:

Date of Check: 09/16/05      Check number: 516

Amount of Check: \$100,000

Pay to: Northeast Arkansas Regional Landfill and Recycling.

Purpose: Pay wages of recycling workers

James S. Abbey

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Reason: I am approving this document  
Date: 2008.07.17 11:05:35 -05'00'

Report Completed By: James S. Abbey, Executive Director

Date: July 17, 2008



Original Grant Amount: \$10,000

Grant Recipient: Northeast Arkansas RSWMD

District: Northeast Arkansas RSWMD

This year's beginning balance: \$0.00

This year's expenditures: \$0.00

Ending Balance This Year: \$0.00

Brief summary of how grant funds were used this Fiscal year:

James S. Abbey

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RSWMD  
Reason: I am approving this document  
Date: 2008.07.17 09:57:24 -05'00'

Report Completed By: James S. Abbey, Executive Director

Date: July 17, 2008

## 2007 ADEQ Recycling Grant Progress Report

Grant Number: NEA 01-04 Recycling Worker Wages

Original Grant Amount: \$74,795.81

Grant Recipient: Northeast Arkansas RSWMD

District: Northeast Arkansas RSWMD

This year's beginning balance: \$0.00

This year's expenditures: \$0.00

Ending Balance This Year: \$0.00

Brief summary of how grant funds were used this Fiscal year:

Year 4 No activity in year 2007. Funds were expended in 2004 as follows:

Date of Check: 08/24/04 Check number: 490

Amount of Check: \$74,795.81

Pay to: Northeast Arkansas Regional Landfill and Recycling.

Purpose: Pay wages of recycling workers.

James S. Abbey

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Ark RSWMD, OU = Northeast AR RSWMD  
Reason: I am approving this document  
Date: 2008.07.17 11:00:35 -0500

Report Completed By: James S. Abbey, Executive Director

Date: July 17, 2008

## 2007 ADEQ Recycling Grant Progress Report

Grant Number: NEA 02-04      Purchase a Skid-Steer Uni-Loader

Original Grant Amount: \$35,082.19

Grant Recipient: Northeast Arkansas RSWMD

District: Northeast Arkansas RSWMD

This year's beginning balance: \$0.00

This year's expenditures: \$0.00

Ending Balance This Year: \$0.00

Brief summary of how grant funds were used this Fiscal year:

Year 4    No activity in 2007.    Funds were expended in 2004 as follows:

Date of Check: 08/24/04      Check number: 489

Amount of Check: \$35,082.19

Pay to: Town & Country Case International, Inc.

Purpose: Purchase a new skid-steer loader.

James S. Abbey

Digitally signed by James S. Abbey  
DN: CN = James S. Abbey, C = US, O = Northeast  
AR RSWMD, OU = Northeast AR RSWMD  
Reason: I am approving this document  
Date: 2008.07.17 11:17:43 -0500

Report Completed By: James S. Abbey, Executive Director

Date: July 17, 2008



## 2007 ADEQ Recycling Grant Progress Report

Grant Number: NEA 00-03 Administration

Original Grant Amount: \$15,797

Grant Recipient: Northeast Arkansas RSWMD

District: Northeast Arkansas RSWMD

This year's beginning balance: \$0.00

This year's expenditures: \$0.00

Ending Balance This Year: \$0.00

Brief summary of how grant funds were used this Fiscal year:

James S. Abbey

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DN: CN = James S. Abbey, C = US, O =  
Northeast AR RSWMD, OU = Northeast AR  
RSWMD  
Reason: I am approving this document  
Date: 2008.07.17 09:50:39 -0500

Report Completed By: James S. Abbey, Executive Director

Date: July 17, 2008

## 2007 ADEQ Recycling Grant Progress Report

Grant Number: NEA 01-03      Recycling Worker Wages

Original Grant Amount: \$66,591

Grant Recipient: Northeast Arkansas RSWMD

District: Northeast Arkansas RSWMD

This year's beginning balance: \$0.00

This year's expenditures: \$0.00

Ending Balance This Year: \$0.00

Brief summary of how grant funds were used this Fiscal year:

Year 5      No activity in 2007.      Funds were expended in 2003 as follows:

Date of Check: 08/05/03      Check number: 478

Amount of Check: \$66,591

Pay to: Northeast Arkansas Regional Landfill and Recycling.

Purpose: Pay wages of recycling workers.

James S. Abbey

Digitally signed by James S. Abbey  
DN: cn = James S. Abbey, c = US, o = Northeast  
AR RSWMD, ou = Northeast AR RSWMD  
Reason: I am approving this document  
Date: 2008.07.17 10:53:32 -05'00'

Report Completed By: James S. Abbey, Executive Director

Date: July 17, 2008



*Northeast Arkansas Regional Solid Waste Management District*

Regional Solid Waste Management District  
P.O. Box 753 Paragould, Arkansas 72451-0753  
Phone: Jim (870) 236-7447 Phone: Landfill (870) 239-5572

July 23, 2008

via e-mail to [BECHTEL@adeq.state.ar.us](mailto:BECHTEL@adeq.state.ar.us)

Due to ADEQ: August 29, 2008

And hard copy by Certified U.S. Mail to:

via certified mail, return receipt requested  
7004 2510 0000 8850 3050

Teresa Bechtel, Marketing Manager  
Arkansas Department of Environmental Quality  
Solid Waste Management Division  
5301 Northshore Drive  
North Little Rock, AR 72118-5317

Dear Mrs. Bechtel:

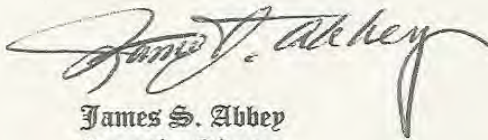
The following survey is enclosed in accordance with your letter, emailed by Dale Yarberry on July 9, 2008 (copy enclosed), advising me to complete the survey and return it to your office no later than August 29, 2008.

1. Recycling Activity Survey  
Reporting Period: *July 1, 2007 through June 30, 2008*

Also enclosed is a page "Notes" showing calculations for the diversion savings.

Please call me at 870 236-7447 if you have any questions or comments.

Respectfully,



**James S. Abbey**  
Executive Director

- Enclosures:
1. Recycling Activity Survey for July '07 through June '08
  2. Teresa Bechtel letter
  3. Notes

*Our Board of Directors:*

*Vice Chairman*

**Gerald Morris**  
Mayor of Piggott

*Chairman*

**Mike Gaskill**  
Mayor of Paragould

*Secretary/Treasurer*

**Jesse Dollars**  
Greene Co. Judge

**Gary Howell** - Clay Co. Judge • **Alex Latham** - Lawrence Co. Judge • **David Jansen** - Randolph Co. Judge  
**Dewayne Phelan** - Mayor of Corning • **Donnie Roberts** - Mayor of Hoxie • **Gary Crocker** - Mayor of Pocalhontas  
**Ron Kemp** - Mayor of Rector • **Michelle Rogers** - Mayor of Walnut Ridge

## Northeast Arkansas Regional Solid Waste Management District

July 23, 2008

Teresa:

Notes for the Recycling Activity Survey for the year 1 July 2007 through 30 June 2008 which are due to you by August 29, 2008.

1. **Tons collected:** **641,616 pounds** of recyclable materials were collected from July 1, 2007 through June 30, 2008. **This equals 321 tons.** The 321 tons were then equally divided among 7 appropriate grants (*administrative and education grants excluded*). Therefore, tons collected for each grant is 46.
2. **Revenue received:** **\$14,358.22** was received for the sale of recyclable materials from July 1, 2007 through June 30, 2008. The \$14,358.22 was then equally divided among the 7 appropriate grants. Therefore, revenue received for each grant is \$2,051.
3. **Diversion savings:** At the Northeast Arkansas RSWMD landfill, tipping fees are:

Compacted waste in year 2007:	\$ 8.25 per cubic yard
Loose waste in year 2007:	\$ 7.75 per cubic yard
Compacted waste in year 2008:	\$ 8.25 per cubic yard
Loose waste in year 2008:	<u>\$ 7.75 per cubic yard</u>
TOTAL for both years:	\$32.00 per cubic yard

Then divide the total of \$32 per cubic yard by 4 items to get an average for both years.  
The result is \$32.00 per cubic yard / 4 items = \$8.00 per cubic yard average tipping fee.

Then multiply \$8.00 per cubic yard by 3.5 cubic yards (equals one ton) to get the per ton tipping fee.

The result is \$8.00 per cubic yard x 3.5 cubic yards equals one ton = **\$28.00 is the per ton tipping fee.**

\$28.00 per ton x 321 tons = **\$8,988 total diversion savings.**

The \$8,988 is then divided among the 7 appropriate grants.

Therefore, diversion savings is \$1,284 per grant project.

James S. Abbey  
Executive Director  
Northeast Arkansas RSWMD



**RECYCLING ACTIVITY SURVEY**  
**REPORTING PERIOD JULY 1, 2007 - June 30, 2008**

<b>FACILITY:</b> <u>NORTHEAST ARKANSAS RSWMD</u>				<b>TELEPHONE:</b> <u>870 236-7447</u>			
<b>ADDRESS:</b> <u>P.O. BOX 753 PARAGOULD, AR 72451</u>				<b>COUNTY:</b> <u>CLAY, GREENE, LAWRENCE, RANDOLPH</u>			
<b>CONTACT:</b> <u>JIM ABBEY</u>				<b>CITY:</b> _____			
<b>EMAIL ADDRESS:</b> _____				<b>ZIP:</b> _____			
<b>FACILITY LOCATION:</b> <u>4 COUNTIES IN NE ARKANSAS</u>				<b>FAX:</b> _____			
<b>Number of Employees Engaged In Recycling Activities</b>		<b>DAYS OPEN PER WEEK:</b> <u>6</u> <small>(M T W T F S)</small> (Circle all that apply)		<b>DAILY HOURS OF OPERATION</b> <u>8</u> a.m. to <u>4</u> p.m.		<input type="checkbox"/> CURBSIDE <input checked="" type="checkbox"/> DROPOFF <input type="checkbox"/> BOTH	
<b>MATERIAL TYPES</b>	<b>AMOUNT COLLECTED</b>	<b>TONS</b>	<b>POUNDS</b>	<b>CUBIC YARDS</b>	<b>DESTINATION OF BUYER</b> <small>(Ensures Material Counted Only Once)</small>	<b>% MARKETING</b> <small>In State</small>	<b>% MARKETING</b> <small>Out of State</small>
<b>PAPER</b>							
Newspaper \$1538.95	153,895	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUMMELSTEIN RECYCLING JONES BORO, AR	100	
Cardboard (OCC) \$4953.50	80,620	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	WW RECYCLING MARNADUKE, AR	100	
Sorted Office Paper (SOP) \$240.00	24,000	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUMMELSTEIN	100	
Sorted White Ledger (SWL)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
Magazines/ Mixed Paper <sup>CHIPBOARD</sup> \$575.57	16,445	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	WW RECYCLING	100	
Other Paper (specify) MIXED BOOKS	30,414	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUMMELSTEIN	100	
<b>PLASTICS</b>							
PET (soda/water bottles) \$2521.85	18,329	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	WW RECYCLING	100	
HDPE (milk jugs, laundry detergent) \$1151.72	8860	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	WW RECYCLING	100	
LDPE (film stretch wrap & grocery sacks)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
Mixed (co-mingled bottles)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
Other Plastics (specify) <sup>\$0.</sup> BAGS	763	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUMMELSTEIN	100	

**Questions on this survey should be directed to your Regional Solid Waste Management District**



MATERIAL TYPES	AMOUNT COLLECTED	TONS	POUNDS	CUBIC YARDS	DESTINATION or BUYER (Ensures Material Counted Only Once)	% MARKETED	
		(Please Check One)				In State	Out of State
<b>METALS</b>							
White Goods #1812. <sup>75</sup>	241,700	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	MR. DUNLAP PARAGOULD	.	100
Aluminum #174. <sup>94</sup>	776	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUMMELSTEIN	100	
Ferrous Metals (steel cans, oil filters, iron) #390. <sup>00</sup>	8835	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	SHAMCO - PARAGOULD, AR	100	
Non-Ferrous Scrap (aluminum, brass, copper)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
Other Metals (specify)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
<b>OTHER MATERIALS</b>							
Electronic Waste (copiers, printers, fax) #953. <sup>60</sup>	47,680	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	WW RECYCLING	100	
Wood Waste (lumber, pallets, sawdust)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
Household Hazardous Waste (HHW)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
Oil (motor oil, solvents)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
Glass #22. <sup>84</sup>	9,139	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	HUMMELSTEIN	100	
Textiles		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
Batteries (lead-acid from vehicles) #22. <sup>50</sup>	160	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	WW RECYCLING	100	
Yard Waste (limbs, leaves, brush)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			
Other - (specify)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			

All facilities that have received Recycling Grant funds must report the following:

641,616 LBS = 321 TONS      \$ 28.<sup>00</sup>      \$ 8,988

Total Tons Recycled    X    Landfill Tipping Fee    =    Total Diversion Savings

Revenue from sale of recyclables: \$ 14,358.<sup>22</sup>      (total amount from all materials)

Return Completed Form to your Regional Solid Waste Management District Office



THIS AGREEMENT is entered into this \_\_\_\_\_ day of May, 1996, by and between Arkansas Recyclable Waste, Inc., an Arkansas Corporation (the "Contractor"), and East Arkansas Regional Solid Waste Management District, Northeast Arkansas Regional Solid Waste Management District and Mississippi County Regional Solid Waste Management District (jointly referred hereinafter as the "Districts") for the operation of an Inter-District Waste Tire Management Program (the "Program").

W I T N E S S E T H:

WHEREAS, Contractor is in the business of handling, processing, recycling and disposing of waste tires, and the Districts are required to develop a comprehensive waste tire management program within their jurisdictions;

WHEREAS, the Districts issued and publicly advertised a request for proposals for a waste tire management program, and proposals were submitted by December 29, 1995;

WHEREAS, there is an urgent need and regulatory mandate for a comprehensive waste tire management and recycling program within the Districts;

NOW, THEREFORE, in consideration of the recitals above, the mutual representations, warranties, covenants and agreements hereinafter contained, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. **General Conditions.** Contractor agrees to operate the Program in accordance with applicable Arkansas statutes and Arkansas Department of Pollution Control and Ecology ("ADPC&E") Regulation No. 14 and No. 22. Contractor shall bear all obligations and expenses required to carry out the Program unless otherwise agreed in writing.
2. **Inter-District Waste Tire Management Program Agreement.** Through an Inter-District Waste Tire Management Program Agreement, the Districts have agreed to cooperate in the planning, regulating, collection, processing, recycling and disposal of waste tires collected within their boundaries; and the Districts have agreed to cooperate in the funding of the Program through the collective use of waste tire grant funds allocated to the Districts individually. The Districts have agreed to establish a Program Oversight Group for purposes of managing the Program and this Agreement.
3. **Waste Tire Collection Centers.** Contractor accepts full responsibility and liability for the waste tires once the waste tires are deposited at the Waste Tire Collection Centers ("Centers"). Contractor shall maintain full compliance with the record keeping, manifesting and operational requirements of Regulation No. 14.



Specifically, Contractor is responsible for providing a minimum of one Center in each of the eleven counties currently within the Districts. Contractor shall provide at least one (1) forty (40) cubic yard roll-off container at each Center and two (2) or more forty (40) cubic yard roll-off containers at high volume centers. "High volume centers" are defined as those which require the removal of two (2) or more forty (40) cubic yard containers per week. All requests for container removals received before noon each day, shall be responded to no later than 5:00 p.m. the following day. Contractor shall leave at least one (1) empty container at a Center before picking up a full container. Contractor shall not be required to collect fees at the Centers unless otherwise instructed by the Districts.

Contractor and the Districts acknowledge that the location of waste tire collection centers may change during the term of this Agreement. Contractor shall provide the Districts with a minimum of thirty (30) days notice of closure of Centers in order to properly inform the public of a change in Center locations. Contractor shall obtain the Districts' approval of location and establishment of new waste tire collection centers. The Districts agree to approve or deny the location and establishment of new waste tire collection centers within the (10) working days of notification by Contractor.

Contractor shall post signs at each waste tire collection center location clearly indicating the days and hours the waste tire collection centers are open for business, and warning that illegal dumping will be investigated and prosecuted.

4. **Disputes.** Any dispute which may arise between Contractor, the Staff (as defined herein) or any local government entity shall be referred to the Program Oversight Group for resolution. In considering such matters, the Program Oversight Group shall confer with any affected District Board of Directors and devise a solution that accommodates the volume of waste tires within that county.
5. **Waste Tire Volumes.** Contractor shall monitor the volumes and flow of waste tires from the Centers and keep records of waste tire volumes through the use of manifest forms to be provided to Contractor by the Districts, or as may otherwise be required by ADPC&E. Contractor shall furnish to the Districts manifest forms for all tires collected at each Center or at the permitted processing facility, for which a fee has been paid, prior to those tires being placed in a roll-off container at the Center. Scale weight tickets on each load picked up at each Center or received at the permitted processing facility will be submitted to the Districts along with the manifest forms.
6. **Processing and Recycling.** Contractor agrees that at least eighty percent (80%) of the total weight of all waste tires collected through the Program will be processed and recycled. There will be no stockpiling nor landfilling of waste tires from the Program, unless prior written approval is obtained from the Districts. Contractor agrees to obtain the Districts' approval on an individual case-by-case basis for temporary stockpiling of waste tires, or waste tire parts and scraps, when an end user cannot take immediate delivery of the waste tire materials. All parties recognize that certain specialty tires cannot be feasibly recycled. Upon



execution date of this Agreement, Contractor will identify any and all waste tires and waste tire scraps and parts that Contractor has stockpiled or monofilled. Those materials will not be eligible for payment under this Agreement.

7. **Final Disposition.** On a quarterly basis, Contractor shall submit a comprehensive list of all end users that waste tire product is currently being shipped to, along with appropriate documentation of shipments to all such users, e.g. a bill of lading or receipt signed end-user employee. The Districts shall have sole discretion to instruct Contractor to shipments to any end user reasonably believed to not constitute a valid reuse of the materials.
8. **Payment.**
  - (a) **Weight Basis.** Contractor shall be paid quarterly on the basis of the net weight of all tires collected from the Centers or received at the processing facility. Payment shall be in the amount of Eighty Dollars (\$80.00) per ton.
  - (b) **Maximum Compensation.** Notwithstanding any other provision herein, the total compensation due Contractor shall not exceed ninety percent (90%) of the total waste tire funds obtained by the Districts from the State Waste Tire Grant Fund and other sources (not including abatement funds) for any District fiscal year. Notwithstanding this limitation, Contractor shall accept and properly handle all waste tires delivered to the Centers.
  - (c) **Invoices.** The Districts will compensate Contractor on a quarterly basis, with funds from the State Waste Tire Grant Fund for all tires received at the Centers, processed, recycled and shipped to end users during the previous quarter, including tires received at the collection centers, processed, and temporarily stockpiled for shipment to end users that cannot take immediate delivery of processed waste tire materials and which have been approved for temporary stockpiling on a case-by-case basis as provided in Section 6. Payment shall be based upon monthly invoices submitted by Contractor accompanied by appropriate supporting documentation, as enumerated elsewhere in previous sections of this Agreement. All payments herein shall come exclusively from said Grant Fund and shall be contingent upon the availability of such funds. There shall be no liability for such payment from other funds or resources of the Districts.
9. **Compliance.** Contractor shall promptly forward to the Districts, upon receipt, copies of all ADPC&E inspections of its operations and facilities. Within ten (10) days of receipt of any written inspection report which cites any noncompliance, Contractor shall submit a letter to ADPC&E explaining the corrective measures to be taken, with a copy forwarded to the Districts.
10. **Operational Capacity.** Contractor shall begin fully processing and recycling tires pursuant to the terms of this Agreement no later than one hundred twenty (120) days following execution of this Agreement.



11. **Performance Audit and Financial Audit.** The Districts shall have access to all program-related Contractor records for purposes of monitoring the Program performance and for conducting the Program financial audits.
12. **Term of Agreement.** The term of this Agreement shall commence on the date it is signed and extend for a period of (5) five years and then shall be renewable for one (1) additional (5) year period. If at the end of the first five (5) year term, either Contractor or the Districts do not wish to renew this Agreement, they shall notify the other within ninety (90) days to the end of that term.
13. **Termination of Agreement.** The Districts may terminate this Agreement if Contractor does not fulfill any portion of Contractor's responsibilities as described in this Agreement, or if Contractor fails to cure any alleged breach within thirty (30) days written notice to Contractor. If the Districts do not receive any waste tire grant funds, this Agreement shall terminate with no liability to the Districts, or any of the counties and municipalities within the Districts.
14. **Environmental Representations.** Contractor hereby represents and warrants as follows:
  - (a) Contractor has complied and shall comply in all material respects with all laws, ordinances, permits, orders, rules and regulations promulgated or issued by any local, state or federal court, agency, board, legislature, commission or other legislative, judicial, administrative or regulatory body ("Governmental Body") relating to any Environmental Laws. "Environmental Laws" shall mean and include any laws regarding the protection of the environment (including, without limitation, ambient air, surface water, groundwater, natural resources or human health), including, without limitation, laws concerning: (i) emissions, discharges, spills, leaks or releases into the environment ("Releases") of petroleum, petroleum by-products, petroleum wastes, petroleum contaminated soils, asbestos, special wastes, radioactive substances and materials, or "hazardous substances," "toxic substances," or "hazardous wastes," as those terms are defined in any law (hereinafter individually and collectively called "Pollutants"); and (ii) the processing, distribution, generation, use, treatment, storage, disposal, transportation, or handling of Pollutants.
  - (b) There is no civil, criminal or administrative action, lawsuit, litigation, claim, notice of violation, injunction, writ or other order pending or threatened against Contractor respecting the maintenance of a nuisance, the violation of any Environmental Law, or any duty related to any Pollutants or Releases arising at common law to any person, entity or Governmental Body. Contractor shall immediately notify the Districts in the event any such claims arise or are asserted.
  - (c) Contractor has obtained or will take appropriate steps to obtain all Permits as required by any Environmental Laws necessary for its operations as currently conducted and as may be required hereunder, all such Permits are in good standing, and Contractor is currently in substantial compliance with all terms and conditions of such Permits.



(d) Contractor has no current or potential liability for any claims or violations arising out of any events, occurrences or releases of any Pollutants or violations of any Environmental Laws on or before the Effective Date on the premises of or regarding any of its current operations.

15. **General Indemnification.** Contractor and its shareholders agree to indemnify and harmless the Parent, in respect of any and all liabilities and losses incurred by the Districts (any losses incurred by the Staff or local governments within the Districts shall be considered a loss incurred by the Districts) in connection with each and all of the following:

- (1) any breach of any representation or warranty of Contractor contained herein;
- (2) any breach of any covenant, agreement or obligation of Contractor contained in this Agreement; and
- (3) any loss arising from the Release of any Pollutants or violation of any Environmental Laws by Contractor, including without limitation any losses arising under 42 U.S.C. Section 9601, et seq., or A.C.A. Section 8-7-501, et seq.

16. **Performance Bond.** Contractor shall furnish to the Districts a performance bond from a surety reasonably acceptable to the Districts, or an irrevocable letter of credit, in an amount of Two Hundred Fifty Thousand Dollars (\$250,000) which names the Districts as beneficiary and assures Contractor's ability to successfully perform and complete all obligations under this Agreement. This performance bond must be furnished within thirty (30) days after this Agreement is fully executed.

17. **Insurance.** Contractor shall obtain, and cause to be maintained, insurance of the following types and amounts through insurance companies licensed to do business in the State of Arkansas:

<b><u>TYPES OF INSURANCE</u></b>	<b><u>AMOUNT</u></b>
Comprehensive general liability including personal injury and broad property damage occurring in, or about all Sites and Centers operated under this Agreement.	\$1,000,000 per occurrence for property damage; \$1,000,000 in respect to bodily injury; \$2,000,000 combined single limit for bodily injury and property damage.
Workmen's Compensation	As required by applicable law.



Employer's Liability

As required by applicable law.

Contractor shall submit to the Districts certificates evidencing the above insurance coverage within thirty (30) days of execution of this Agreement. All such certificates shall name the Districts, all member Counties, and their respective employees, as Additional Insureds all required policies as applicable.

18. **Liquidated Damages.** Contractor agrees and acknowledges that time is of the essence its performance under this Agreement and that the Districts and their members will damages which are difficult to quantify as a result of any delays. Therefore, Contractor agrees to be subject to liquidated damages in the amount of one hundred dollars (\$100.00) per day in the event that: (1) Contractor fails to pick up a container within the time-frame required above; or (2) Contractor fails to begin processing and recycling of the collected waste tires as required under this Agreement at the end of the one hundred twenty (120) days period following the execution of this Agreement.
19. **Authorization to Execute This Agreement.** The Chairpersons of the Districts represent that they are authorized to execute this Agreement on behalf of their respective regional solid waste management districts by action of the governing bodies of the Districts.
20. **Districts Agent and Representative.** For purposes of managing the services provided by Contractor under this Agreement, the Districts and Program Oversight Group hereby designate the staff of the East Arkansas Solid Waste Management District (the "Staff") as their agent and representative. Contractor may give all necessary notices to the Staff and shall receive and may rely on all written authorizations and approvals from the Staff.
21. **Contingent on ADPC&E Approvals.** Contractor's and the Districts' obligations and responsibilities under this Agreement are contingent upon continuing approval of the Districts' Waste Tire Management Plan ("Plan") and the Districts' Waste Tire Grant application ("Grant") by the Arkansas Department of Pollution Control and Ecology (ADPC&E) and periodic receipt of waste tire grant funds from ADPC&E.
22. **Force Majeure.** The performance of this Agreement shall be delayed for so long as acts of God or other events, such as floods, labor strikes, wars, and other such catastrophes or natural disasters, beyond the control of either party hereto, prevent the performance thereof. However, such events shall only delay the performance of this Agreement, and shall not terminate this Agreement unless the circumstances are such that the continued performance is rendered infeasible.
23. **Notices.** Notices required under this Agreement will be deemed properly given with writing sent by certified mail, return receipt requested, postage prepaid, and address as follows:

If to Contractor:

Glenn Eaton  
Arkansas Recyclable Waste, Inc.  
Hwy 64 East, P.O. Box 565  
Wynne, Arkansas 72396

If to the Districts:


Richard Spelic  
East Arkansas RSWMB  
2905 King Street  
P.O. Box 1403  
Jonesboro, Arkansas 72403

24. **Entire and Complete Agreement.** This Agreement constitutes the entire and complete Agreement of the parties with respect to the subject matter hereof, and supersedes all prior or contemporaneous understandings, proposals, arrangements, commitments and representations pertaining to the subject matter hereof, all of which, whether oral or written, are merged herein. This Agreement may be amended or changed only by written agreement executed by all parties hereto.
25. **Governing Law** The laws of the State of Arkansas shall govern the validity, interpretation, construction and performance of this Agreement.
26. **Headings.** Captions and headings in this Agreement are for ease of reference only and do not constitute a part of this Agreement.
27. **Counterparts.** This Agreement may be executed in counterparts, each of which shall be deemed an original, and all of which, when executed and delivered, shall together constitute one and the same instrument.
28. **Severability.** In the event that any provision of this Agreement shall, for any reason be determined to be invalid, illegal or unenforceable in any respect, the parties hereto shall negotiate in good faith and agree as to such amendments, modifications or supplements of or to this Agreement, or such other appropriate actions as are necessary to implement the intentions of the parties as reflected herein, and the other provisions of this Agreement shall, as so amended, modified or supplemented or otherwise affected by such action, remain in full force and effect.
29. **Assignments.** Contractor shall not assign any rights or responsibilities under this Agreement without the prior written agreement of the Districts. Further, Contractor must give immediate written notice to the Districts of any change in controlling ownership of Contractor.



IN WITNESS WHEREOF, the parties hereto have set their hands below this 2nd day of May, 1996.

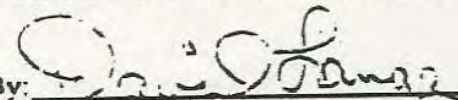
ARKANSAS RECYCLABLE WASTE, INC.

By:   
Glenn Eaton  
As: President

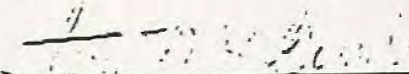
EAST ARKANSAS REGIONAL SOLID WASTE  
MANAGEMENT DISTRICT

By: 


NORTHEAST ARKANSAS REGIONAL SOLID  
WASTE MANAGEMENT DISTRICT

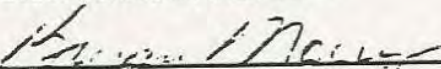
By: 

MISSISSIPPI COUNTY REGIONAL SOLID  
WASTE MANAGEMENT DISTRICT

By:   
As: Chairman

For purposes of Section 15:

  
Glenn Eaton, an individual

  
Brian Moery, an individual

2009wrmpl.gly  
5-1-96/1



**AMENDMENT TO WASTE TIRE MANAGEMENT PROGRAM CONTRACT**

This amendment is made this 31st day of October, 1997 among Eaton-Moery Environmental Services, Inc., an Arkansas Corporation, East Arkansas Regional Solid Waste Management District, Northeast Arkansas Regional Solid Waste Management District and Mississippi County Regional Solid Waste Management District (hereinafter collectively referred to as the "Districts"), Bryan Moery and Glen F. Eaton.

WHEREAS, the parties or their predecessors have previously entered into a written contract dated May 2, 1996 (hereinafter the "Contract");

WHEREAS, certain disputes and disagreements have arisen under the Contract;

WHEREAS, the parties to this agreement and their predecessors in interest are desirous of executing this amendment to the Contract as set forth herein as a means to settle and resolve all such disputes between the parties to the Contract and to this amendment; and

WHEREAS, the parties to this amendment and their predecessors in interest are desirous of setting forth the terms and conditions of their Contract as amended.

NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties agree as follows:

1. **CONTRACTOR.** All references to the term Contractor in this Amendment and the Contract shall be Eaton-Moery Environmental Services, Inc., an Arkansas Corporation that is authorized to and is conducting business in the State of Arkansas. At the time of execution of this amendment and annually by July 1 of each subsequent year, Contractor shall provide to the Districts a current Certificate of Good Standing from the Arkansas Secretary of State. Further, the undersigned representatives of Contractor by their signature herein represent and warrant that the execution of this amendment is duly authorized by Contractor and that Contractor shall provide to the Districts appropriate corporate resolutions authorizing the officers to execute this agreement.

2. **ELIMINATION OF RECYCLING PROVISIONS.** It is expressly agreed by the parties that all provisions of the Contract relating to the recycling of tires will be eliminated. However, the Contractor shall be entitled to recycle any tires that it desires but it is no longer contractually required to recycle tires. Further, the Contractor shall comply with any and all laws, regulations, rules, permits or other requirements relating to the recycling of tires and shall secure the approval, if any, of any regulatory body regarding the cessation of recycling of



tires.

3. DISPUTES. Paragraph 4 of the Contract is deleted in its entirety and is replaced with the following:

Any dispute or problem that may arise between the Contractor, the Districts, the Staff of the East Arkansas Planning and Development District or any entity or person shall first be communicated to the staff of the East Arkansas Planning and Development District to be addressed in accordance with the administrative procedures adopted by the Districts. The Contractor and the Tire Oversight Group shall schedule meetings at least semi-annually during each year of this contract to discuss the operation and management of the Contract.

4. PAYMENT. Paragraph 8 of the Contract is deleted in its entirety and is replaced with the following:

(a) Weight Basis. Contractor shall be paid the sum of Seventy Seven and 50/100 (\$77.50) per ton net weight for all tires disposed of in accordance with the terms of this agreement, subject to the limitations set forth in subparagraph 8(b) as Maximum Compensation. Payment for such disposal shall be made on a calendar quarter basis no later than the end of the following calendar quarter.

(b) Maximum Compensation. The Districts receive funds under the Waste Tire Grant Fund from the Arkansas Department of Pollution, Control and Ecology or the Arkansas Department of Finance and Administration. These funds are the sole source of money for payment to Contractor. Such funds are paid to the Districts on a calendar quarter basis. For purposes of this agreement, any funds received by the Districts for Waste Tire abatement purposes shall be excluded from any and all calculations made herein. From these funds, the Districts retain ten percent (10%) of such funds for administrative costs. After the deduction for administrative costs, the Remainder of such funds (Remainder) may be paid, if due, to Contractor. All funds due to Contractor shall be paid on a fiscal year basis only. For purposes of this agreement, each fiscal year ends on June 30.

There shall be no carryforward of the Remainder or of funds due to the Contractor from one fiscal year to the next fiscal year, i.e. if there are any funds due to Contractor that cannot be paid from any Remainder for that fiscal year only, such funds due to the Contractor shall not be paid to the Contractor under any circumstances. Further, if the Districts have a Remainder which is not due and not paid to Contractor for a particular fiscal year, such Remainder shall not be available to be paid to the Contractor in a later fiscal year. In the event that the sum due to Contractor is greater than the Remainder in any quarter, Contractor shall be paid the Remainder from that quarter and shall be entitled to collect any unpaid sums from any prior or subsequent quarter during that particular fiscal year only. For

purposes of determining payment due to Contractor under this amendment, the effective date shall be July 1, 1997.

(c) Annual Presentation. The Contractor shall annually provide and present to the Tire Oversight Group detailed financial statements which shall accurately reflect the Contractor's operations under the terms of this Contract. Such financial statements shall be provided no later than April 1 of each year of this Contract. In the event that the Tire Oversight Group or the Districts are desirous of being provided additional financial information, the Contractor agrees to provide such information as requested.

Contractor shall have the right to request that the per ton payment under subparagraph (a) of this paragraph be increased as a result of increased costs to the Contractor in fulfilling its duties under the Contract. Any decision on such increased price per ton shall be in the sole, unfettered discretion of the Districts and Contractor expressly acknowledges that no reasonable person standard shall apply to the Districts in acting on any proposed increase. Contractor's request for any increase must be made at the time of his annual presentation mentioned herein. No request shall be considered unless Contractor has supplied proper and adequate financial information to the Tire Oversight Group and Districts as required by this Contract.

5. COMPLIANCE. The following sentence shall be added to Paragraph 9 of the Contract:

The Contractor shall timely provide to the Staff of East Arkansas Planning and Development District copies of any and all responses that the Contractor receives from the Arkansas Department of Pollution Control and Ecology or any other governmental body in connection with information submitted by the Contractor in connection with the Contractor and its obligations and responsibility under the Contract.

6. TERM OF AGREEMENT. Paragraph 12 of the Contract is deleted in its entirety and is replaced with the following:

In the event that either party is desirous of terminating this agreement on June 30, 2001, either party shall give notice in writing of such termination to the other party no later than March 31, 2001. In the event that such notice is properly given, the contract shall terminate on June 30, 2001. However, any and all obligations of the parties that arose during the contract term shall survive such termination.

In the event that proper notice of such termination is not given, the contract shall continue until June 30, 2006 unless otherwise terminated according to the terms of this agreement by law. This paragraph 12 is subject to any and all other rights of termination granted in this agreement or by law.

7. **TERMINATION OF AGREEMENT.** Paragraph 13 of the Contract is deleted in its entirety and is replaced with the following:

In the event that the Contractor fails or neglects to perform, meet or observe any obligation(s), covenants or duties provided herein and such failure continues for a period of seven (7) days following written notice being sent from the Districts, then a default shall occur. In the event of a default, the Districts may, at their option, in addition to all other rights and remedies available, do any of the following:

- (a) terminate the Contract; or
- (b) pursue any other rights or remedies otherwise available at law or in equity.

It is agreed that the failure of the Districts to invoke any of the available remedies under this agreement or under law in the event of one or more breaches or defaults by Contractor under this agreement shall not be construed as a waiver of such provisions and conditions and shall not prevent the Districts from invoking such remedies in the event of any future breach or default. If the Districts do not receive any Waste Tire Grant funds, this Agreement shall terminate with no liability to the Districts or any of the Counties or municipalities within the Districts.

8. **INDEMNIFICATION.** Paragraph 15 of the Contract is deleted in its entirety and is replaced with the following:

The Contractor, Glen F. Eaton and Brian Moery shall each indemnify, defend (with counsel of the District's choice) and hold the District (including all local governments and municipalities within the District) and their agents, employees, successors and assigns harmless from and against all loss, claim, suit, liability, fees (including attorney's fees), expenses or penalty resulting out of or connected in any way to the following:

- (a) breach of any representation, warranty, covenant, agreement, obligation or promise contained in this Agreement; or
- (b) any loss or damage arising from the Release of any Pollutants or violation of any Environmental Laws by Contractor, including, without limitation, any loss or damage arising under 42 U.S.C. § 9601, et seq., or Arkansas Code Annotated § 8-7-501, et seq.

9. **INSURANCE.** Paragraph 17 of the Contract is amended to provide for the addition of the following sentence:

Contractor shall provide to the Districts annually a copy of all insurance policies and endorsements relating to the Contract.

10. **NOTICES.** Paragraph 18 of the Contract is amended to



provide the following:

If to Contractor:

Eaton-Moery Environmental Services, Inc.  
Attn: Glen F. Eaton, President  
206 East Merriman  
Wynne, AR 72396

11. ENTIRE AGREEMENT. The Contract and this amendment constitute the entire agreement of the parties and all other writings, statements, agreements or representations whether oral or written are superseded and replaced hereby. No alteration, change or modification of this agreement shall be made except in writing signed by all parties.

12. RATIFICATION AND APPROVAL OF CONTRACT TERMS. Eaton-Moery Environmental Services, Inc., Glen Eaton and Bryan Moery each ratify, approve, adopt and agree to be bound by all the terms, conditions and provisions of the Contract and this amendment.

13. BINDING EFFECT. This agreement shall be binding upon the parties hereto and upon their successors, heirs, personal representatives and assigns.

IN WITNESS WHEREOF, the parties have hereunto set their hands the day and year written below.

Eaton-Moery Environmental Services, Inc.

By: [Signature]

Date: 10-31-97

East Arkansas Regional Solid Waste  
Management District

By: [Signature]

Date: 10-23-97

Northeast Arkansas Regional Solid  
Waste Management District

By: [Signature]

Date: 10-9-97

Mississippi County Regional Solid  
Waste Management District

By: [Signature]

Date: 10-8-97

[Signature]  
Bryan Moery

Date: 10-31-97

[Signature]  
Glen F. Eaton

Date: 10-31-97



**INTER-DISTRICT WASTE TIRE MANAGEMENT PROGRAM AGREEMENT**

This Agreement is made and entered into this 23 day October, 1997, by and between East Arkansas Regional Solid Management District (hereinafter referred to as "EARSWMD"), Mississippi County Regional Solid Waste Management District (hereinafter referred to as "MCRSWMD"), Northeast Arkansas Regional Solid Waste Management District (hereinafter referred to as "NARSWMD") and the East Arkansas Planning and Development District ("EAP&DD") for the joint implementation and operation of a waste tire management program.

WHEREAS, Act 752 of 1991, as amended, created regional waste management districts and established the powers and duties of such districts to plan, regulate and manage solid waste systems, facilities and programs;

WHEREAS, EARSWMD, MCRSWMD and NARSWMD (hereinafter collectively referred to as the "Districts" or singularly as "District") are validly created regional solid waste management districts under Act 752 of 1991, as amended;

WHEREAS, Act 752 of 1991, as amended, directs the regional solid waste management districts to establish waste tire collection programs (hereinafter referred to as the "Waste Program");

WHEREAS, Act 749 of 1991, as amended, and Arkansas Department of Pollution Control & Ecology Commission Regulation No. 14 specifically allow regional solid waste management districts to join together to administer the collection and disposal of waste tires within the confines of the District funds received by the Districts from the Waste Tire Grant and

WHEREAS, the Districts are desirous of entering into an agreement to collectively administer and implement the collection and disposal of waste tires in accordance with applicable legislation and regulations.

NOW, THEREFORE, in consideration of the mutual covenants and promises contained herein, the parties agree as follows:

1. **FORMATION.** The Districts hereby collectively join together to pool their resources and funds received from the Waste Tire Grant Fund to jointly administer the Waste Tire Program within the confines of the respective Districts in accordance with the terms and conditions of this agreement. The Districts hereby approve, adopt and incorporate by reference the provisions of the Administrative Procedures as set forth in Exhibit A attached hereto.

2. **VOTING.** The Districts acknowledge and agree that each District shall be entitled to one vote on all issues that



to the Waste Tire Program. Further, the Districts acknowledge and agree that all decisions of the Waste Tire Program shall be determined by a majority vote.

3. **TIRE OVERSIGHT COMMITTEE**. The chairperson of each District or an appointee of such District shall serve as a member of the Tire Oversight Committee. The Tire Oversight Committee shall bear primary responsibility for reviewing and monitoring the actions of the Administrator, the actions of any party or entity with which the Districts are conducting business as required and communicating with all regulatory agencies and bodies as necessary.

The Tire Oversight Committee shall hold such meetings as shall deem necessary to fulfill its duties and responsibilities under this agreement. The Tire Oversight Committee shall annually elect a chairperson who shall preside at all meetings.

4. **ADMINISTRATOR**. The Districts hereby acknowledge that the EAP&DD is the Administrator for the EARSWMD. The Districts hereby appoint the EAP&DD as the Administrator of the Waste Tire Program. The Administrator shall have primary responsibility for the day-to-day operations of the Waste Tire Program as more particularly delineated on Exhibit A, attached hereto.

5. **APPLICATION AND ADMINISTRATION OF FUNDS**. Each District agrees to participate in a joint application for Waste Tire Grant Funds annually and to administer such funds in accordance with applicable legislation and regulations. The Waste Tire Grant Funds received by the Districts shall be deposited into an EAP&DD account designated as the Waste Tire Operating Account. The Districts shall have access to the annual audit by the EAP&DD conducting its operations.

The EAP&DD shall receive ten percent (10%) of the funds received by the Districts from the Waste Tire Grant Fund for administration of the Waste Tire Program in accordance with applicable legislation and regulations. The remaining ninety percent (90%) of such funds shall be available for use in the Waste Tire Program in accordance with applicable legislation and regulations.

The Districts shall cooperate with the Administrator and the Tire Oversight Committee in the preparation and submission of a waste tire management plan to the Arkansas Department of Pollution Control & Ecology as well as maintain compliance with all other legislative or regulatory requirements. The Districts further agree to direct all waste tires within the confines of their District to the Waste Tire Program.

6. **WASTE TIRE ABATEMENT PROJECTS**. The Districts acknowledge and agree that the Administrator shall have the authority to contract with an individual or entity for the abatement of waste tire sites within the Districts in accordance



with applicable legislation and regulations. The Administrator shall keep the Chairperson of the District in which such abatement site is located apprised of the status of the abatement project as well as provide any information requested from the Districts or the Tire Oversight Committee in connection with the tire abatement project.

7. **TERMINATION.** This contract shall remain in full force and effect until one of the following events occurs:

- (a) Termination of funding to the Waste Tire Fund;
- (b) Written notice by a party to this contract of the party's intent to terminate this agreement. Such termination shall be effective on the last day of the first calendar quarter following a one year period after the date of such notice; and
- (c) A termination provided by law.

8. **ENTIRE AGREEMENT.** This agreement constitutes the entire agreement of the parties and all other writings, statements, agreements or representations whether oral or written are superseded and replaced hereby. No alteration, change or modification of this agreement shall be made except in writing signed by all parties.

9. **BINDING EFFECT.** This agreement shall be binding upon the parties hereto and upon their successors and assigns.

IN WITNESS WHEREOF, the parties have hereunto set their hands the day and year written below.

East Arkansas Regional Solid Waste  
Management District

By: LeRoy Rugean

Date: 10-23-97

Northeast Arkansas Regional Solid  
Waste Management District

By: Garland Holcomb

Date: 10-9-97

Mississippi County Regional Solid  
Waste Management District

By: Steve McGinnis

Date: 10-8-97

East Arkansas Planning and Development  
District

By: Richard G. [Signature]

Date: 10-23-97

AGREEMENT

THIS AGREEMENT, made this 31<sup>st</sup> day of October, 2003, by and between Greene County, Arkansas (hereinafter referred to as "County") and Shelton Sanitation, Inc., an Arkansas Corporation (hereinafter referred to as "Collector").

**Section 1.**

For other good and valuable considerations, receipt of which is hereby acknowledged, County hereby grants to Collector the exclusive right to collect Refuse generated by Residential Units located within the County, during the term and subject to the following limitations and conditions as hereinafter set forth.

**Section 2. Definitions.**

- (a) "County" shall mean Greene County, Arkansas.
- (b) "Container" shall mean 90-96 gallon plastic cart with lid.
- (c) "Garbage" shall mean putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.
- (d) "Hazardous Materials" shall mean wastes that are hazardous by reason of their pathological, explosive, radiological or toxic characteristics.
- (e) "Refuse" shall mean all putrescible and nonputrescible solid wastes (except body wastes), including but not limited to, garbage and rubbish.
- (f) "Residential Unit" shall mean a single family duplex dwelling within the County which has voluntarily subscribed to the services provided by the Collector.
- (g) "Rubbish" shall mean nonputrescible solid wastes (excluding ashes) consisting of both combustible and non-combustible wastes, such as paper, plastic, cardboard, tin and aluminum cans, glass, bedding, crockery and similar materials.

**Section 3. Exclusive Right.**

So long as Collector shall perform the services set forth herein, no other private refuse collector shall be permitted by the County to provide residential refuse collection services within the County, except upon the written consent of Collector. This provision does not apply to private collectors that may provide such collection services within the borders of municipalities or incorporated towns located within the County.

**Section 4. Term.**

- (a) The term of this Agreement shall be for two (2) years beginning on January 1, 2004 and ending on December 31, 2005, with the Collector having the option to renew this



for three (3) additional, consecutive one-year terms subject to price adjustments that shall be subject to the County's approval.

(b) The Collector shall have the right to renew this Agreement at the end of the initial two (2) year term by giving the County at least ninety (90) days advanced written notice, prior to December 31, 2005, of Collector's intent to renew this Agreement and ninety (90) days prior to additional one year terms. If the Collector does not give the County notice of their intention to renew, the County may assume Collector is not going to renew this Agreement and proceed advertising for bids for a new Collector. Collector shall have the right to request a rate increase each additional one-year renewal terms by including the requested rate increase along with notice of intent to renew this Agreement. The requested rate increase is subject to approval by the County Quorum Court. If the County Quorum Court does not agree to the price increase, the Collector shall have the right to continue this Agreement at the existing rate or terminate this Agreement to be effective upon the expiration date of the current term of this Agreement.

(c) In the event that the number of customers in good standing goes below 2,500 households, the Collector shall have the right to request a rate increase prior to the expiration of the current term of the contract. In this event, the Collector shall give the County written notice of the actual number of households and the requested rate increase. The collector shall included its calculation of the rate increase based on the reduced number of households along with its request for a rate increase. Such rate increase in this instance shall not be unreasonably withheld by the County as long as Collector is not in default with the other provisions of this Agreement. In the event that a rate increase is approved by the County, such rate shall revert to the rate existing prior to the increase in the event that the number of households equals or exceeds 2,500.

#### **Section 5. Minimum Service.**

Collector shall make a collection once a week of Refuse that is deposited in a Container by a customer.

#### **Section 6. Collection Hours.**

Collection shall be between the hours of 7:00 a.m. through 7:00 p.m., Monday through Friday. All collections shall be made as quietly as possible.

#### **Section 7. Litter.**

Collector shall not litter premises with Refuse in the process of making collections, but they shall not be required to collect material that has not been placed in approved Containers in a manner herein approved.

#### **Section 8. Containers.**

Prior to commencement of service, Collector shall deliver a Container to each Residential Unit at Collector's expense. Additional Containers delivered to a Residential Unit due to damage, destruction or loss by the Residential Unit shall be provided at a price established by the Collector to be paid by the customer. Containers shall also be delivered at no cost to each new Residential Unit requesting service during the term of this Agreement and to Residential Units where



Container is damaged or destroyed by Collector. The Containers shall remain the property of Collector.

#### **Section 9. Special Hazardous Materials.**

Collector may provide haul service for Refuse, other wastes or Hazardous Materials that prohibited from being place in Containers by County Ordinance. These materials shall be collected and disposed in a manner approved by the County and Collector. No Hazardous Wastes or other wastes shall be collected by Collector unless specifically requested by the generator, approved by the County, and agreed to by the Collector at rates to be agreed upon by the Collector and generator.

#### **Section 10. Collection Equipment.**

Collector shall provide an adequate number of vehicles approved by the County for regular collection services. They shall be kept in good repair, appearance and in a sanitary condition at all times. Each vehicle shall have, clearly marked on each side, the name and phone number of Collector.

#### **Section 11. Office.**

Collector shall establish and maintain a toll free telephone number through which it can be contacted, where service may be requested, and complaints can be made. Collector shall be equipped with sufficient telephones, shall have at least one (1) responsible person in charge during collection hours, and shall be open from 8:00 a.m. to 5:00 p.m., Monday through Friday.

#### **Section 12. Hauling.**

All Refuse, special wastes and Hazardous Materials hauled by Collector shall be so contained, or enclosed that leaking, spilling or blowing are prevented. In the event of any leaking, spilling or blowing, Collector shall immediately collect and remove the litter caused by the incident.

#### **Section 13. Disposal.**

All Refuse, special wastes and non-Hazardous Materials shall be hauled to the Northeast Arkansas Regional Landfill. Any and all expenses and fees associated with disposing of the Refuse, special wastes or Hazardous Materials shall be the responsibility of Collector.

#### **Section 14. Charges and Rates.**

(a) Subject to the discounts described in Section 18, the rate for service to Residential Units during the initial two year term of this Agreement shall be **\$14.00** per Residential Unit per month.

(b) In the event that a Residential Unit requests and receives two or more container collection, the charge for picking up a second container at the same Residential Unit shall negotiated between the Collector and generator.



(c) Section 26 sets forth a Special Service the Collector shall provide at no additional charge. For collection of items not covered by Section 26 that require a special handling due to size, weight, type of material, or method of placement, the charges for such collection are to be negotiated between Collector and generator prior to collection.

#### **Section 15. Location.**

All Refuse shall be placed in containers at locations that are readily accessible to Collector personnel and equipment and shall be within five (5) feet of the curb or public right-of-way.

#### **Section 16. Change in Fees Charged by Northeast Arkansas Regional Landfill.**

Fees charged by the Collector during the second and subsequent years of this Agreement may be increased for increases in the amount of tipping or gate fees charged by the Northeast Arkansas Regional Landfill as set forth in the following paragraphs of this section.

In the event the Northeast Arkansas Regional Landfill increases the tipping or gate fees per yard there will be an automatic increase in the monthly Residential Unit collection rate effective on the same date as the effective date of the new tipping or gate fees. However, if a tipping or gate fee increase occurs during the first year of this contract, such monthly Residential Unit rate increase shall not occur until the beginning of the second year of this Agreement. The increase per Residential Unit will be 8.75 cents per month for each \$1.00 per yard increase over the base tipping or gate fee. For the purposes of this Agreement, the base tipping or gate fee is \$7.15 per yard. In the event that increases occur in amounts less than \$1.00 per yard, then the 8.75 cents per month will be pro-rated based on the per yard increase divided by \$1.00 and multiplied by 8.75 cents (e.g. an increase of fifty cents per yard will equate to a monthly Residential Unit rate of increase of 4.375 cents).

In the event that tipping or gate fees are reduced during the second and subsequent years of this Agreement, the monthly Residential Unit rate shall decrease in the same manner as a rate increase.

In the event that a rate increase occurs because of increased tipping or gate fees, the Quorum Court shall have the option of subsidizing the rate in lieu of increasing the monthly collection charge per Residential Unit. In the event the County subsidizes the rate increase, the County shall be entitled to the same discounts as set forth in Section 18(a).

If the Quorum Court elects to pass the rate increase along to the Residential Units, the Quorum Court shall amend its Ordinance establishing the rural collection services to reflect the monthly rate increase.

#### **Section 17. Unusual Changes or Costs.**

(a) In the event that the federal, state or local government imposes a special tax (such as a sales tax), surcharge or other fee on Collection for the collection of Refuse in Greene County, Arkansas, after the effective date of this Agreement, the Collector may be able to pass the special tax, surcharge or other fee along to the Residential Units in accordance with the following provisions.



This section does not apply to gate or tipping fee increases or to changes in the income tax laws.

In the event the special tax, surcharge or other fee imposed is unique to the refuse collection business for environmental clean-up or disposal concerns, the Collector shall present to the Quorum Court, at least ninety (90) days prior to the effective date of the special tax, surcharge or other calculations that show the amount of special tax, surcharge or other fee that will be imposed. The Collector shall also present to the Quorum Court the amount of the special tax, surcharge or other fee per Residential Unit per month along with the supporting legal authority for such increase (i.e. a copy of the federal or state Act that imposes such a fee).

In the event the such calculations are presented to the Quorum Court at least ninety (90) days prior to the effective date and the Quorum Court agrees with the calculations, then the Collector may increase the monthly Residential Unit rate by an amount necessary to offset the special tax, surcharge or other fee.

If the proposed increase calculations are not presented at least ninety (90) days prior to the proposed effective date, such rate increase shall not be effective until the first day of the month following the expiration of ninety (90) days after the rate increase is presented.

In the event that the Collector and Quorum Court do not agree on the calculations, the Collector and Quorum Court shall hire an independent Certified Public Accountant with offices located in Greene County, Arkansas, to review the calculations and proposed monthly increase. The CPA shall then be asked to prepare independent calculations. After the CPA has prepared independent calculations, the increase per Residential Unit shall be the CPA's calculated rate increase per Residential Unit per month. Such costs for the CPA shall be paid one-half by Collector and one-half by Greene County.

In the event that a rate increase occurs because of special taxes, surcharges or other fees, the Quorum Court shall have the option of subsidizing the rate increase in lieu of increasing the monthly collection charge per Residential Unit. In the event the County subsidizes the rate increase, the County shall be entitled to the same discounts as set forth in Section 18(a).

#### **Section 18. Billing, Discounted Rates, Delinquent Accounts and Discontinued Service.**

(a) The Collector shall bill each Residential Unit quarterly in advance for the collection services provided herein. Residential Units shall be given an opportunity to pay for service annually in advance. Residential Units which pay annually in advance shall receive a fifteen percent (15%) discount on its rate.

(b) If a person is 65 years or older and he/she is the primary provider of income for a Residential Unit, or if the primary provider of income for a Residential Unit is handicapped, such Residential Unit shall be entitled to a ten percent (10%) discount on the collection rate.

(c) The determination of whether a Residential Unit qualifies for the discounts above is between the Collector and Residential Unit. The Residential Unit shall submit all required documentation and proof to Collector before such discounts are considered by Collector.



(d) The Collector shall bear the risk of any and all loss on accounts that are past due, delinquent or otherwise uncollectible.

(e) The Collector shall be entitled to impose a ten percent (10%) late fee on all bills not paid by the 20<sup>th</sup> of the month.

(f) The Collector has the right to suspend collection service to a Residential Unit that not paid its quarterly invoice in advance for service by the beginning of the quarter to which invoice refers. The Collector shall use due diligence in the collection of delinquent accounts.

(g) The Collector shall be entitled to charge a \$25.00 fee for all restart customers. This means that any customer who has failed to pay his or her obligation and their container has been recovered by the Collector a charge will be made for the Collector's redelivery of the Container to the customer.

#### **Section 19. Complaints.**

The Collector shall respond to all complaints within twenty-four (24) hours. When a complaint is received on the day preceding a holiday or on a Saturday, the complaint shall be serviced the next working day.

#### **Section 20. Routes and Schedules.**

Collector shall provide the County with proposed schedules of Refuse Collection routes and shall keep such information current at all times. It shall be the Residential Unit's responsibility to place Refuse in an approved container at the appropriate location for collection before the approved starting hour. The Collector shall publish schedules of Refuse Collection routes from time to time as the same may be modified or altered.

#### **Section 21. Notification.**

Collector shall provide the County with a copy of any notices or other material the Collector delivers to Residential Units.

#### **Section 22. Collector's Personnel.**

(a) Collector shall assign a qualified person or persons to be in charge of its' operations in the County and shall give the name or names to the County along with information regarding experience of the employee.

(b) Wages of all employees of Collector shall be equal to or exceed the minimum hourly wages for each employee established by local, state or federal governments.

(c) No person shall be denied employment by Collector for reasons of race, creed, or religion.

(d) Collector shall obtain and maintain worker's compensation insurance as required by local, state or federal law.



**Section 23. Compliance with Laws.**

The right is hereby reserved by the County to adopt, in addition to the provisions herein contained and existing applicable ordinances, such additional regulations as it shall find necessary in the exercise of its police power, provided that such regulations by ordinance or otherwise shall be reasonable and not in conflict with the intended purpose of this Agreement. Collector conduct its operations under this Agreement in compliance with all applicable laws and its failure to comply shall constitute a default hereunder.

**Section 24. Performance Bond.**

Collector shall furnish to the County a Performance Bond in the amount of \$200,000.00 insuring the faithful performance of this Agreement and executed by a surety company licensed to do business within the State of Arkansas. Said Performance Bond is in an amount deemed by the County and Collector to be reasonable and necessary to enable the County and to purchase equipment and obtain personnel to maintain the County's Refuse routes in the event that Collector defaults, becomes insolvent or fails to fulfill the terms and conditions set forth herein.

**Section 25. Indemnity.**

Collector shall indemnify, hold harmless, and exempt the County, its officers, agents, servants, and employees from and against any and all suits, actions, legal proceedings, claims, demands, damage costs, expenses, and attorney's fees incident to any negligent work done in the performance of this Agreement.

**Section 26. Special Service.**

(a) Collector shall provide a semi-annual clean-up service to collect and dispose of Class 4 items at no additional charge to the subscribing customers. The service shall be made available not only to the Residential Units who participate with the Collector, but also will be made available to all non-participating residents. Class 4 items are considered household furniture and appliances. Appliances that have compressors, such as freezers, refrigerators and air-conditions shall not be picked up by Collector unless the appliance has attached a properly completed tag by a certified technician concerning the removal of Freon. The tagging of the appliance shall be the responsibility of the Residential Unit. The Collector and the County shall split all of the expenses and costs of the semi-annual clean-up service equally.

(b) Collector agrees to provide "door step" or back-door service at no additional charge to handicapped citizens. Any question about the eligibility for such service shall be determined by the County after the Residential Unit has submitted all requested proof and documentation as to the disability.

**Section 27. Assignment.**

No assignment of this Agreement or any right occurring hereunder shall be made in whole or in part by Collector without the express written consent of the County. In the event of assignment, the assignee shall assume the liability of Collector. However, such assignment shall not release Collector from any obligations or liability arising under this Agreement.



**Section 28. Bankruptcy or Insolvency.**

If Collector becomes insolvent or if Collector files a Petition of Voluntary Bankruptcy, or a creditor(s) of Collector files an Involuntary Petition of Bankruptcy against Collector, then the Collector shall be considered in default.

**Section 29. Permits and License.**

Collector shall obtain at its own expense all permits and licenses required by law, ordinance and maintain same in full force and effect.

**Section 30. Standard of Performance.**

(a) In the event Collector fails to collect Refuse as herein specified for a period in excess of ten (10) consecutive scheduled working days, the County, at the County's option, may act as follows (provided such failure is not due to war, insurrection, riot or act of God):

1. The County may take over and operate any or all of Collector's equipment used in the performance of this Agreement. The County shall provide notice to the Collector of its intention to take over and operate the equipment.

2. The County may use and operate the equipment until Collector is again able to carry out its operation under this Agreement. The County shall have access to Collector's records for the purpose of service routes and billing. The County shall be entitled to all payments and funds received for the period during which the County provides service, whether paid to the County or Collector. The Collector shall reimburse the County for any and all operating expenses incurred by the County less any amount of collection fees received by the County.

3. During such period, the liability of the County to Collector for loss or damage to such equipment used by the County shall be that of a bailee for hire, ordinary wear and tear being specifically exempt from such liability. All claims or demand arising out of the operation of the collection service during the period of County operation shall be directed to the County.

(b) In the event the Collector is unable for any cause or reason to resume performance of this Agreement at the end to thirty (30) calendar days, the County may proceed against the Performance Bond or take any other action available in Circuit Court. All liability of the County under this Agreement to Collector shall cease and the County shall be free to negotiate with other contractors for the operation of said collection service. Such agreement with another contractor shall not release Collector herein of its liability to the County for such breach of this Agreement.

**Section 31. Default.**

(a) The failure on the part of Collector to comply in any substantial respect with any provision of this Agreement shall be grounds for default.



(b) Upon default, the County may proceed against Collector's Performance Bond. The County shall also be entitled to seek any and all rights it may have in Circuit Court.

(c) No such default shall take effect, except for a default because of insolvency or bankruptcy, until the County has served upon Collector written notice of default setting forth the nature and extent thereof. Collector shall have thirty (30) days following the notice of default to correct the same. In the event of insolvency or bankruptcy of Collector, default shall be declared immediately.

### **Section 32. Right to Require Performance.**

The failure of the County at any time to require performance by Collector of any provisions hereof shall not serve as a waiver of such performance and in no way affect the right of the County thereafter to enforce same. Nor shall waiver by the County of any breach of any provision hereof be taken or held to be a waiver of any succeeding breach of such provision or as a waiver of the provision itself.

### **Section 33. Entire Agreement.**

This Agreement contains the entire Agreement between the County and Collector, and there are no other terms, conditions, promises, undertakings, statements or representations, express or implied, concerning this Agreement.

### **Section 34. Notice.**

Any notice required by this Agreement shall be addressed and sent by Certified Mail via the United States Postal Service to the County and Collector as follows:

County: Greene County Judge  
County Judge's Office  
320 West Court Street  
Paragould, Arkansas 72450

Collector: Alan Shelton  
Shelton Sanitation  
P.O. Box 327  
Rector, Arkansas 72461

### **Section 35. Illegal Provisions.**

If any provision of this Agreement shall be declared illegal, void or unenforceable, the other provisions that may be given effect without the illegal, void or unenforceable provision shall remain in full force and effect.

### **Section 36. Force Majeure.**

Collector's performance hereunder may be suspended and its obligations excused in the event and during the period that such performance is reasonably prevented by a cause or causes beyond its control.



storm, lack of fuel, judicial, administrative or governmental laws, regulations or requirements, labor strike, lock-out or injunction.

**Section 37. Repeal by Voters.**

In the event that the voters of Greene County, Arkansas, vote to rescind, void or nullify any special or general election, the ordinance by which the County establishes the Refuse Collection Service, this Agreement shall become null and void.

**Section 38. Modification.**

This Agreement constitutes the entire Agreement and understanding between the parties hereto and it shall not be considered modified, altered, changed, or amended in any respect unless in writing and signed by the parties hereto.

**Section 39. Headings.**

The headings to the sections hereof have been inserted for convenience of reference only and shall in no way modify or restrict any provisions hereof or be used to construe any such provisions.

Dated this 31<sup>st</sup> day of October, 2003.

GREENE COUNTY, ARKANSAS

Lewis Pillaw  
Greene County Judge

ATTEST:

Linda Heritage  
Linda Heritage, County Clerk

SHELTON SANITATION, INC.

Alan Shelton  
Alan Shelton, President

Valerie Shelton  
Secretary

**The primary purpose of evaluating collection systems is to insure affordable and convenient collection services for all residents. Household cost, service area coverage, frequency of collection, and the effectiveness and convenience of collection for the resident must be considered in the needs assessment. The larger cities and towns in the District have their own sanitation departments collecting in the city limits. These are Paragould, Walnut Ridge, Hoxie, Corning and Pocahontas. The following information provides an at a glance look at the collection systems for the rural areas of the District. The full text of the agreements (contracts) made between the counties quorum courts and private hauling companies are included in the Appendix of this year's needs assessment to answer any further questions the reader may have concerning a county's collection system.**

**Clay County:** (western half of county)

**NOTE: Success Sanitation went out of business during year 2006. Therefore, waste in the western half of Clay County is collected by Shelton Sanitation.**

**Quorum Court Exclusive Agreement with Success Sanitation.**

**Agreement dated: November 15, 1999**

**Term of Agreement: 3 years Beginning January 1, 2000**

**Specific area: all roads west of 317 North of McDougal, south to 141 at McDougal, all west of 141 south to Boydsville all west of Boydsville including highway 90 west and road 415, all south and west of Boydsville up to road 406B**

**Charges to customers: \$13.00 per household per month**

**Solid Waste Collections are made once per week per household**

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**Clay County:** (eastern half of county)

**Quorum Court Exclusive Agreement with Shelton Sanitation.**

**Agreement dated: November 15, 1999**

**Term of Agreement: 3 years Beginning January 1, 2000**

**Specific area: all roads west of 317 North of McDougal, south to 141 at McDougal, all west of 141 south to Boydsville all west of Boydsville including highway 90 west and road 415, all south and west of Boydsville up to road 406B**

**Charges to customers: \$13.00 per household per month**

**Solid Waste Collections are made once per week per household**

**Lawrence County:** *(western half of county, west of the Black River)*  
**Quorum Court Exclusive Agreement with Independent Environmental Services Inc. (I.E.S.I.)**

**Agreement dated: October 15, 1999**

**Term of Agreement: 3 years    Beginning October 12, 1999**

**Charges to customers: \$11.00 per household per month**

**Discounts: 10% for persons over 65 years**

**Billings are done on a monthly or quarterly basis by I.E.S.I.    Bills are sent to households for collection.**

**Solid Waste Collections are made at least once per week per household**

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**Lawrence County:** *(eastern half of county, east of the Black River)*

**Quorum Court Exclusive Agreement with Downum's Disposal Services**

**Agreement dated: October 15, 1999**

**Term of Agreement: 3 years    Beginning October 12, 1999**

**Charges to customers: \$11.00 per household per month**

**Discounts: 10% for persons over 65 years**

**Billings are done on a monthly or quarterly basis by Downum's.    Bills are sent to households for collection.**

**Solid Waste Collections are made at least once per week per household**

## **Greene County:**

**Quorum Court Exclusive Agreement with Shelton's Sanitation**

**Agreement dated: October 31, 2003**

**Term of Agreement: 2 years Beginning January 1, 2004 Ending December 31, 2005**

**Portion of County collected: Entire county**

**Charges to customers: \$10.03 per household per month**

**Discounts: 10% for persons 65 years or colder**

**Billings are done on a quarterly basis by Waste Management. Bills are sent to households for collection.**

**Solid Waste Collections are made once per week per household**

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## **Randolph County:**

**No formal agreements exist between the Quorum Court and a solid waste hauler. County officials have advised the haulers of the District's Regulation concerning out of district transfer of waste and the haulers have signed statements verifying their understanding of the district's policy.**

**Independent Environmental Services Inc. (I.E.S.I.) and Busy Bee, Inc., are the two main haulers for Randolph County.**

## **Landfill Rates** **Effective January 1, 2007**

**Note: the rates for year 2007 remain the same for years 2008 & 2009.**

**NOTICE:** These rates will apply to all customers the beginning of the year. "Amnesty", granted to customers who have not been here before, are no longer allowed.

**In District:** (Clay, Greene, Lawrence, and Randolph counties)

**Compacted**      **\$ 8.25**    **per cubic yard (a 3.125 percent increase)**

**Loose**            **\$ 7.75**    **per cubic yard (a 3.333 percent increase)**

*Note: The rates are as follows when sales tax applies:*

Per Compacted cubic yard plus sales tax      \$ 8.25    + .62 tax    =    \$ 8.87

Per Loose cubic yard plus sales tax            \$ 7.75    + .58 tax    =    \$ 8.33

**Out of District:**

*Note: we charge the sales tax of .075 to all haulers coming in from out of state.*

**Compacted**    **\$ 14.44**    +    **1.08 tax**    =    **\$ 15.52**    **per cubic yard**

**Loose**            **\$ 13.95**    +    **1.05 tax**    =    **\$ 15.00**    **per cubic yard**

Special Waste:      \$33.00    + 2.48    =    \$35.48    (not accepted from out of district)

Pickup Trucks:      \$13.95 + 1.05 = \$15.00 if tarped  
                             \$16.74 + 1.26 = \$18.00 if not tarped

10 foot trailer:      \$22.33 + 1.67 = \$24.00 if tarped  
                             \$25.12 + 1.88 = \$27.00 if not tarped

12 foot trailer:      \$26.98 + 2.02 = \$29.00 if tarped  
                             \$29.77 + 2.23 = \$32.00 if not tarped

14 foot trailer:      \$31.63 + 2.37 = \$34.00 if tarped  
                             \$34.42 + 2.58 = \$37.00 if not tarped

16 foot trailer:      \$37.21 + 2.79 = \$40.00 if tarped  
                             \$40.00 + 3.00 = \$43.00 if not tarped

*Note: although we charge by cubic yard we pay ADEQ \$2.50 per ton and that amount is included in the rates we charge.*



**Northeast Arkansas Regional Solid Waste Management District**

P.O. Box 753 Paragould, Arkansas 72451-0753

Landfill tipping fees – continued:

Hauled in to the district's landfill from Clay, Greene, Lawrence, or Randolph counties and cities therein:

**Rate per cubic yard for Special Waste: Total of \$35.48 per cubic yard.**

Samples of the waste are collected for laboratory analyses. The samples are put through a toxic characteristic leaching procedure (TCLP) and volatile organic compounds (VOC) testing to determine if the waste is hazardous. If the waste shows higher levels of arsenic, barium, cadmium, chromium, lead, mercury, selenium, and silver than allowed by the Resource Conservation & Recovery Act (RCRA) then we cannot accept the waste. If the samples show levels within the RCRA parameters then we can accept the waste, but a higher fee is charged for the waste due to the risk involved in it being disposed of in the landfill. Petroleum contaminated soil is sampled and analyzed for total petroleum hydrocarbons (TPHs). This test is performed to evaluate the concentration of petroleum products in the material. Again, if the levels are higher than allowed then we cannot accept the waste. If the levels are within the parameters then we can accept the material but at a higher fee due to the risk involved.

NOTE: We will not accept any special waste from outside our four counties.

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**Our district operates two landfills. One is a class 1 landfill where we accept household garbage. The other is a class 4 landfill where we accept construction debris and similar waste.**

**We cannot accept any liquid waste, medical waste, nor hazardous waste from within, nor from outside of our district.**

We charge by cubic yard. However, we do weigh in and out **all** waste hauling vehicles of any type. The weight of the garbage is recorded and we send to the Arkansas Department of Environmental Quality (ADEQ) \$2.50 per ton at the end of each calendar quarter.

ADEQ's \$2.50 per ton is submitted for deposit to the following funds in accordance with the Arkansas Department of Pollution Control and Ecology Regulation 11, effective January 1, 2001

One dollar and fifty cents (\$1.50) for each ton of solid waste received at a landfill, or transported out of state for disposal. This is for the Solid Waste and Recycling Fund.

One dollar (\$1.00) for each ton of solid waste received at a landfill. This is for the Landfill Post-Closure Trust Fund.

## Summary of Tipping Fees

Per Cubic Yard

	In District Rates		Out of District Rates	
Year	Loose	Compacted	Loose	Compacted
2009	\$7.75	\$8.25	\$15.00	\$15.52 *
2008	\$7.75	\$8.25	\$15.00	\$15.52 *
2007	\$7.75	\$8.25	\$15.00	\$15.52 *
2006	7.50	8.00	14.51	15.05 *
2005	7.02	7.44	13.52	13.98 *
2004	6.75	7.15	12.10	12.50
2003	6.40	6.80	11.50	11.90
2002	6.25	6.65	11.25	11.65
2001	5.75	6.15	9.25	9.65
2000	5.40	5.75	8.50	8.85
1999	5.15	5.50	8.07	8.42
1998	4.89	5.24	7.65	8.00
1997	4.89	5.24	7.65	8.00
1996	4.89	5.24	7.65	8.00
1995	4.89	5.24	6.54	6.89
1994	4.89	5.24	4.89	5.24
1993	3.46	3.81	4.89	4.89

\* Includes sales taxes levied on self-haulers (pickup trucks) and haulers coming in from out-of state, and from out of district. The sales tax law concerning solid waste took effect July 2005.

We began using scales to weigh trucks in and out on January 1, 2004.

Also, all rates include the \$2.50 per ton disposal fee that we submit to ADEQ. \$1.00 per ton is for the solid waste post closure fund and \$1.50 is for the recycling fund. For years 2003 and earlier, part of our tipping fees were \$0.15 per cubic yard to the post closure fund and \$0.25 per cubic yard to the recycling fund for loose waste and for compacted waste the amounts were \$0.30 per cubic yard to the post closure fund and \$0.45 per cubic yard to the recycling fund.

**Cost of disposal cell construction units 1 through 6 at District's Class 1 landfill**

**UNITS 1 and 2:** ACRES: 3.46 and 3.12 for a total of 6.58 acres  
**CONTRACTOR:** BEC Allwaste **BID PRICE:** \$369,134.22  
**WE PAID:** \$464,100.11 **COST PER ACRE:** \$70,531.93  
**INVITE BIDS:** December 23, 1996 **OPEN BIDS:** January 16, 1997  
**START WORK:** March 10, 1997 **END WORK:** October 20, 1997  
**NOTE:** units 1 and 2 were re-bid to require **all** work to be done in one contract. Original bid was \$369,134.22. Change orders totaling \$94,965.89 caused the total paid to be \$464,100.11.

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**UNIT 3:** ACRES: 4.56  
**CONTRACTOR:** CEG Construction **BID PRICE:** \$347,324.00  
**WE PAID:** \$341,699.00 **COST PER ACRE:** \$74,933.99  
**INVITE BIDS:** October 26, 1998 **BIDS OPENED:** November 12, 1998  
**START WORK:** November 25, 1998 **END WORK:** February 24, 1999

**NOTE:** unit 3 was originally bid for \$347,324.00. Refunds of \$5,625 by the contractor caused the total paid to be \$341,699.00.

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**UNIT 4:** ACRES: 6.57  
**CONTRACTOR:** CEG Construction **BID PRICE:** \$491,326.00  
**WE PAID:** \$472,407.85 **COST PER ACRE:** \$71,903.78  
**INVITE BIDS:** January 16, 2000 **OPEN BIDS:** February 7, 2000  
**START WORK:** March 19, 2000 **END WORK:** June 29, 2000

**NOTE:** unit 4 was originally bid for \$491,326.00. Refunds of \$18,918.15 by the contractor caused the total paid to be \$472,407.85.

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**UNIT 5:** ACRES: 6.44  
**CONTRACTOR:** CEG Construction **BID PRICE:** \$430,861.00  
**WE PAID:** \$403,800.95 **COST PER ACRE:** \$62,702.01  
**INVITE BIDS:** Mar 4, 2001  
**START WORK:** Mar 27, 2001 **END WORK:** July 25, 2001

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**UNIT 6:** ACRES: 6.05  
**CONTRACTOR:** CEG Construction **BID PRICE:** \$353,089.82  
**WE PAID:** \$353,089.82 **COST PER ACRE:** \$58,361.95  
**INVITE BIDS:** Feb 19, 2002  
**START WORK:** Mar 28, 2002 **END WORK:** June 21, 2002

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<b>UNIT 4-1:</b>	ACRES: 9.0		
<b>CONTRACTOR:</b>	CEG Construction	<b>BID PRICE:</b>	\$685,152.96
	Add for 1 foot protective cover over liner		+ <u>22,000.00</u>
		<b>TOTAL:</b>	\$707,152.96
	Minus saved amount for less dirt work		- <u>11,406.56</u>
		<b>TOTAL:</b>	\$695,746.40
<b>WE PAID:</b>	\$695,746.40	<b>COST PER ACRE:</b>	\$77,305.16
<b>INVITE BIDS:</b>	May 7, 2008		
<b>START WORK:</b>	June 1, 2008	<b>END WORK:</b>	October 10, 2008

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Highest per acre cost is approximately \$77,305. Deposits of \$25,000 per month to the future construction fund result in \$300,000 per year to fund construction. **TOTAL USEABLE ACREAGE OF THE 70 ACRES PURCHASED: 47.44 Acres**

Total acreage used in 4 years from October 1997 to October 2008 (units 3-1 through 3-6) = 30 {approx}. This equates to approximately 2.7 acres of landfill space used per year. Also, 47 acres divided by 2.7 acres per year used = 17 years of expected landfill life. However, we are permitted to go higher in the combined 47 acres, thereby allowing for increased life expectancy. Engineers estimate an additional 12 years of expected life giving us 24 to 28 years of total expected life. **NOTE:** These estimates involve the 70 acres the district purchased in 1994.

The district purchased an additional 60 acres in December 2000 and another 30 acres in August 2006. Therefore, we expect to continue operations as follows:

Low estimate: 12 years from October 1997 = 2009 (based on 70 acres)

High estimate: 24 years from October 1997 = 2021 (based on 70 acres)



**Solid Waste Division**

May 1, 2008

Mr. Jim Abbey, Executive Director  
Northeast Arkansas Regional Solid Waste Management District  
P.O. Box 753  
Paragould, AR 72358

**RE: Receipt Acknowledgement of 2007 Annual Engineering Inspection Report (AEIR)  
Northeast Arkansas Regional Solid Waste Management District (N.E.A.R.S.W.M.D)  
Class 1 Landfill – Paragould, AR  
Solid Waste Permit #0120-S1-R5                      AFIN #28-00077  
Document Identifier #52498                      Cross Reference Identifier #52089**

Dear Mr. Abbey:

The Arkansas Department of Environmental Quality Solid Waste Management Division (ADEQ-SWMD) staff has received the 2007 Annual Engineering Inspection Report (AEIR) for the Northeast Arkansas Regional Solid Waste Management District Class 1 Landfill (Permit # 0120-S1-R5). The SWMD has updated our database as to the information contained in the AEIR. The Northeast Arkansas Regional Solid Waste Management District has met the requirement for submission of an annual AEIR for this Class 1 landfill. Please note that the ADEQ-SWMD has not performed an exhaustive technical review of the AEIR and as such, only acknowledges the receipt of the AEIR. This acknowledgement in no way authorizes a change in the permit for the facility, and does not represent an approval of any changes to the facility detailed within the AEIR.

Please call me at (501) 682-0510 should you have any questions regarding the above information.

Sincerely,

A handwritten signature in blue ink that reads "Clark McWilliams".

Clark McWilliams, P.E.  
Engineer PE

A handwritten signature in blue ink that reads "Bryan Leamons".

Bryan Leamons, P.E.  
Engineer Supervisor

cc: Harry Elliott, Enforcement Branch Manager, SWMD  
Susan Speake, Programs Branch Manager, SWMD  
Mike Robinson, Chief, SWMD  
George Turner, Inspector, SWMD  
Keith Page, Miller-Newell Engineers, Inc.

ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY  
5301 NORTHSHORE DRIVE / NORTH LITTLE ROCK / ARKANSAS 72118-5317 / TELEPHONE 501-682-0744 / FAX 501-682-0880





**Miller-Newell  
Engineers, Inc.**

510 THIRD STREET • POST OFFICE BOX 705  
NEWPORT, ARKANSAS 72112  
TELEPHONE (870) 523-6531 • FAX (870) 523-6533  
E-MAIL: milnewengr@aol.com

March 18, 2008

Mr. Steve Martin  
Arkansas Department of Environmental Quality  
5301 Northshore Drive  
North Little Rock, AR 72118-5317

Re: Northeast Arkansas Regional Solid  
Waste Management District (N.E.A.R.S.W.M.D.)  
Class I Landfill - Paragould, AR  
Permit No.: 00120-S1-R3; CSN: 28-0077  
I. Annual Engineering Inspection Report - Year 2007  
II. Financial Assurance Update (Class I & Class IV)  
M-N #08-002

Dear Steve:

**I. ANNUAL ENGINEERING INSPECTION REPORT**

In accordance with Regulation 22, Section 22.423, the annual engineering inspection of the N.E.A.R.S.W.M.D. Class I facility was conducted by Miller-Newell Engineers, Inc. on March 11, 2007.

The following calculations, observations and estimations were made: Site survey of the area(s) used for landfill disposal since last year's site survey indicates a gross volume depletion rate of 10,675 c.y./month. This usage rate was used to calculate the remaining volume of active and permitted landfill cells and to predict the construction and opening of new cells/areas. The annual Class I site survey with pertinent items are identified and discussed as follows:

- (b) 1. The volume remaining in the current (constructed) landfill cell or area and the projected date for opening new cells or areas:

In the permitted area formed by the combined units of 3-1 through 3-6, the remaining volume is substantially depleted by previous filling operations. This area is called pre-Phase 4-1, which are units 3-1 through 3-6 but with a minor permit modification height increase previously approved by ADEQ. Pre-Phase 4-1 has a total remaining volume of 350,712 c.y. At the present landfill space depletion rate of 10,675 c.y./month, this area is projected to last 32.8 months or 2.7 years before a new cell must be completed and ready for fill. Given a "lead time" of one (1) year to survey, prepare plans, bid, construct, and certify a new area, the projected date to begin construction of a "new" cell would be December 2010 (33 months - 12 months = 21 months from March 2008). Due to wet weather concerns and other factors, it has



March 18, 2008

Page two

been elected to begin construction of the next cell as the north portion of Phase 4-1A in May or June 2008 so there is no doubt that a certified Class I area will be ready for disposal. A notice of such construction will be forwarded to ADEQ as well as the certification report when completed.

2. The estimated remaining permitted site life considering the current waste stream:

The estimated remaining permitted site life is dependent upon the remaining capacity of pre-Phase 4-1 (minor permit modification), Phase 4-1, 4-2 and 4-3 areas. The total volume of these units is 6,152,265 c.y. (total net volume from Sheet 3 of 19 permit modification plans dated January 2002) minus the used portion of pre-Phase 4-1 (to March 11, 2008) of 590,674 c.y. or 5,561,591 c.y. net remaining volume. The site life remaining would be  $5,561,591 \div 10,675 \text{ c.y./month}$  (a current rate of a fill) = 521 months or approximately 43 years. However, any fill rate change or growth factor will substantially change the site life.

3. Compliance of facility fill progression with the approved permit plans, specifications and narrative:

The landfill was observed to be in compliance of the approved facility fill progression according to the approved permits, plans, specifications and narrative. Fill progression was ongoing in the current active units of 3-5 and 3-6 (part of pre-Phase 4-1 height increase) with a relatively small working face area being filled as a bench lift. The approved daily cover soil was stockpiled nearby and the previous day's fill had been covered. It also appeared that fill areas not receiving fill during the last thirty (30) days had additional soil layers to form an intermediate layer.

4. Compliance with the operating requirements of Regulation 22 and permit conditions:

- A. The landfill was observed to be in compliance with the operating requirements of Regulation 22 and permit conditions.
- B. On-site operators have been certified and their license is posted in the landfill main office.
- C. The working face (active area) was relatively small and was supervised by operators nearby during unloading.
- D. The waste was being spread and compacted by operators at the working face site.
- E. No salvage operations were observed.
- F. No waste was deposited in water and no burning of the waste was observed.
- G. The landfill had litter fences posted along the boundaries of the working area to aid in controlling wind blown litter. Litter crews periodically remove any remaining debris as needed.



March 18, 2008

Page three

- H. At least annually the landfill seeds and lightly tills any previous fill areas which have intermediate covers in place to establish a vegetative layer, which helps control slope erosion and trap sediments. Any previously established seeded areas are filled and re-seeded where rill erosion has occurred to reestablish the vegetative layer.
- I. All landfill equipment is periodically maintained to keep the equipment in good working order, with backup equipment available when needed. Machines with heavy wear and high engine hours are traded in and new equipment is leased or purchased as required.
- J. An emergency response plan is in place. All equipment has radio contact between operators to speed any required response. A base is located at the landfill office so any needed phone response can be made quickly. Many operators also have cell phones.

5. An updated contour map:

Please find attached the Class I map depicting current active and inactive areas identified, as well as current survey contours, site grid and other pertinent items.

6. Quantity and characteristics of leachate collected, disposed of or recirculated:

The first Subtitle "D" units were Units 3-1 and 3-2 and were constructed in October 1997. Units 3-1, 3-2 and 3-3 followed and the bottom drainage layer is configured to route the leachate generated from these units is routed to a 9,000 gallon leachate holding tank located along the eastern side of the disposal area. Units 3-4, 3-5 and 3-6 collect leachate and is routed to two (2) 9,000 gallon leachate holding tanks located along the southern side of Unit 3-4. Both tank areas have secondary containment and automated controls pump the collected leachate to the holding tanks.

The leachate that accumulates in the holding tanks is pumped into a truck which transports the leachate to the designated recirculation area within the composite lined areas (Units 3-1 through 3-6) as permitted. The landfill operator must monitor the leachate levels within the tanks and plan recirculation in order to maintain adequate storage capacity and to maintain less than twelve (12) inches of head on the lined cells. During the year 2007, landfill records indicate that 318,000 gallons of leachate were collected, recirculated and documented in the landfill records. Please find attached hereto the testing results of the leachate generated during 2007.

7. Maintenance of storm water controls:

The storm water drainage system was observed to be functioning properly and no obstructions to flow noted. A small amount of sediments are usually collected in isolated areas of the drainage system. The accumulated areas are periodically removed by the landfill to restore the system to adequate drainage with little or no



March 18, 2008

Page four

ponding and improve flow. The main storm water holding pond is designated as Pond A, along with secondary holding Pond B and Pond C. The secondary ponds act to serve as additional holding capacity of storm water during rainy periods during the spring and winter months when evaporation is less, thus maintaining the "zero-discharge" system as permitted.

8. Status of capping and closure of completed areas:

Currently there are no capping or closure activities in progress. Permit plans are to fill existing valleys between trench areas and Subtitle D areas. Preliminary field studies of existing soils in-place over the trench areas indicate that at least two (2) feet of soil covers the previous waste mass and that the permeability of these covers is  $1.0 \times 10^{-7}$  cm/sec or less in most areas. This existing cover soil is periodically maintained to fill in rills and reestablishment of a vegetative layer to help control erosion. This cover soil should provide adequate protection of the underlying waste until the permit modification (valley units) units are constructed.

9. Status of remedial or correction actions taken:

Currently there are no remedial or corrective action issues, but it was observed that two (2) items need attention occasionally during the year and have been mentioned earlier in this report.

- A. During the unloading of waste in periods of high winds lightweight plastic bags and paper sometimes escape from the working face area, but are periodically gathered by litter removal crews as needed. Also, chicken wire and other fences are constructed near the active areas to catch most of the debris.
- B. Small rills from winter and spring precipitation develop along the slopes of Phase 2 and Phase 3 areas, but are reworked, filled and re-seeded at least annually or more often, if required.

10. Updated financial assurance documentation:

Please see Section II - Financial Assurance.

11. Revised or updated facility closure plan:

There are no changes or updates to the facility closure plan.

12. Other items which impact permit compliance are:

- A. Gas monitoring is progressing according to the approved schedule (quarterly) at designated monitoring locations and the results are reported to ADEQ.
- B. The "zero-discharge" storm water management system has functioned properly with the maintenance done as required.

March 18, 2008

Page 5

- C. All weather roads route the waste in and out of the landfill with controlled access as required.
- D. Groundwater monitoring activities are progressing according to the approved schedule on a semiannual basis. The approved sampling/analysis and statistical analysis of the results are forwarded semiannually to ADEQ as required.

## II. FINANCIAL ASSURANCE

Jim Abbey, the Executive Director of N.E.A.R.S.W.M.D. corresponds directly with Susan Speake of ADEQ annually to demonstrate financial assurance. A copy of his correspondence is attached hereto for your reference along with the calculations which demonstrate financial assurance (for both Class I and Class IV because they are not totally funded and/or calculated separately).

If you have any questions or need any further information, please call.

Sincerely yours,

*Keith Page*

Keith Page  
Project Manager

KP/km  
Attachments

cc: Jim Abbey, w/enclosures ✓  
George Turner, ADEQ State Inspector, w/enclosures





# Northeast Arkansas Regional Solid Waste Management District

## NORTHEAST ARKANSAS REGIONAL SOLID WASTE MANAGEMENT DISTRICT FINANCIAL ASSURANCE UPDATED FOR YEAR 2007 (Ending December 2007)

For Class I - Closure Fund	\$ 682,562.66
For Class IV - Closure Fund	<u>44,562.00</u>
Total "Closure Fund"	\$ 727,124.66

Post Closure Fund	\$ 1,035,118.38
-------------------	-----------------

A. Total Funds for Closure and Post Closure =	\$1,762,243.04
---	----------------

B. Total Closure and Post-Closure in permit for financial assurance for Class I (as of October 2005) =	\$ 3,563,613.00
1. Updated amount as of December 2006	
Class I* =	\$ 3,652,703.00
2. Updated amount as of December 2007	
Class I* =	\$ 3,744,021.00
(*increased each year for approximate inflationary rate of +2.5%)	

C. Total Closure and Post-Closure in permit for financial assurance for Class IV (as of August 2004) =	\$ 102,810.00
1. Updated amount as of December 2006	
Class IV* =	\$ 108,015.00
2. Updated amount as of December 2007	
Class IV* =	\$ 110,715.00
(*increased each year for approximate inflationary rate of +2.5%)	

D. Total updated amount for Class I and Class IV =	
\$3,744,021.00 + \$110,715.00 =	\$ 3,854,736.00

E. Total updated financial assurance (Class I & Class IV) - Total funds available for Closure and Post-Closure = \$3,854,736.00 - \$1,762,243.00 = \$2,092,493 required remaining amount for financial assurance.	
---	--

F. $\frac{CE - CV}{Y} = \frac{\$2,092,493}{30^*} = \$69,750 = \text{Annual Payment}$	
--	--

\*Usually the maximum time in a permit is 30 years, however the actual remaining years in the pay-in period is 43 years (from annual report).

G. Currently N.E.A.R.S.W.M.D is increasing the funds annually by:	
---	--

\$6,000 x 12 months =		\$72,000.00 Class I Closure Fund
		19,730.00 Class I Closure Fund Interest
\$1,000 x 12 months =		\$12,000.00 Class IV Closure Fund
		<u>41,493.00</u> Post-Closure Fund Interest
Total		\$ 145,223.00

The total financial assurance annual payment (for Class I and Class IV) required is \$69,750 as a net increase and N.E.A.R.S.W.M.D. is currently increasing the funds annually by \$145,223. This demonstrates N.E.A.R.S.W.M.D. is meeting or exceeding the financial assurance requirement. It should be noted that each year the financial assurance amount (updated closure and post-closure) for Class I and Class IV increases by approximately 2.5% due to inflation and the Y, or years remaining in the permit goes down, which both work to increase the required annual minimum payment amount. Also, the years remaining in the permit (Y) can change as the rate of fill changes. These changes can be offset by leaving the current payment into Class I and Class IV closure and post-closure accounts higher than the minimum required amount and this should help N.E.A.R.S.W.M.D. meet future financial assurance requirements for years to come.





ARKANSAS  
Department of Environmental Quality

September 4, 2008

Northeast Arkansas Regional Solid Waste Management District (NEARSWMD)  
Mr. Jim Abbey, Executive Director  
Landfill and Recycling Center Operations  
1810 Greene 890 Road  
Paragould, AR 72450

**RE: Receipt Acknowledgement of 2007 Annual Engineering Inspection Report  
Northeast Arkansas Regional Solid Waste Management District (NEARSWMD)  
Class 4 Landfill  
Permit Number: 0120-S4                      AFIN: 28-00077  
Document Number: 53713                      Cross Reference Number: 52884**

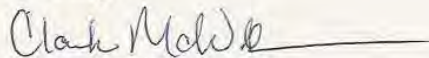
Dear Mr. Abbey:


The Arkansas Department of Environmental Quality Solid Waste Management Division (ADEQ-SWMD) staff has received the 2007 Annual Engineering Inspection Report (AEIR) for the Northeast Arkansas Regional Solid Waste Management District (NEARSWMD) Class 4 Landfill (Permit #0120-S4). The SWMD has updated our database as to the information contained in the AEIR. NEARSWMD Class 4 Landfill has met the technical branch requirements for submission of an AEIR for 2007. Please note that the ADEQ-SWMD has not performed a technical review of the AEIR and as such only acknowledges the receipt of the AEIR. This acknowledgement in no way authorizes a change in the permit for the facility and does not represent an approval of any changes to the facility detailed within the AEIR.

The approved 2007 AEIR cost estimate for financial assurance is \$110,715.00. Please be advised that NEARSWMD Class 4 Landfill is required to provide to ADEQ-SWMD programs branch the updated financial assurance to cover the above amount.

Please call me at (501) 682-0510 should you have any questions regarding the above information.

Sincerely,

  
Clark McWilliams, P.E.  
Engineer PE

  
Bryan Leamons, P.E. *for*  
Engineer Supervisor

cc: Harry Elliott, Enforcement Branch Manager, SWMD  
George Turner, SWMD District Inspector  
Susan Speake, Programs Branch Support Manager, SWMD  
Keith Page, Miller-Newell Engineers, Inc.





**Miller-Newell  
Engineers, Inc.**

510 THIRD STREET • POST OFFICE BOX 705  
NEWPORT, ARKANSAS 72112  
TELEPHONE (870) 523-6531 • FAX (870) 523-6533  
E-MAIL: milnewengr@aol.com

3, 2008

eve Martin  
sas Department of Environmental Quality  
Northshore Drive  
Little Rock, AR 72118-5317

Northeast Arkansas Regional Solid Waste Management District (N.E.A.R.S.W.M.D.)  
Class IV Landfill - Paragould, AR  
Permit No.: 0120-S4 AFIN: 28-00077, M-N #08-002  
Annual Engineering Inspection Report - Year 2007

Steve:

#### ANNUAL ENGINEERING INSPECTION REPORT

In accordance with Regulation 22, Section 22.619 (b.) 1. thru 12.), the annual engineering inspection of the N.E.A.R.S.W.M.D. Class IV facility was conducted on May 22, 2008.

The following calculations and estimations were made: Site survey of the areas used for landfill disposal since April 19, 2007 (last survey) indicates a gross volume depletion rate of 3,221 c.y./month. This usage rate was used to calculate the remaining volume and predict when the Class IV unit will be completed. The following information and report is submitted.

The volumetric capacity remaining in the current landfill cell or area and the projected date for opening new cells or areas;

N.E.A.R.S.W.M.D. Class IV Landfill was initially opened for filling operations on August 23, 2004 following ADEQ approval of record drawings of construction and documentation of passed soil testing criteria (cell certification).

A computer generated model was created from the as-constructed configuration with the fill slopes (4:1) constructed to the top elevations (full class IV unit). This model indicates a full capacity of 187,409 c.y.

Another computer generated model was created for the existing elevations and fill extent from the field survey on May 22, 2008. Using this method, it was determined that of the entire capacity of 187,409 c.y. available for fill 122,535 c.y. has been utilized for Class IV disposal since the opening of the unit on August 23, 2004. The period of lapsed time from the last field survey on April 19, 2007 to May 22, 2008 is approximately 13 months and 41,877 c.y. were utilized, thus the rate of fill would be  $41,877 \text{ c.y.} \div 13 \text{ months}$  or 3,221 c.y./month. The remaining capacity would be the total volume minus the used volume to-date or  $187,409 \text{ c.y.} - 122,535 \text{ c.y.} = 64,874 \text{ c.y.}$  (remaining volume). Therefore at current rate of fill of 3,221 c.y./month the remaining capacity of 64,874 c.y. would last 20.1 months or 1.7 years ( $64,874 \text{ c.y.} \div 3,221 \text{ c.y./month} = 20.1 \text{ months}$ ).



June 6, 2008

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The projected date to open a new Class IV unit would be January 2010 (20 months or 1.7 years from May, 2008). A significant lead time must be allowed to site, survey, design, and permit a new Class IV landfill unit. Construction of new Class IV landfill unit should start in Summer 2009 in order to be constructed and certified by January 2010 (projected closing date for existing Class IV unit).

2. The estimated remaining volumetric capacity of all permitted Class IV units, the landfill capacity (total air space) utilized during the past one year period, and the estimated remaining site life (in years) based upon the utilization rate during the previous one (1) year period;

Since N.E.A.R.S.W.M.D. Class IV permitted units was initially built, certified, and filled as one large unit the preceding paragraphs outlined in item No. 1 addresses the above items.

3. Documentation of compliance of facility fill progression with the approved permit plans, specifications and operating plan and narrative.

General compliance of fill progression in the previously certified Class IV unit was observed as relatively horizontal lifts had been placed and compacted in small working face areas. As one (1) layer was completed another progressive lift was initiated. It appeared that weekly cover soil lifts were in place and intermediate soil layer was added before progressing to the next lift. Each layer had been sloped to divert storm-water to surrounding perimeter drainage ditches. All parts of the Class IV unit was above normal ground elevation. No fill was observed as being processed while the temporary storm-water was present and no evidence of "filling in standing water" observed which would be out of compliance with Class IV regulations. Weekly cover soils had been stockpiled nearby for weekly use. The Class IV unit appeared to be in compliance with regards to fill progression, permit plans, specifications, operating plans and narrative as observed during the inspection.

4. Documentation of compliance with the operating requirements of the regulations, permit conditions, the approved operating plan and any other applicable regulations;

General compliance with the operating requirements evidenced by the facility use of licensed on-site operators, managers, and supervisors utilizing relatively small working face areas (no multiple faces), spreading and compaction of the waste daily with weekly cover soils. No evidence of salvage operations, deposition of waste in standing water, and open burning was observed. Fencing and litter removal crews periodically pick-up wind-blown debris as required.

5. An updated contour map that depicts:

- I) The horizontal and vertical extent of the active and inactive fill areas;
- II) The status of each permitted landfill unit or cell (future unit, active unit, inactive, under construction, under interim cover, undergoing closure, closed, post-closure, etc.);



- IV) The location of any visible surface features or improvements such as roads, fences, buildings, gas control systems, surface water control systems, etc.);
- V) The person responsible for gathering survey data and the date(s) that survey data was taken to prepare the map.

find the enclosed plan sheet depicting the above applicable items titled "Year 2007 Annual Operating Report Class IV Field Survey."

Quantity, location and characteristics of leachate collected, re-circulated and disposed;

Not applicable or required for Class IV landfills.

Maintenance of storm water controls and other best management practices for erosion control;

Rainfall which falls within the limits of the Class IV area (certified area) is runoff from intermediate cover soil previously placed over the fill area and sloped to promote drainage to the perimeter ditches which routes the runoff to Ponds A, B, and C of the storm water system (a zero-discharge system). As significant sediment accumulates in the storm water ditches it is removed to facilitate adequate drainage. Generally, the storm water systems was functioning properly and no significant accumulation of sediment was observed.

Status of capping and closure of completed areas;

No Class IV area is undergoing capping or closure activities at the time, since design height has not been reached.

Status of remedial or corrective actions taken;

No remedial or correction action is in progress at this time.

Updated Financial Assurance documentation as required in Chapter 14 Financial Assurance Criteria.

Please find enclosed the updated Financial Assurance documentation demonstrating the minimum requirements have been met.

Revised or updated facility closure plan in accordance with the requirements contained in Chapter 13 closure and post-closure care of Regulation 22.

No revised or updated facility closure plan is in effect at this time. The original closure plan

June 6, 2008

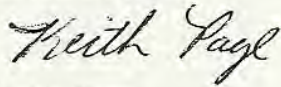
Page four

12. Any other items that effect compliance at the landfill;

All weather access roads keep the landfill traffic routed in and out of the facility with controlled access as required.

If you have any questions, please contact me.

Sincerely yours,



Keith Page  
Project Manager

KP/km

cc: Jim Abbey, N.E.A.R.S.W.M.D. ✓  
George Tuner, ADEQ State Inspector





# Northeast Arkansas Regional Solid Waste Management District

## NORTHEAST ARKANSAS REGIONAL SOLID WASTE MANAGEMENT DISTRICT FINANCIAL ASSURANCE UPDATED FOR YEAR 2007 (Ending December 2007)

For Class I - Closure Fund	\$ 682,562.66
For Class IV - Closure Fund	<u>44,562.00</u>
Total "Closure Fund"	\$ 727,124.66

Post Closure Fund	\$ 1,035,118.38
-------------------	-----------------

A. Total Funds for Closure and Post Closure =	\$1,762,243.04
---	----------------

B. Original Closure estimate in Class I Permit (as of October 2005) =	\$ 2,598,601.00
Original Post-Closure estimate in Class I Permit (as of October 2005) =	<u>\$ 965,012.00</u>
Total	\$ 3,563,613.00

1. Updated closure amount for Class I* =	\$ 2,730,155.00
2. Updated post-closure amount for Class I* (As of December 2007) =	<u>\$ 1,013,866.00</u>
Total*	\$ 3,744,021.00

(\*increased each year for approximate inflationary rate of +2.5%)

C. Original Closure estimate in Class IV Permit (as of August 2004) =	\$ 97,670.00
Original Post-Closure estimate in Class IV Permit =	<u>\$ 5,140.00</u>
Total	\$ 102,810.00

1. Updated closure amount for Class IV* =	\$ 105,179.00
2. Updated post-closure amount for Class IV* (As of December 2007) =	<u>\$ 5,536.00</u>
Total*	\$ 110,715.00

(\*increased each year for approximate inflationary rate of +2.5%)

D. Total updated amount for Class I and Class IV = \$3,744,021.00 + \$110,715.00 =	\$ 3,854,736.00
---	-----------------

E. Total updated financial assurance (Class I & Class IV) - Total funds available for Closure and Post-Closure = \$3,854,736.00 - \$1,762,243.00 = \$2,092,493 required remaining amount for financial assurance.

F.  $\frac{CE - CV}{Y} = \frac{\$2,092,493}{30^*} = \$69,750 = \text{Annual Payment}$

\*Usually the maximum time in a permit is 30 years, however the actual remaining years in the pay-in period is 43 years (from annual report).



## *Northeast Arkansas Regional Solid Waste Management District*

Currently N.E.A.R.S.W.M.D is increasing the funds annually by:

\$6,000 x 12 months =	\$72,000.00 Class I Closure Fund
	19,730.00 Class I Closure Fund Interest
\$1,000 x 12 months =	\$12,000.00 Class IV Closure Fund
	<u>41,493.00</u> Post-Closure Fund Interest
Total	\$ 145,223.00

The total financial assurance annual payment (for Class I and Class IV) required is \$69,750 as a net increase and N.E.A.R.S.W.M.D. is currently increasing the funds annually by \$145,223. This demonstrates N.E.A.R.S.W.M.D. is meeting or exceeding the financial assurance requirement. It should be noted that each year the financial assurance amount (updated closure and post-closure) for Class I and Class IV increases by approximately 2.5% due to inflation and the Y, or years remaining in the permit goes down, which both work to increase the required annual minimum payment amount. Also, the years remaining in the permit (Y) can change as the rate of fill changes. These changes can be offset by leaving the current payment into Class I and Class IV closure and post-closure accounts higher than the minimum required amount and this should help N.E.A.R.S.W.M.D. meet future financial assurance requirements for years to come.

*Northeast Arkansas Regional Solid Waste Management District*

Regional Solid Waste Management District  
P.O. Box 753 Paragould, Arkansas 72451-0753  
Phone: Jim (870) 236-7447 Phone: Landfill (870) 239-5572

February 15, 2008

Susan Speake, Programs Branch Manager  
Solid Waste Management Division  
Arkansas Department of Environmental Quality  
5301 Northshore Drive  
North Little Rock, AR 72118-5317

via certified mail 7004 2510 0000 8850 3012

Dear Mrs. Speake:

The following financial assurance information is provided as required each year:

**FOR CLASS 1:**

**Closure Trust Fund:** Balance on December 31, 2006: \$590,832.63  
7710000025 + deposit \$6,000 per month x 12 months (Jan-Dec): 72,000.00  
+ total monthly interest payments minus monthly fees: 19,730.03


**TOTAL AVAILABLE FOR CLASS 1**

**ON DECEMBER 31, 2007:**  **\$682,562.66**

**FOR CLASS 4:**

**Closure Fund:** Balance on December 31, 2006: \$ 32,562.00  
+ deposit \$1,000 per month x 12 months (Jan-Dec): 12,000.00

**TOTAL AVAILABLE FOR CLASS 4**

**ON DECEMBER 31, 2007:**  **\$ 44,562.00**

**GRAND TOTAL AVAILABLE ON DECEMBER 31, 2007**

**FOR CLASS 1 & CLASS 4 as shown on**

**Regions Summary of Asset Position dated 12/31/07.**

**\$727,124.66**

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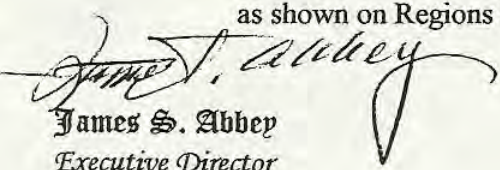
**Post Closure Fund:** Balance on December 31, 2006: \$993,625.87  
7711000737 + total monthly interest payments minus monthly fees: 41,492.51

**GRAND TOTAL AVAILABLE on December 31, 2007**

**FOR CLASS 1 POST-CLOSURE**

**as shown on Regions Summary of Asset Position dated 12/31/07**

**\$1,035,118.38**

  
**James S. Abbey**  
Executive Director

- Attachments: 1. Regions Mgn Kgn Trust Smry of Asset Position for Landfill Closure Trust  
2. Regions Morgan Keegan Trust Asset Position for Landfill Post Closure Trust

CC with attachments to: **Keith Page at Miller-Newell Engineers, Inc.** for attachment to our Annual Engineering Inspection Reports for Class 1 & Class 4 landfills

Vice Chairman  
**GERALD MORRIS**  
Mayor of Piggott

Chairman  
**MIKE GASKILL**  
Mayor of Paragould

Secretary/Treasurer  
**JESSE DOLLARS**  
Greene County Judge



# Northeast Arkansas Regional Solid Waste Management District

COUNT NUMBER: 7710000025

STATEMENT PERIOD: DECEMBER 01, 2007 THROUGH DECEMBER 31, 2007

ACCOUNT NAME:	REGIONS BANK LANDFILL CLOSURE TRUST
ACCOUNT NUMBER:	[REDACTED]
ADMINISTRATIVE OFFICER:	J. CRAIG BOONE 870-974-5262 Craig.Boone@Regions.com
INVESTMENT OFFICER:	NIKKI REYNOLDS 501-371-7092 Nikki.Reynolds@Regions.com

	TAX COST	MARKET VALUE	PERCENT
INVESTMENTS	28,392.47	28,392.47	3.8%
	698,732.19	711,235.00	96.2%
	727,124.66	739,627.47	100.0%

YEAR DATE	REALIZED CAPITAL GAINS / LOSSES		
		THIS PERIOD	YEARS TO DATE
38.98			
40.11			
94.13	LONG TERM	0.00	162.13
43.57	TOTAL GAINS / LOSSES	0.00	162.13
00.00			

# Northeast Arkansas Regional Solid Waste Management District

REGIONS BANK  
300 S. CHURCH STREET  
JONESBORO, AR 72401

ACCOUNT NUMBER: 7711000737

STATEMENT PERIOD: DECEMBER 01, 2007 THROUGH DECEMBER 31, 2007



NE AR REGIONAL SOLID WASTE MGMT  
DIST C/O JIM ABBEY  
P.O. BOX 753  
PARAGOULD, AR 72451

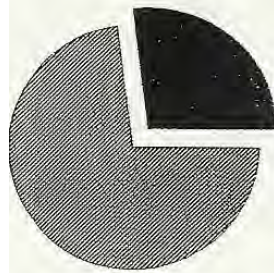
ACCOUNT NAME: REGIONS BANK  
NE AR REGIONAL WASTE MANAGEMENT  
DISTRICT POST CLOSURE FUND

ACCOUNT NUMBER: 7711000737

ADMINISTRATIVE  
OFFICER: J. CRAIG BOONE  
870-974-5262  
Craig.Boone@Regions.com

INVESTMENT  
OFFICER: NIKKI REYNOLDS  
501-371-7092  
Nikki.Reynolds@Regions.com

## SUMMARY OF ASSET POSITION



	TAX COST	MARKET VALUE	PERCENT
CASH AND EQUIVALENTS	286,060.38	286,060.38	27.1%
FIXED	749,058.00	768,985.00	72.9%
<b>Total</b>	<b>1,035,118.38</b>	<b>1,055,045.38</b>	<b>100.0%</b>

## ACTIVITY SUMMARY

	THIS PERIOD	YEAR TO DATE	REALIZED CAPITAL GAINS / LOSSES	
			THIS PERIOD	YEA TO DAT
BEGINNING MARKET VALUE	1,054,682.11	1,033,850.05		
CASH MANAGEMENT	26.73	241,110.06-		
DIVIDENDS	944.96	944.96	LONG TERM	0.00
INTEREST	0.00	5,206.40		318.7
SALES	0.00	255,000.00	TOTAL GAINS / LOSSES	0.00
DISBURSEMENTS	971.69-	103,122.97-		318.7
MISCELLANEOUS	0.00	105,671.64		
UNREALIZED GAINS / LOSSES	363.27	1,394.64-		
ENDING MARKET VALUE	1,055,045.38	1,055,045.38		



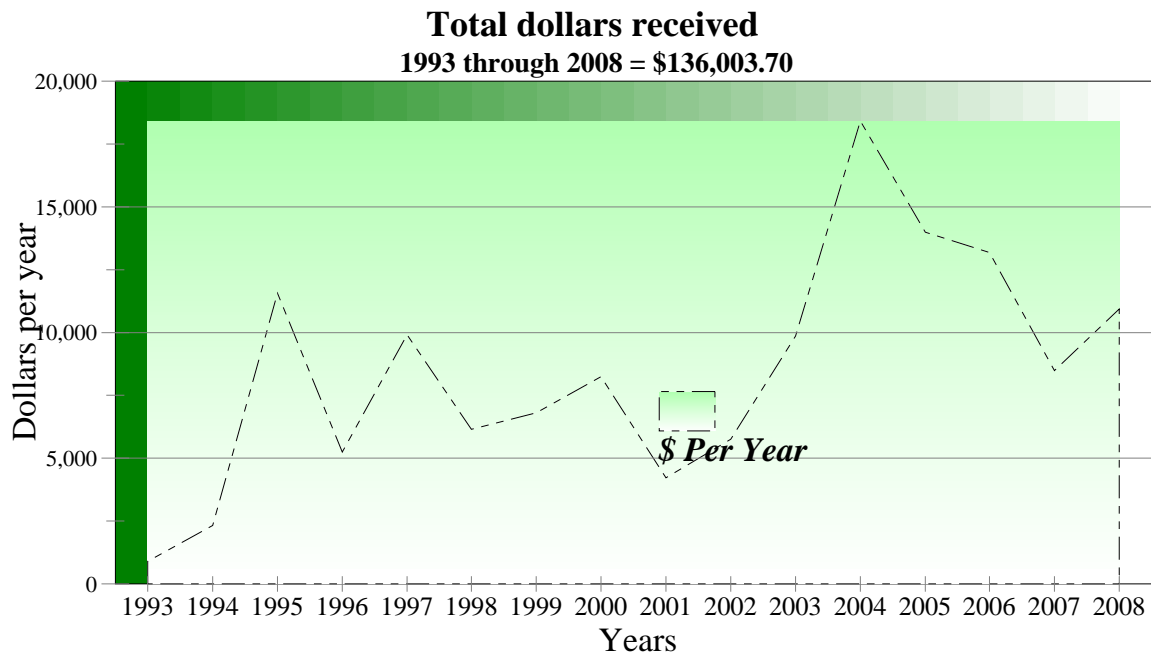
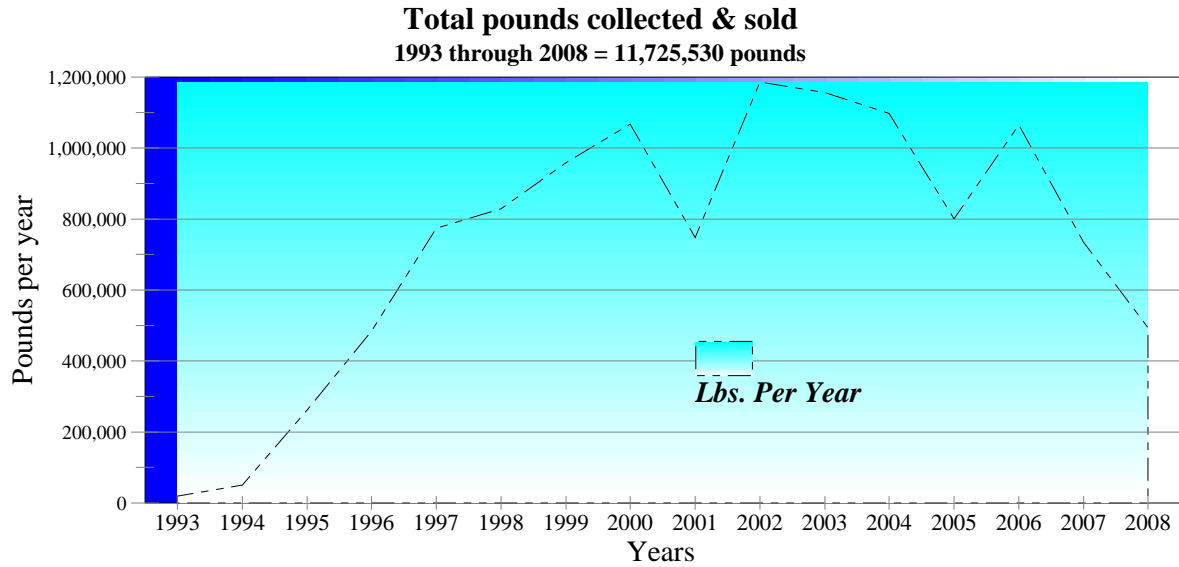
**updated January 2009**

**Recyclables collected and sold January 1993 - December 2008**

<b>Year</b>	<b>Lbs. Per Year</b>	<b>% of Grand Total Pounds</b>	<b>\$ Per Year</b>	<b>% of Grand Total Dollars</b>
1993	19,299	0.17%	\$ 899.49	0.72%
1994	50,157	0.45%	\$ 2,332.44	1.86%
1995	261,807	2.33%	\$ 11,568.97	9.25%
1996	484,239	4.31%	\$ 5,249.50	4.20%
1997	774,224	6.89%	\$ 9,913.32	7.93%
1998	828,613	7.38%	\$ 6,147.97	4.92%
1999	958,484	8.53%	\$ 6,802.68	5.44%
2000	1,067,414	9.50%	\$ 8,242.96	6.59%
2001	747,464	6.66%	\$ 4,225.32	3.38%
2002	1,185,910	10.56%	\$ 5,760.80	4.61%
2003	1,156,402	10.30%	\$ 9,864.37	7.89%
2004	1,097,112	9.77%	\$ 18,412.25	14.72%
2005	800,942	7.13%	\$ 13,986.31	11.18%
2006	1,065,113	9.48%	\$ 13,184.95	10.54%
2007	734,134	6.54%	\$ 8,484.30	6.78%
2008	494,216	7.00%	\$ 10,928.07	7.00%
<b>Totals:</b>	<b>11,725,530</b>	<b>100%</b>	<b>\$ 136,003.70</b>	<b>100%</b>

**Surface charts for the above table are shown on the next page.**

updated January 2009



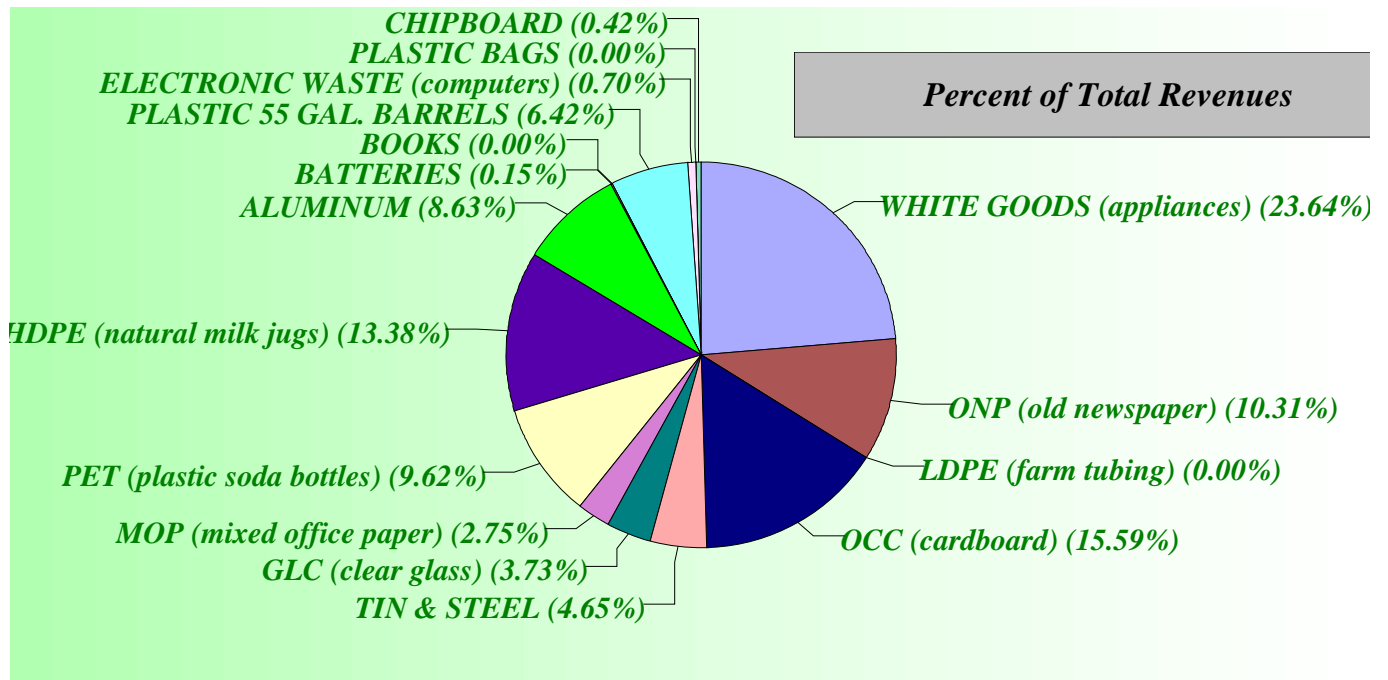
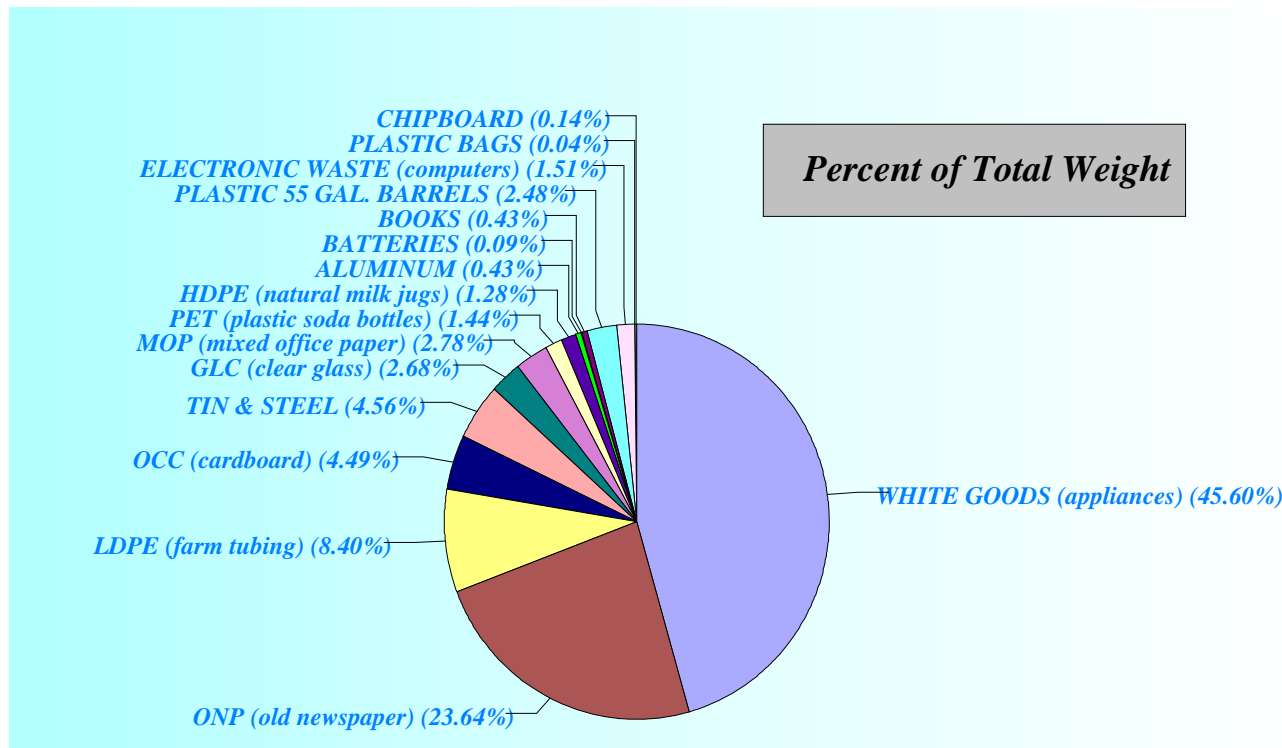
**updated January 2009**

**Recyclables collected and sold January 1993 - December 2008**

TYPE OF RECYCLABLE MATERIAL	WEIGHT IN POUNDS	% of Total Weight	\$ AMOUNT RECEIVED	% of Total Revenue
WHITE GOODS (appliances)	5,346,958	45.60	\$32,155.25	23.64
ONP (old newspaper)	2,771,943	23.64	\$14,020.67	10.31
LDPE (farm tubing)	984,480	8.40	\$0.00	0.00
OCC (cardboard)	526,119	4.49	\$21,199.90	15.59
TIN & STEEL	535,096	4.56	\$6,329.52	4.65
GLC (clear glass)	314,703	2.68	\$5,069.66	3.73
MOP (mixed office paper)	325,555	2.78	\$3,743.49	2.75
PET (plastic soda bottles)	169,126	1.44	\$13,084.59	9.62
HDPE (natural milk jugs)	150,542	1.28	\$18,202.44	13.38
ALUMINUM	49,842	0.43	\$11,731.98	8.63
BATTERIES	11,060	0.09	\$199.02	0.15
BOOKS	50,914	0.43	\$0.00	0.00
PLASTIC 55 GAL. BARRELS	291,267	2.48	\$8,738.01	6.42
ELECTRONIC WASTE (computers)	176,980	1.51	\$953.60	0.70
PLASTIC BAGS	4,500	0.04	\$0.00	0.00
CHIPBOARD	16,445	0.14	\$575.57	0.42
<b>TOTALS :</b>	<b>11,725,530</b>	<b>100</b>	<b>\$136,003.70</b>	<b>100.0</b>

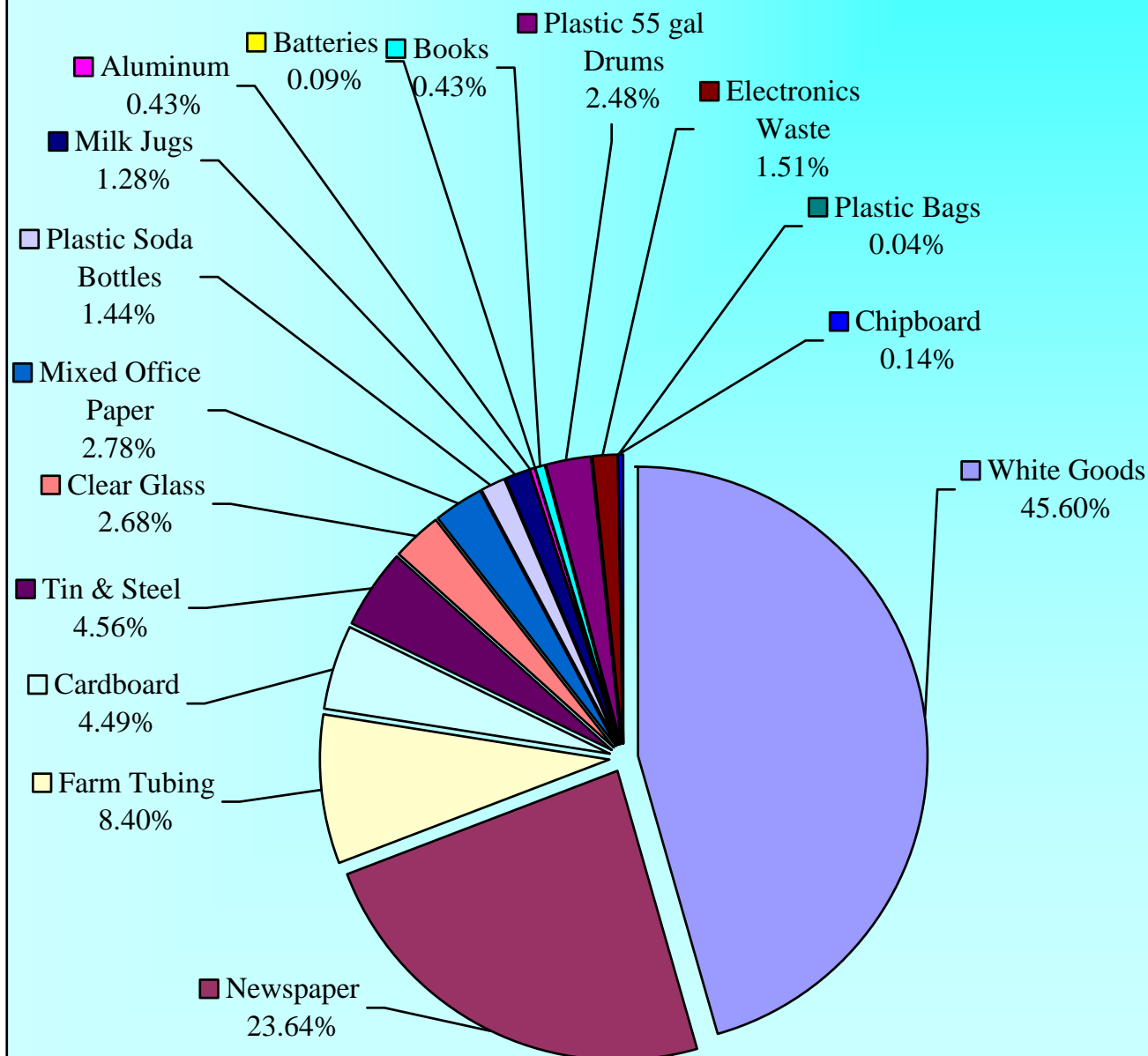
**Pie charts for the above table are shown on the next page.**

updated January 2009

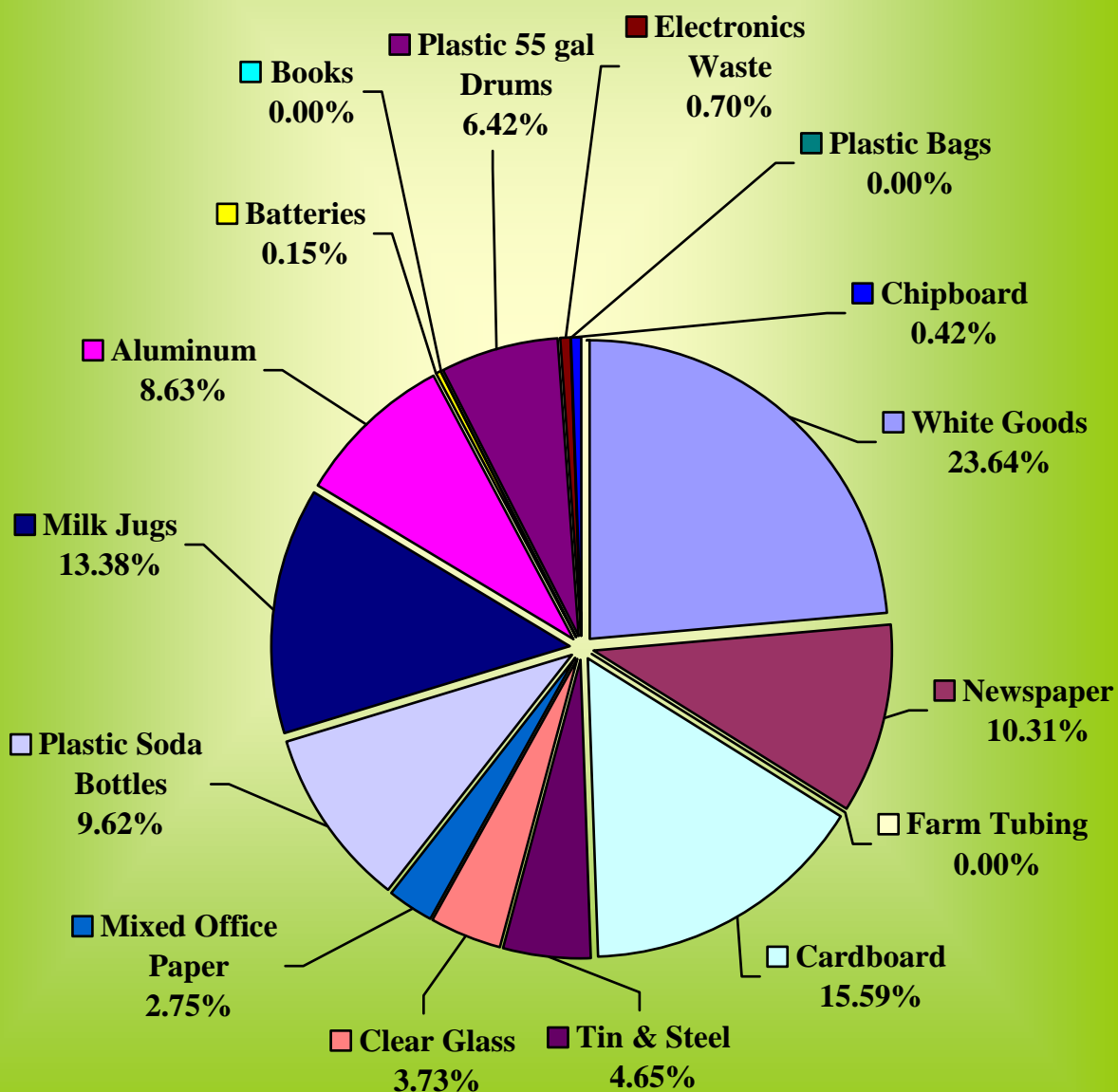




***Recyclables collected and sold  
January 1993 - December 2008  
Percent of Total Weight  
Total Weight = 11,725,530 pounds***



*Recyclables collected and sold  
January 1993 - December 2008  
Percent of Total Sales  
Total Sales = \$136,003.70*



# Northeast Arkansas Regional Solid Waste Management District

Regional Solid Waste Management District  
P.O. Box 753 Paragould, Arkansas 72451-0753  
Phone: Jim (870) 236-7447 Phone: Landfill (870) 239-5572

July 21, 2008

Susan Speake, Programs Branch Manager  
Solid Waste Management Division  
Arkansas Department of Environmental Quality  
5301 Northshore Drive  
North Little Rock, AR 72118-5317

Via certified mail  
7004 2510 0000 8850 3074

Dear Mrs. Speake:

Act 398 of 1997 requires each regional solid waste management board to procure an annual financial audit of the district and file copies of each audit report with the Arkansas Department of Environmental Quality (ADEQ) and with the Division of Legislative Audit. Each year, I have submitted our audits to you, to Ms. Barron (*Deputy Legislative Auditor*), and to Lujana Jones (*Corporate Trust Officer at Simmons First Trust Company, N.A.*).

Enclosed are 2 hard copies of our most recent audit (*for the year ended December 31, 2007*). Also, enclosed is a CD which contains our year 2007 audit in PDF format. Hard copies in *draft* form were given to our Board of Directors at their regularly scheduled meeting last Tuesday (*July 15<sup>th</sup>*) when our auditor, Jeff Wicker, out-briefed them. Mr. Wicker provided me with hard copies of the *finalized* version last Friday (*July 18<sup>th</sup>*) and I am now mailing the final version today to you, to Ms. Barron, to Ms. Jones, and to four members of our Board of Directors who were unable to attend Tuesday's meeting.

**Thank you for your patience with me in getting this year's audit to you.**

Please call, or write to me if you have any questions or comments.

Respectfully,



James S. Abbey  
Executive Director  
phone: 870 236-7447  
email: jabbey@paragould.net

- Enclosures: 1. Two bound copies of Northeast Arkansas RSWMD annual financial audit for the year ended December 31, 2007.  
2. One CD containing our audit in PDF format

## Our Board of Directors:

Vice Chairman

**Gerald Morris**  
Mayor of Piggott

Chairman

**Mike Gaskill**  
Mayor of Paragould

Secretary/Treasurer

**Jesse Dollars**  
Greene Co. Judge

**Gary Howell** - Clay Co. Judge • **Alex Latham** - Lawrence Co. Judge • **David Jansen** - Randolph Co. Judge  
**Dewayne Phelan** - Mayor of Corning • **Donnie Roberts** - Mayor of Hoxie • **Gary Crocker** - Mayor of Pocahontas  
**Ron Kemp** - Mayor of Rector • **Michelle Rogers** - Mayor of Walnut Ridge



# Northeast Arkansas Regional Solid Waste Management District

Regional Solid Waste Management District  
P.O. Box 753 Paragould, Arkansas 72451-0753  
Phone: Jim (870) 236-7447 Phone: Landfill (870) 239-5572

July 21, 2008

June Barron, CPA, CFE  
Deputy Legislative Auditor  
Counties and Municipalities  
Arkansas Legislative Joint Auditing Committee  
Division of Legislative Audit  
172 State Capitol  
Little Rock, AR 72201-1099

Via certified mail  
7004 2510 0000 8850 3067

Dear Ms. Barron:

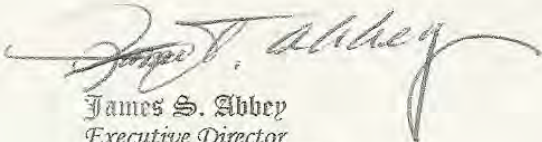
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*Northeast Arkansas Regional Solid Waste Management District*

Regional Solid Waste Management District  
P.O. Box 753 Paragould, Arkansas 72451-0753  
Phone: Jim (870) 236-7447 Phone: Landfill (870) 239-5572

July 21, 2008

LuJuana M. Jones  
Corporate Trust Administrator  
Corporate Trust Department  
Simmons First Trust Co. N.A.  
P.O. Box 7009  
Pine Bluff, AR 71611-7009

Via certified mail  
7004 2510 0000 8850 3081

Dear Ms. Jones:

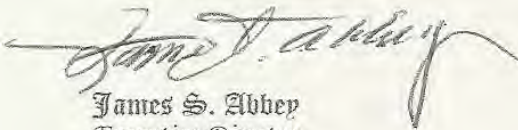
Per your request each year, enclosed are five copies of our **Annual Financial Audit for Calendar Year ended December 31, 2007**. Also, enclosed is a CD which contains our year 2007 audit in PDF format. Each year, I have submitted our audits to you, to Ms. Barron (*Deputy Legislative Auditor*), and to Susan Speake (*Programs Branch Manager at the ADEQ*).

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Northeast Arkansas Regional Solid Waste  
Management District

Audited Financial Statements  
And Supplementary Information

For the Years Ended December 31, 2007 & 2006

**Thomas, Speight & Noble**  
**Certified Public Accountants**  
2210 Fowler Avenue  
Jonesboro, AR 72401


**Northeast Arkansas Regional Solid Waste  
Management District**

**Audited Financial Statements  
And Supplementary Information  
For the Years Ended December 31, 2007 & 2006**

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**THOMAS, SPEIGHT & NOBLE**  
2210 Franklin Avenue, Jonesboro, AR 72401 (870) 932-5858

A PROFESSIONAL ASSOCIATION OF CERTIFIED PUBLIC ACCOUNTANTS  
MEMBER OF THE PUBLIC COMPANIES PRACTICE SECTION OF THE AMERICAN INSTITUTE OF CERTIFIED PUBLIC ACCOUNTANTS

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## INDEPENDENT AUDITORS' REPORT

The Board of Directors  
Northeast Arkansas Regional Solid Waste  
Management District  
Paragould, Arkansas

We have audited the accompanying financial statements of Northeast Arkansas Regional Solid Waste Management District as of and for the years ended December 31, 2007 and 2006, as listed in the table of contents. These financial statements are the responsibility of the District's management. Our responsibility is to express an opinion on these financial statements based on our audits.

We conducted our audits in accordance with auditing standards generally accepted in the United States of America, and the *Government Auditing Standards* issued by the Comptroller General of the United States of America. Those standards require that we plan and perform the audits to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audits provide a reasonable basis for our opinion.

The District has not presented the management discussion and analysis information that accounting principles generally accepted in the United States of America requires to supplement, although not be a part of, the basic financial statements.

In our opinion, except as noted above, the financial statements referred to above present fairly in all material respects, the financial position of Northeast Arkansas Regional Solid Waste Management District as of December 31, 2007 and 2006, and the results of its operations and its cash flows for the years then ended in conformity with generally accepted accounting principles.

Our audit was made for the purpose of forming an opinion on the financial statements taken as a whole. The supplementary information listed in the table of contents is presented for purposes of additional analysis and is not a required part of the financial statements of Northeast Arkansas Regional Solid Waste Management District. Such information has been subjected to the auditing procedures applied in the audits of the financial statements and, in our opinion, is fairly stated in all material respects in relation to the financial statements taken as a whole.

In accordance with *Government Auditing Standards* we have also issued our report dated July 14, 2008 on our consideration of Northeast Arkansas Regional Solid Waste Management District's internal control over financial reporting and our tests of its compliance with certain provisions of laws, regulations, contracts, and grants. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* and should be read in conjunction with this report in considering the results of our audits.

*Thomas, Speight & Noble, CPAs*

Thomas, Speight & Noble, CPAs  
Jonesboro, Arkansas  
July 14, 2008

---

2210 Franklin Avenue PO Box 1267 Jonesboro, AR 72403-0267 (870) 932-5858 Fax (870) 932-2030	420 West Walnut PO Box 209 Blytheville, AR 72316 (870) 762-5831 Fax (870) 762-5833	1400 West Reiser PO Box 614 Osceola, AR 72370 (870) 563-2638 Fax (870) 563-3794	1034 Highway 67 North PO Box 700 Pineblow, AR 72459 (870) 892-2575 Fax (870) 892-2576
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Northeast Arkansas Regional Solid Waste Management District

Statements of Net Assets

December 31, 2007 & 2006

	2007	2006
<b>Assets:</b>		
Current assets:		
Cash and cash equivalents	\$ 880,401	\$ 741,274
Accounts receivable, net	183,450	248,713
Fuel & oil inventory - at cost	3,000	3,000
Total unrestricted current assets	1,066,851	992,987
Restricted cash and investments	4,081,697	3,455,465
Total current assets	5,148,548	4,448,452
Noncurrent assets:		
Deferred debt expense, net	11,139	13,923
Capital assets:		
Nondepreciable capital assets:		
Construction in Progress	-	-
Land	1,139,663	1,139,663
Total nondepreciable capital assets	1,139,663	1,139,663
Depreciable capital assets:		
Office furniture & fixtures	16,126	15,760
Office building & shop building	94,394	94,393
Equipment & tools	4,034,289	3,555,837
Landfill construction	2,512,900	2,512,900
Less: accumulated depreciation	(5,638,089)	(5,289,398)
Total depreciable capital assets	1,019,620	889,492
Total capital assets (net of accumulated depreciation)	2,159,283	2,029,155
Total noncurrent assets	2,170,422	2,043,078
Total assets	7,318,970	6,491,530
<b>Liabilities:</b>		
Current liabilities:		
Accounts payable	6,700	4,997
Accrued compensation	59,512	53,964
Taxes payable	4,808	2,912
Total current liabilities	71,020	61,873
Liabilities payable from restricted assets:		
Accrued interest	10,370	14,074
Current portion of long-term debt	265,000	260,000
Total payable from restricted assets	275,370	274,074
Estimated liability for landfill closure & postclosure care	1,298,024	1,193,943
Long-term debt	670,000	935,000
Total liabilities	2,314,414	2,464,890
Net assets:		
Invested in capital assets, net of related debt	2,159,283	2,029,155
Restricted for debt service	935,000	1,195,000
Unrestricted	1,910,273	802,485
Total net assets	\$ 5,004,556	\$ 4,026,640

The accompanying notes are an integral part of these financial statements.

# Northeast Arkansas Regional Solid Waste Management District

## Northeast Arkansas Regional Solid Waste Management District

### Statements of Revenues, Expenses & Changes in Net Assets

For the Years Ended December 31, 2007 & 2006

	2007	2006
Operating revenue		
Landfill tipping fees & hauling	\$ 2,511,881	\$ 2,420,406
Equipment rentals	72,480	73,270
Recycling sales	8,484	13,185
Truck licensing decals	1,980	1,650
Grant revenue	111,954	107,787
FMV adjustments	32,430	-
Miscellaneous	59,134	21,105
Total operating revenue	<u>2,798,343</u>	<u>2,637,403</u>
Operating expenses		
Advertising & printing	367	6,801
Amortization of bond issue costs	2,785	2,785
Auditing & accounting	4,700	4,500
Bank charges	20,178	9,759
Bad Debt	31,706	-
Depreciation	348,691	294,526
Disposal fees	176,797	176,033
Dues & subscriptions	1,420	1,285
Engineering fees	25,407	25,307
Erosion control	-	-
Fiscal agent fees	2,000	2,000
Fuel & oil	140,106	140,808
Insurance - employee health	104,940	88,209
Insurance - other	37,724	33,087
Interest expense	38,518	46,139
Landfill closure & post closure care costs	104,081	104,081
Legal & other fees	2,855	3,735
Maintenance	268,260	267,770
Miscellaneous	-	159
Office supplies & postage	7,565	4,379
Permits & licenses	9,000	8,493
Payroll taxes	36,126	42,438
Retirement plan	75,466	60,573
Supplies	12,502	6,562
Salaries	497,452	484,998
Telephone	2,533	2,537
Travel & conferences	2,989	3,112
Uniforms & shoes	5,045	5,106
Utilities	10,744	9,797
Well samples	27,100	27,100
Total operating expenses	<u>1,997,056</u>	<u>1,862,079</u>
Operating income (loss)	<u>801,287</u>	<u>775,324</u>
Nonoperating revenues (expenses)		
Interest income	176,629	85,743
Gain (loss) on sale of assets	-	-
Nonoperating revenues (expenses)	<u>176,629</u>	<u>85,743</u>
Increase in net assets	<u>977,916</u>	<u>861,067</u>
Net assets		
Beginning of year	4,026,640	3,165,573
End of Year	<u>\$ 5,004,556</u>	<u>\$ 4,026,640</u>

*The accompanying notes are an integral part of these financial statements.*



*Northeast Arkansas Regional Solid Waste Management District*  
**Northeast Arkansas Regional Solid Waste Management Management District**  
**Statements of Cash Flows**  
**For the Years Ended December 31, 2007 & 2006**

	2007	2006
Cash flows from operating activities:		
Cash receipts from customers and grants	\$ 3,040,235	\$ 2,724,996
Cash payments to suppliers for goods and services	(1,536,056)	(1,456,654)
Net cash provided by (used in) operating activities	1,504,179	1,268,342
Cash flows from investing activities:		
Acquisition of furniture & equipment	(478,820)	(559,390)
Decrease (increase) in restricted fund assets	(626,232)	(235,584)
Construction costs paid	-	-
Net cash provided by (used in) investing activities	(1,105,052)	(794,974)
Cash flows from financing activities:		
Series 2004 Bonds retired	(260,000)	(250,000)
Loan proceeds from bonds, net of debt issue cost	-	-
Net cash provided by (used in) financing activities	(260,000)	(250,000)
Net increase (decrease) in cash	139,127	223,368
Cash and cash equivalents - beginning of year	741,274	517,906
Cash and cash equivalents - end of year	\$ 880,401	\$ 741,274
Reconciliation of operating income (loss) to net cash provided by operating activities:		
Operating income (loss)	\$ 977,916	\$ 861,067
Adjustments to reconcile operating income (loss) to net cash provided by operating activities:		
Depreciation	348,691	294,526
Amortization	2,785	2,785
Changes in assets and liabilities:		
Customer and other accounts receivable	65,263	1,850
Estimated liability for landfill closure & postclosure care	104,081	104,081
Accounts payable and accrued expenses	5,443	4,033
Net cash provided by operating activities	\$ 1,504,179	\$ 1,268,342

*The accompanying notes are an integral part of these financial statements.*

Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements  
December 31, 2007

**Note 1: Summary of Significant Accounting Policies**

**A. Financial reporting entity & organization**

Northeast Arkansas Regional Solid Waste Management District (the District) received approval from the Arkansas Department of Environmental Quality (the "ADEQ") By Minute 93-11, issued January 15, 1993 to form its own regional solid waste management district under Title 8, Chapter 6 of the Arkansas Code Annotated consisting of Clay, Greene and Lawrence counties. Randolph county was added to the District pursuant to ADEQ's Minute Order No. 97-21, issued April 18, 1997. The street address for the District is 1810 Greene, 890 Road, Paragould, Arkansas and its mailing address is P.O. Box 753, Paragould, Arkansas 72451.

The governing body of the District (the "Board") is comprised of the county judges of the participating counties and the mayors of the participating cities. All terms of the current members (a) that are mayors expire on December 31, 2006 and (b) that are county judges expire on December 31, 2007. Members will cease to serve on the Board when their terms as mayor or County Judge expire.

The District is served by an executive director, James S. Abbey. Mr. Abbey was originally appointed as administrator for the District in 1993. He was named Executive Director in 1996. In addition to the Executive Director, the District employs 18 persons.

**B. Basis of presentation - fund accounting**

The accounting system is organized and operated on a fund basis. A fund is defined as a fiscal and accounting entity with a self-balancing set of accounts recording cash and other financial resources, together with all related liabilities and residual equities or balances, and changes therein, which are segregated for purposes of carrying on specific activities or attaining certain objectives in accordance with special regulations, restrictions, or limitations. The following type of fund is recognized in the accompanying financial statements.

Enterprise fund - These types of funds are established to account for operations that are financed and operated in a manner similar to private business enterprises, where the intent is that costs of providing goods or services to the general public on a continuing basis be financed or recovered primarily through user charges.

**C. Basis of accounting**

The District uses the accrual method of accounting whereby revenues are recognized when earned and expenses are recognized when incurred.

**D. Bad debts**

Specific accounts are charged to bad debts when they become uncollectible. Thus, an allowance for doubtful accounts is not presented. The only customers which receive credit are industrial, counties, and cities. Individuals and small business pay on cash basis.



Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2007

**Note 1: Summary of Significant Accounting Policies (Continued)**

E. Non-taxable status

The District is exempt from federal income taxes under various provisions of the Internal Revenue Code.

F. Cash & cash equivalents

For purposes of the statement of cash flows, the District considers unrestricted cash and temporary cash investments with a maturity of three months or less when purchased to be cash equivalents.

G. Capital assets

Capital assets are stated at cost.

Depreciation of fixed assets is charged as an expense against operations. Depreciation rates have been applied on a straight-line basis, with estimated useful lives as follows:

Land	n/a
Buildings	15 – 31 ½ Years
Equipment & vehicles	5 – 7 Years
Office equipment	3 – 5 Years
Landfill improvements	2 - 5 Years

H. Credit risk

Financial instruments, which potentially subject the District to concentrations of credit risk, consist principally of temporary cash investments. The District places its temporary cash investments with high credit quality financial institutions and, by policy, generally limits the amount of credit exposure to any one financial institution. Concentrations of credit risk with respect to trade receivables are limited due to the District's large number of customers.

I. Use of estimates

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.

J. Assets pledged

Substantially all assets are pledged as security for the long-term debt to Simmons First Trust Co. N.A.

Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2007

**Note 1: Summary of Significant Accounting Policies (Continued)**

**K. Net assets**

Net assets comprise the various net earnings from operating income, non-operating revenues and expenses, and capital contributions. Net assets are classified in the following three components.

Invested in capital assets, net of related debt – This component of net assets consists of capital assets, net of accumulated depreciation and reduced by the outstanding balances of any bonds, mortgages, notes or other borrowings that are attributable to the acquisition, construction or improvement of those assets. If there are significant unspent related debt proceeds at year-end, the portion of the debt attributable to the unspent proceeds is not included in the calculation of invested in capital assets, net of related debt. Rather, that portion of the debt is included in the same net assets component as the unspent proceeds.

Restricted net assets – This component of net assets consists of constraints imposed by creditors (such as through debt covenants), grantors, contributors, or laws or regulations of other governments or constraints imposed by law through constitutional provisions or enabling legislation.

Unrestricted net assets – This component of net assets consists of net assets that do not meet the definition of “restricted” or “invested in capital assets, net of related debt.”

**Note 2: Cash and Investments**

**A. Cash and investments**

Cash and investments are presented on the accompanying statement of net assets as of December 31, 2007 as follows:

	2007	2006
Cash and cash equivalents	\$ 880,401	\$ 741,274
Restricted cash and investments	4,081,697	3,455,465
Total cash and investments	<u>\$ 4,962,098</u>	<u>\$ 4,196,739</u>



Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2007

**Note 2: Cash and Investments (Continued)**

**B. Deposits**

The carrying amount of the District's deposits with financial institutions was \$5,083,411 and \$4,196,589 for December 31, 2007 and 2006, respectively, and the bank balance was \$5,966,475 and \$4,440,452 for December 31, 2007 and 2006, respectively. The difference between the bank balance and the carrying amount represents outstanding checks.

Amount insured by the FDIC or collateralized with securities held by the pledging financial institution: agent in the District's name	\$ 5,966,475
Uncollateralized and/or uninsured	-
Total bank balance	<u>\$ 5,966,475</u>

**C. Restricted Cash Deposits**

ADEQ ordinances and loan agreements mandate certain cash funds be set aside for bond debt retirement, emergency (depreciation) reserves, landfill closure and post closure reserves. At December 31, 2007 and 2006 restricted cash was as follows:

	2007	2006
Debt Reserve & Construction	\$ 285,798	\$ 284,682
Capital Improvement	353,963	224,256
Future Construction Fund	1,450,779	1,297,874
Closure Fund	739,627	623,395
Depreciation Fund	196,485	31,612
Post Closure Fund	1,055,045	993,626
Total	<u>\$ 4,081,697</u>	<u>\$ 3,455,445</u>

**D. Legal or Contractual Provisions for Deposits & Investments**

State law generally requires that municipal funds be deposited in federally insured banks located in the State of Arkansas. The municipal deposits may be in the form of checking accounts, savings accounts and/or time deposits. Public funds may also be invested in direct obligations of the United States of America and obligations the principal and interest on which are fully guaranteed by the United States of America.

Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2007

**Note 3: Long-Term Debt**

A. Maturities and analysis of Long-Term Debt

Changes to the District's long-term debt are as follows:

	2007	2006
Total long-term debt at beginning of year	\$ 1,195,000	\$ 1,445,000
New Bond issue	-	-
Note payable retirements	(260,000)	(250,000)
Total long-term debt at end of year, net	935,000	1,195,000
Less current portion	(265,000)	(260,000)
Noncurrent portion	<u>\$ 670,000</u>	<u>\$ 935,000</u>

Future debt service payments are as follows:

Fiscal Year Ending December 31,	Principal	Interest	Total
2008	\$ 265,000	\$ 34,813	\$ 299,813
2009	275,000	25,935	300,935
2010	290,000	15,760	305,760
2011	105,000	4,305	109,305
2012	-	-	-
2013-2017	-	-	-
	<u>\$ 935,000</u>	<u>\$ 80,813</u>	<u>\$ 1,015,813</u>

B. Notes Payable

Notes payable to financial institutions consist of the following as of December 31:

In May of 2004 the District issued Refunding and Improvement Revenue bonds in the amount of \$1,710,000. The purposes of these bonds were to (a) refund the 1999 Series A & B Bonds and (b) use approximately \$60,000 to construct a shop building. The reduction in interest will result in the 2004 Bonds being paid off in 2011 instead of 2012. The interest rates on the 2004 Bonds range from 1.4% to 4.1% with principal and interest payments due annually on September 1. The new trustee for the 2004 Bonds is Simmons First Trust Co. N.A.



Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2007

**Note 4: Customer Accounts Receivable**

Customer accounts receivable are as follows:

	2007	2006
Customer receivables	<u>\$ 183,450</u>	<u>\$ 248,713</u>
Net accounts receivable	<u>\$ 183,450</u>	<u>\$ 248,713</u>

**Note 5: Capital Assets**

Capital asset activity for years ended December 31, 2007 and 2006 is as follows:

	Balance January 1, 2006	Transfer in and additions	Transfer out and retirements	Balance December 31, 2006	Transfer in and additions	Transfer out and retirements	Balance December 31, 2007
Capital assets, not being depreciated							
Land	\$1,018,350	\$ 121,313	\$ -	\$1,139,663	\$ -	\$ -	\$ 1,139,663
Construction in progress		-	-	-	-	-	-
Total capital assets, not being depreciated	<u>1,018,350</u>	<u>121,313</u>	<u>-</u>	<u>1,139,663</u>	<u>-</u>	<u>-</u>	<u>1,139,663</u>
Capital assets, being depreciated							
Office furniture & fixtures	14,663	1,097	-	15,760	367	-	16,127
Office buildings & shop buildings	94,393	-	-	94,393	-	-	94,393
Equipment & tools	3,118,857	436,980	-	3,555,837	478,452	-	4,034,289
Landfill construction	2,512,900	-	-	2,512,900	-	-	2,512,900
Total capital assets, being depreciated	<u>5,740,813</u>	<u>438,077</u>	<u>-</u>	<u>6,178,890</u>	<u>478,819</u>	<u>-</u>	<u>6,657,709</u>
Less accumulated depreciation							
Office furniture & fixtures	(10,817)	(821)	-	(11,638)	(1,012)	-	(12,650)
Office buildings & shop buildings	(24,477)	(5,900)	-	(30,377)	(5,900)	-	(36,277)
Equipment & tools	(2,446,678)	(287,805)	-	(2,734,483)	(341,779)	-	(3,076,262)
Landfill construction	<u>(2,512,900)</u>	<u>-</u>	<u>-</u>	<u>(2,512,900)</u>	<u>-</u>	<u>-</u>	<u>(2,512,900)</u>
Less accumulated depreciation	<u>(4,994,872)</u>	<u>(294,526)</u>	<u>-</u>	<u>(5,289,398)</u>	<u>(348,691)</u>	<u>-</u>	<u>(5,638,089)</u>
Total capital assets, being depreciated, net	<u>745,941</u>	<u>143,551</u>	<u>-</u>	<u>889,492</u>	<u>130,128</u>	<u>-</u>	<u>1,019,620</u>
Total capital assets, net	<u>\$ 1,764,291</u>	<u>\$ 264,864</u>	<u>-</u>	<u>\$ 2,029,155</u>	<u>\$ 130,128</u>	<u>-</u>	<u>\$ 2,159,283</u>

Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2007

**Note 6: Accounts Payable**

Accounts payable consists of the following at December 31, 2007:

	2007	2006
Accrued compensation	\$ 59,512	\$ 53,964
Taxes payable	4,808	2,912
Various vendors (for expenses)	6,700	4,997
Totals	<u>\$ 71,020</u>	<u>\$ 61,873</u>

**Note 7: Public Fund Deposits & Investments**

The accompanying notes to the financial statements do not include the following credit risk information required by Governmental Accounting Standards Board Statement No. 3 pertaining to the carrying amount of total deposits and investments.

- A. Information disclosing whether deposits are:
  - (1) Insured or collateralized with securities held by the entity or its agent in the entity's name;
  - (2) Collateralized with securities held by the pledging financial institution's trust department or agent in the entity's name;
  - (3) Uncollateralized.
- B. Information disclosing whether investments are:
  - (1) Insured or registered, or securities held by the entity or its agent in the entity's name;
  - (2) Uninsured and unregistered, with securities held by the counterparty's trust department or agent in the entity's name;
  - (3) Uninsured and unregistered, with securities held by the counterparty, or by its trust department or agent but not in the entity's name.

Information concerning the extent of insurance coverage was not compiled by the entity or readily available from their records.

**Note 8: Pension Plan**

An employee's retirement (deferred compensation) plan is funded with Arkansas Public Employees Retirement System. This is a defined contribution, money purchase plan under Internal Revenue Code Section 457.

Employer mandatory contributions are 12.54% of earnings, with mandatory employee contributions of 5%. As of July 1, 2008, the employer contribution has changed to 11.01%, but there is no change in the employee contribution rate.



Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2007

**Note 8: Pension Plan (Continued)**

The landfill no longer contributes to the ING deferred compensation plan. Employees who did not close out their account with ING can still contribute. The contribution amount can be up to the limit allowed by the Internal Revenue Service. On December 31, 2007 the landfill had 4 employees still contributing to the ING deferred compensation plan.

At December 31, 2007 the District had 18 eligible and active participants. The District's contributions for the years ended December 31, 2007 and 2006 were \$62,656 and \$60,573.

**Note 9: Closure & postclosure care costs**

State and federal laws and regulation require that the Northeast Arkansas Regional Solid Waste Management District place a final cover on its landfill when closed and perform certain maintenance and monitoring functions at the landfill site for thirty years after closure. In addition to operating expenses related to current activities of the landfill, an expense provision and related liability are being recognized based on the future closure and postclosure care costs that will be incurred near or after the date the landfill no longer accepts waste. The recognition for these landfill closure and postclosure care costs is based on the estimated life of the landfill (40.3 years). The estimated liability for landfill closure and postclosure care costs has a balance of \$1,298,024 as of December 31, 2007 which is based on 32% usage (filled) of the landfill. It is estimated that an additional \$2,462,694 will be recognized as closure and postclosure care expenses between the date of the balance sheet and the date the landfill is expected to be filled to capacity (2036). The estimated total current cost of the landfill closure and postclosure care (\$3,760,718) is based on the amount that would be paid if all equipment, facilities, and services required to close, monitor, and maintain the landfill were acquired as of December 31, 2007. However, the actual cost of closure and postclosure care may be higher due to inflation, changes in technology, or changes in landfill laws and regulations.

The NEA Regional Solid Waste Management District is required by State and Federal laws and regulations to make annual contributions to finance closure and postclosure care. The District is in compliance with these requirements, and at December 31, 2007, investments of \$1,794,672 (market value) are held for these purposes. These investments are held by a financial institution and are presented on the District's statement of net assets as part of the restricted cash and investment category. It is anticipated that future inflation costs will be financed in part from earnings on investments held by the financial institution. The remaining portion of anticipated future inflation costs (including inadequate earnings on investments, if any) and additional costs that might arise from changes in postclosure requirements (due to changes in technology or more rigorous environmental regulations, for example) may need to be covered by charges to future landfill users, taxpayers, or both.

## Northeast Arkansas Regional Solid Waste Management District

### Combining Statement of Revenues, Expenses & Changes in Net Assets

For the Year Ended December 31, 2007

	Landfill	Recycling Center	Total
Operating revenue			
Landfill tipping fees & hauling	\$ 2,511,881	\$ -	\$ 2,511,881
Equipment rentals	72,480	-	72,480
Recycling sales	8,484	-	8,484
Truck licensing decals	1,980	-	1,980
Grant revenue	-	111,954	111,954
FMV adjustments	32,430	-	32,430
Miscellaneous	59,134	-	59,134
Total operating revenue	<u>2,686,389</u>	<u>111,954</u>	<u>2,798,343</u>
Operating expenses			
Advertising & printing	79	288	367
Amortization of bond issue costs	2,785	-	2,785
Auditing & accounting	4,700	-	4,700
Bank charges	20,178	-	20,178
Bad debt	31,706	-	31,706
Depreciation	294,068	54,623	348,691
Disposal fees	176,797	-	176,797
Dues & subscriptions	1,100	320	1,420
Engineering fees	25,407	-	25,407
Erosion control	-	-	-
Fiscal agent fees	2,000	-	2,000
Fuel & oil	140,106	-	140,106
Insurance - employees health	104,940	-	104,940
Insurance - other	37,724	-	37,724
Interest expense	38,518	-	38,518
Landfill closure & postclosure care costs	103,427	654	104,081
Legal & other professional fees	2,855	-	2,855
Maintenance	268,260	-	268,260
Miscellaneous expense	-	-	-
Office supplies & postage	7,565	-	7,565
Permits & licenses	9,000	-	9,000
Payroll taxes	36,126	-	36,126
Retirement plan	75,466	-	75,466
Supplies	9,935	2,567	12,502
Salaries	497,452	-	497,452
Telephone	2,533	-	2,533
Travel & conferences	2,989	-	2,989
Uniforms & shoes	5,045	-	5,045
Utilities	10,744	-	10,744
Well samples	27,100	-	27,100
Total operating expenses	<u>1,938,604</u>	<u>58,452</u>	<u>1,997,056</u>
Operating income (loss)	<u>747,785</u>	<u>53,502</u>	<u>801,287</u>
Nonoperating revenues (expenses)			
Interest income	175,743	886	176,629
Gains (loss) on sale of assets	-	-	-
Nonoperating revenues (expenses)	<u>175,743</u>	<u>886</u>	<u>176,629</u>



**Northeast Arkansas Regional Solid Waste Management District**  
**Schedule of Cash Receipts & Disbursements - Restricted Funds**  
**For the Year Ended December 31, 2007**

	Debt, Reserve, & Construction Funds	Depreciation Fund	Capital Improvement Fund	Future Construction Fund	Closure Fund	Post Closure Fund
Cash & cash equivalents, January 1, 2007	\$ 284,682	\$ 31,612	\$ 224,256	\$ 1,297,894	\$ 623,395	\$ 993,626
Interest income	7,618	4,870	9,707	43,897	40,652	73,179
Transfers from O&M account	-	120,000	120,000	300,000	84,000	-
Transfers from Revenue account	297,721	281,060	-	-	-	-
Transfer from Future Construction account	-	-	-	-	-	-
Paying agent fees/bank charges	-	-	-	-	(8,419)	(11,759)
Transfer from Post Closure account	-	-	-	-	-	-
Bond payments - 2004 Series	(304,223)	-	-	-	-	-
Proceeds from 2004 Bonds (net)	-	-	-	-	-	-
Construction & equipment costs paid	-	(241,060)	-	(191,012)	-	-
Cash & cash equivalents, December 31, 2007	\$ 285,799	\$ 196,482	\$ 353,963	\$ 1,450,779	\$ 739,628	\$ 1,055,046



THOMAS, SPEIGHT & NOBLE

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A Professional Association of Certified Public Accountants  
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REPORT ON COMPLIANCE AND ON INTERNAL CONTROL OVER FINANCIAL REPORTING  
BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN  
ACCORDANCE WITH *GOVERNMENT AUDITING STANDARDS*

To the Board of Directors  
Northeast Arkansas Regional Solid Waste Management District

We have audited the financial statements of Northeast Arkansas Regional Solid Waste Management District, as of and for the year ended December 31, 2007, and have issued our report thereon dated July 14, 2008. We conducted our audits in accordance with generally accepted auditing standards and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States.

**COMPLIANCE**

As part of obtaining reasonable assurance about whether Northeast Arkansas Regional Solid Waste Management District's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts and grants, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audits and, accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance that are required to be reported under *Government Auditing Standards*.

**INTERNAL CONTROL OVER FINANCIAL REPORTING**

In planning and performing our audits, we considered Northeast Arkansas Regional Solid Waste Management District's control over financial reporting in order to determine our auditing procedures for the purpose of expressing our opinion on the financial statements and not to provide assurance on the internal control over financial reporting. Our consideration of the internal control over financial reporting would not necessarily disclose all matters in the internal control over financial reporting that might be material weaknesses. A material weakness is a condition in which the design or operation of one or more of the internal control components does not reduce to a relatively low level the risk that misstatements in amounts that would be material in relation to the financial statements being audited may occur and not be detected within a timely period by employees in the normal course of performing their assigned functions. We noted no matters involving the internal control over financial reporting and its operation that we consider to be material weaknesses.

This report is intended for the information of the Board, management, grantors, and lenders. However, this report is a matter of public record and its distribution is not limited.

*Thomas, Speight & Noble, CPAs*

Thomas, Speight & Noble, CPAs  
Jonesboro, Arkansas  
July 14, 2008

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*Northeast Arkansas Regional Solid Waste Management District*

Northeast Arkansas  
Regional Solid Waste Management District  
P.O. Box 753 Paragould, Arkansas 72451-0753  
Phone: Jim (870) 236-7447 Phone: Landfill (870) 239-5572

November 23, 2007

Susan Speake, Programs Branch Manager  
Solid Waste Management Division  
Arkansas Department of Environmental Quality  
5301 Northshore Drive  
North Little Rock, AR 72118-5317

Via certified mail  
7004 2510 0000 8850 2985

Dear Mrs. Speake:

Act 398 of 1997 requires each regional solid waste management board to procure an annual financial audit of the district and file copies of each audit report with the Arkansas Department of Environmental Quality (ADEQ) and with the Division of Legislative Audit. Each year, I have submitted our audits to you, to Mr. Kraft (*Deputy Legislative Auditor*), and to Lujana Jones (*Corporate Trust Officer at Simmons First Trust Company, N.A.*).

Enclosed are 2 hard copies of our most recent audit (*for the year ended December 31, 2006*). Also enclosed is a CD which contains our year 2006 audit in PDF format. Hard copies were given to our Board of Directors at their regularly scheduled meeting on Tuesday, November 20<sup>th</sup> when our auditor, Jeff Wicker, out-briefed them. Copies are also being mailed today to Ms. Barron, to Ms. Jones, and to two members of our Board who were unable to attend our meeting.

Although our audit was completed in October, our auditor could not meet with our Board until this week. Thank you for your patience with me in getting this year's audit to you.

Please call, or write to me if you have any questions or comments.

Sincerely,



**James S. Abbey**  
*Executive Director*  
phone: 870 236-7447  
email: jabbey@paragould.net

- Enclosures: 1. Two bound copies of Northeast Arkansas RSWMD annual financial audit for the year ended December 31, 2006.  
2. One CD containing our audit in PDF format

CC: Board of Directors

**Our Board of Directors:**

*Vice Chairman*

**Gerald Morris**  
*Mayor of Piggott*

*Chairman*

**Mike Gaskill**  
*Mayor of Paragould*

*Secretary/Treasurer*

**Jesse Dollars**  
*Greene Co. Judge*

**Gary Howell** - *Clay Co. Judge* • **Alex Latham** - *Lawrence Co. Judge* • **David Jansen** - *Randolph Co. Judge*  
**Dewayne Phelan** - *Mayor of Corning* • **Donnie Roberts** - *Mayor of Haxie* • **Gary Crocker** - *Mayor of Pocahontas*  
**Ron Kemp** - *Mayor of Rector* • **Michelle Rogers** - *Mayor of Walnut Ridge*



THOMAS, Speight & Noble

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A Professional Association of Certified Public Accountants  
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October 1, 2007

To the Board of Directors  
Northeast Arkansas Regional Solid Waste Management District  
Paragould, Arkansas

In planning and performing our audit of the financial statements of Northeast Arkansas Regional Solid Waste Management District for the year ended December 31, 2006, we considered the District's internal control in order to determine our auditing procedures for the purpose of expressing an opinion on the District's financial statements and not to provide assurance on internal control.

We are pleased to report that our tests disclosed no instances of non-compliance with certain provisions of laws, regulations, contracts and grants. Also, we noted no matters involving the internal control over financial reporting and its operation that we consider to be material weaknesses.

Enclosed are twenty (20) copies of our report for your distribution.

We appreciate the assistance and cooperation provided by your staff. Please advise if we might be of further assistance.

*Thomas, Speight & Noble, CPAs*

Thomas Speight and Noble, CPAs  
Jonesboro, Arkansas

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**Northeast Arkansas Regional Solid Waste  
Management District**

**Audited Financial Statements  
And Supplementary Information  
For the Years Ended December 31, 2006 & 2005**

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## INDEPENDENT AUDITORS' REPORT

The Board of Directors  
Northeast Arkansas Regional Solid Waste  
Management District  
Paragould, Arkansas

We have audited the accompanying financial statements of Northeast Arkansas Regional Solid Waste Management District as of and for the years ended December 31, 2006 and 2005, as listed in the table of contents. These financial statements are the responsibility of the District's management. Our responsibility is to express an opinion on these financial statements based on our audits.

We conducted our audits in accordance with auditing standards generally accepted in the United States of America, and the *Government Auditing Standards* issued by the Comptroller General of the United States of America. Those standards require that we plan and perform the audits to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audits provide a reasonable basis for our opinion.

The District has not presented the management discussion and analysis information that accounting principles generally accepted in the United States of America requires to supplement, although not be a part of, the basic financial statements.

In our opinion, except as noted above, the financial statements referred to above present fairly in all material respects, the financial position of Northeast Arkansas Regional Solid Waste Management District as of December 31, 2006 and 2005, and the results of its operations and its cash flows for the years then ended in conformity with generally accepted accounting principles.

Our audit was made for the purpose of forming an opinion on the financial statements taken as a whole. The supplementary information listed in the table of contents is presented for purposes of additional analysis and is not a required part of the financial statements of Northeast Arkansas Regional Solid Waste Management District. Such information has been subjected to the auditing procedures applied in the audits of the financial statements and, in our opinion, is fairly stated in all material respects in relation to the financial statements taken as a whole.

In accordance with *Government Auditing Standards* we have also issued our report dated October 1, 2007 on our consideration of Northeast Arkansas Regional Solid Waste Management District's internal control over financial reporting and our tests of its compliance with certain provisions of laws, regulations, contracts, and grants. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* and should be read in conjunction with this report in considering the results of our audits.

*Thomas, Speight & Noble, CPAs*

Thomas, Speight & Noble, CPAs  
Jonesboro, Arkansas  
October 1, 2007

2210 Fowler Ave.  
PO Box 1090  
Jonesboro, AR 72401  
(870) 972-5858

420 West Walnut  
PO Box 205  
Blytheville, AR 72316  
(870) 767-5831

1400 West Kaiser  
PO Box 644  
Osceola, AR 72370  
(870) 565-7655

1704 Highway 67 North  
PO Box 700  
Pocahontas, AR 72455  
(870) 892-2525

# Northeast Arkansas Regional Solid Waste Management District

## Northeast Arkansas Regional Solid Waste Management District Statements of Net Assets December 31, 2006 & 2005

	2006	2005
<b>Assets:</b>		
Current assets:		
Cash and cash equivalents	\$ 741,274	\$ 517,906
Accounts receivable, net	248,713	250,563
Fuel & oil inventory - at cost	3,000	3,000
Total unrestricted current assets	992,987	771,469
Restricted cash and investments	3,455,465	3,219,881
Total current assets	4,448,452	3,991,350
Noncurrent assets:		
Deferred debt expense, net	13,923	16,708
Capital assets:		
Nondepreciable capital assets:		
Construction In Progress	-	-
Land	1,139,663	1,018,350
Total nondepreciable capital assets	1,139,663	1,018,350
Depreciable capital assets:		
Office furniture & fixtures	15,760	14,663
Office building & shop building	94,393	94,393
Equipment & tools	3,555,837	3,118,857
Landfill construction	2,512,900	2,512,900
Less: accumulated depreciation	(5,289,398)	(4,994,872)
Total depreciable capital assets	889,492	745,941
Total capital assets (net of accumulated depreciation)	2,029,155	1,764,291
Total noncurrent assets	2,043,078	1,780,999
Total assets	6,491,530	5,772,349
<b>Liabilities:</b>		
Current liabilities:		
Accounts payable	4,997	2,498
Accrued compensation	53,964	52,004
Taxes payable	2,912	1,380
Total current liabilities	61,873	55,882
Liabilities payable from restricted assets:		
Accrued interest	14,074	16,032
Current portion of long-term debt	260,000	250,000
Total payable from restricted assets	274,074	266,032
Estimated liability for landfill closure & postclosure care	1,193,943	1,089,862
Long-term debt	935,000	1,195,000
Total liabilities	2,464,890	2,606,776
Net assets:		
Invested in capital assets, net of related debt	2,029,155	319,291
Restricted for debt service	1,195,000	1,445,000
Unrestricted	802,485	1,401,282
Total net assets	\$ 4,026,640	\$ 3,165,573

*The accompanying notes are an integral part of these financial statements.*

# Northeast Arkansas Regional Solid Waste Management District

## Northeast Arkansas Regional Solid Waste Management District Statements of Revenues, Expenses & Changes in Net Assets For the Years Ended December 31, 2006 & 2005

	2006	2005
Operating revenue		
Landfill tipping fees & hauling	\$ 2,420,406	\$ 2,299,027
Equipment rentals	73,270	65,025
Recycling sales	13,185	13,986
Truck licensing decals	1,650	1,722
Grant revenue	107,787	113,943
Miscellaneous	21,105	10,021
Total operating revenue	<u>2,637,403</u>	<u>2,503,724</u>
Operating expenses		
Advertising & printing	6,801	4,107
Amortization of bond issue costs	2,785	2,785
Auditing & accounting	4,500	3,990
Bank charges	9,759	3,730
Depreciation	294,526	307,100
Disposal fees	176,033	177,082
Dues & subscriptions	1,285	285
Engineering fees	25,307	23,736
Erosion control	-	493
Fiscal agent fees	2,000	2,000
Fuel & oil	140,808	117,003
Insurance - employee health	88,209	74,907
Insurance - other	33,087	31,521
Interest expense	46,139	50,874
Landfill closure & post closure care costs	104,081	104,081
Legal & other fees	3,735	10,883
Maintenance	267,770	290,982
Miscellaneous	159	3,610
Office supplies & postage	4,379	4,727
Permits & licenses	8,493	6,900
Payroll taxes	42,438	41,418
Retirement plan	60,573	57,181
Supplies	6,562	1,664
Salaries	484,998	462,958
Telephone	2,537	2,598
Travel & conferences	3,112	6,056
Uniforms & shoes	5,106	4,838
Utilities	9,797	8,064
Well samples	27,100	39,900
Total operating expenses	<u>1,862,079</u>	<u>1,845,473</u>
Operating income (loss)	<u>775,324</u>	<u>658,251</u>
Nonoperating revenues (expenses)		
Interest income	85,743	36,523
Gain (loss) on sale of assets	-	14,750
Nonoperating revenues (expenses)	<u>85,743</u>	<u>51,273</u>
Increase in net assets	861,067	709,524
Net assets		
Beginning of year	3,165,573	2,456,049
End of Year	<u>\$ 4,026,640</u>	<u>\$ 3,165,573</u>

*The accompanying notes are an integral part of these financial statements.*



**Northeast Arkansas Regional Solid Waste Management District**  
**Statements of Cash Flows**  
**For the Years Ended December 31, 2006 & 2005**

	2006	2005
Cash flows from operating activities:		
Cash receipts from customers and grants	\$ 2,724,996	\$ 2,525,204
Cash payments to suppliers for goods and services	(1,456,654)	(1,422,149)
Net cash provided by (used in) operating activities	<u>1,268,342</u>	<u>1,103,055</u>
Cash flows from investing activities:		
Acquisition of furniture & equipment	(559,390)	(103,595)
Decrease (increase) in restricted fund assets	(235,584)	(603,158)
Construction costs paid	-	-
Net cash provided by (used in) investing activities	<u>(794,974)</u>	<u>(706,753)</u>
Cash flows from financing activities:		
Series 2004 Bonds retired	(250,000)	(245,000)
Loan proceeds from bonds, net of debt issue cost	-	-
Net cash provided by (used in) financing activities	<u>(250,000)</u>	<u>(245,000)</u>
Net increase (decrease) in cash	223,368	151,302
Cash and cash equivalents - beginning of year	517,906	366,604
Cash and cash equivalents - end of year	<u>\$ 741,274</u>	<u>\$ 517,906</u>
Reconciliation of operating income (loss) to net cash provided by operating activities:		
Operating income (loss)	\$ 861,067	\$ 709,524
Adjustments to reconcile operating income (loss) to net cash provided by operating activities:		
Depreciation	294,526	307,100
Amortization	2,785	2,785
Changes in assets and liabilities:		
Customer and other accounts receivable	1,850	(29,593)
Estimated liability for landfill closure & postclosure care	104,081	104,081
Accounts payable and accrued expenses	<u>4,033</u>	<u>9,158</u>
Net cash provided by operating activities	<u>\$ 1,268,342</u>	<u>\$ 1,103,055</u>

*The accompanying notes are an integral part of these financial statements.*

Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements  
December 31, 2006

**Note 1: Summary of Significant Accounting Policies**

**A. Financial reporting entity & organization**

Northeast Arkansas Regional Solid Waste Management District (the District) received approval from the Arkansas Department of Environmental Quality (the "ADEQ") By Minute 93-11, issued January 15, 1993 to form its own regional solid waste management district under Title 8, Chapter 6 of the Arkansas Code Annotated consisting of Clay, Greene and Lawrence counties. Randolph county was added to the District pursuant to ADEQ's Minute Order No. 97-21, issued April 18, 1997. The street address for the District is 1810 Greene, 890 Road, Paragould, Arkansas and its mailing address is P.O. Box 753, Paragould, Arkansas 72451.

The governing body of the District (the "Board") is comprised of the county judges of the participating counties and the mayors of the participating cities. All terms of the current members (a) that are mayors expire on December 31, 2006 and (b) that are county judges expire on December 31, 2007. Members will cease to serve on the Board when their terms as mayor or County Judge expire.

The District is served by an executive director, James S. Abbey. Mr. Abbey was originally appointed as administrator for the District in 1993. He was named Executive Director in 1996. In addition to the Executive Director, the District employs 18 persons.

**B. Basis of presentation - fund accounting**

The accounting system is organized and operated on a fund basis. A fund is defined as a fiscal and accounting entity with a self-balancing set of accounts recording cash and other financial resources, together with all related liabilities and residual equities or balances, and changes therein, which are segregated for purposes of carrying on specific activities or attaining certain objectives in accordance with special regulations, restrictions, or limitations. The following type of fund is recognized in the accompanying financial statements.

Enterprise fund - These types of funds are established to account for operations that are financed and operated in a manner similar to private business enterprises, where the intent is that costs of providing goods or services to the general public on a continuing basis be financed or recovered primarily through user charges.

**C. Basis of accounting**

The District uses the accrual method of accounting whereby revenues are recognized when earned and expenses are recognized when incurred.

**D. Bad debts**

Specific accounts are charged to bad debts when they become uncollectible. Thus, an allowance for doubtful accounts is not presented. The only customers which receive credit are industrial, counties, and cities. Individuals and small business pay on cash basis.

Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2006

**Note 1: Summary of Significant Accounting Policies (Continued)**

E. Non-taxable status

The District is exempt from federal income taxes under various provisions of the Internal Revenue Code.

F. Cash & cash equivalents

For purposes of the statement of cash flows, the District considers unrestricted cash and temporary cash investments with a maturity of three months or less when purchased to be cash equivalents.

G. Capital assets

Capital assets are stated at cost.

Depreciation of fixed assets is charged as an expense against operations. Depreciation rates have been applied on a straight-line basis, with estimated useful lives as follows:

Land	n/a
Buildings	15 - 31 ½ Years
Equipment & vehicles	5 - 7 Years
Office equipment	3 - 5 Years
Landfill improvements	2 - 5 Years

H. Credit risk

Financial instruments, which potentially subject the District to concentrations of credit risk, consist principally of temporary cash investments. The District places its temporary cash investments with high credit quality financial institutions and, by policy, generally limits the amount of credit exposure to any one financial institution. Concentrations of credit risk with respect to trade receivables are limited due to the District's large number of customers.

I. Use of estimates

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the date of the financial statements and the reported amounts of revenues and expenses during the reporting period. Actual results could differ from those estimates.

J. Assets pledged

Substantially all assets are pledged as security for the long-term debt to Simmons First Trust Co. N.A.

Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2006

**Note 1: Summary of Significant Accounting Policies (Continued)**

**K. Net assets**

Net assets comprise the various net earnings from operating income, non-operating revenues and expenses, and capital contributions. Net assets are classified in the following three components.

Invested in capital assets, net of related debt – This component of net assets consists of capital assets, net of accumulated depreciation and reduced by the outstanding balances of any bonds, mortgages, notes or other borrowings that are attributable to the acquisition, construction or improvement of those assets. If there are significant unspent related debt proceeds at year-end, the portion of the debt attributable to the unspent proceeds is not included in the calculation of invested in capital assets, net of related debt. Rather, that portion of the debt is included in the same net assets component as the unspent proceeds.

Restricted net assets – This component of net assets consists of constraints imposed by creditors (such as through debt covenants), grantors, contributors, or laws or regulations of other governments or constraints imposed by law through constitutional provisions or enabling legislation.

Unrestricted net assets – This component of net assets consists of net assets that do not meet the definition of “restricted” or “invested in capital assets, net of related debt.”

**Note 2: Cash and Investments**

**A. Cash and investments**

Cash and investments are presented on the accompanying statement of net assets as of December 31<sup>st</sup> as follows:

	2006	2005
Cash and cash equivalents	\$ 741,274	\$ 517,906
Restricted cash and investments	3,455,465	3,219,881
Total cash and investments	<u>\$ 4,196,739</u>	<u>\$ 3,737,787</u>



Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2006

**Note 2: Cash and Investments (Continued)**

**B. Deposits**

The carrying amount of the District's deposits with financial institutions was \$4,196,589 and \$3,737,787 for December 31, 2006 and 2005, respectively, and the bank balance was \$4,440,452 and \$3,838,764 for December 31, 2006 and 2005, respectively. The difference between the bank balance and the carrying amount represents outstanding checks.

Amount insured by the FDIC or collateralized with securities held by the pledging financial institution: agent in the District's name

\$ 4,440,452

Uncollateralized and/or uninsured

-

Total bank balance

\$ 4,440,452

**C. Restricted Cash Deposits**

ADEQ ordinances and loan agreements mandate certain cash funds be set aside for bond debt retirement, emergency (depreciation) reserves, landfill closure and post closure reserves. At December 31, 2006 and 2005 restricted cash was as follows:

	2006	2005
Debt Reserve & Construction	\$ 284,682	\$ 277,788
Capital Improvement	224,256	223,187
Future Construction Fund	1,297,894	1,093,703
Closure Fund	623,395	523,057
Depreciation Fund	31,612	124,944
Post Closure Fund	993,626	977,202
Total	<u>\$ 3,455,465</u>	<u>\$ 3,219,881</u>

**D. Legal or Contractual Provisions for Deposits & Investments**

State law generally requires that municipal funds be deposited in federally insured banks located in the State of Arkansas. The municipal deposits may be in the form of checking accounts, savings accounts and/or time deposits. Public funds may also be invested in direct obligations of the United States of America and obligations the principal and interest on which are fully guaranteed by the United States of America.

Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2006

**Note 3: Long-Term Debt**

A. Maturities and analysis of Long-Term Debt

Changes to the District's long-term debt are as follows:

	2006	2005
Total long-term debt at beginning of year	\$ 1,445,000	\$ 1,690,000
New Bond issue	-	-
Note payable retirements	(250,000)	(245,000)
Total long-term debt at end of year, net	1,195,000	1,445,000
Less current portion	(260,000)	(250,000)
Noncurrent portion	<u>\$ 935,000</u>	<u>\$ 1,195,000</u>

Future debt service payments are as follows:

Fiscal Year Ending December 31,	Principal	Interest	Total
2007	\$ 260,000	\$ 42,222	\$ 302,222
2008	265,000	34,813	299,813
2009	275,000	25,935	300,935
2010	290,000	15,760	305,760
2011	105,000	4,305	109,305
2012-2016	-	-	-
	<u>\$ 1,195,000</u>	<u>\$ 123,035</u>	<u>\$ 1,318,035</u>

B. Notes Payable

Notes payable to financial institutions consist of the following as of December 31:

In May of 2004 the District issued Refunding and Improvement Revenue bonds in the amount of \$1,710,000. The purposes of these bonds were to (a) refund the 1999 Series A & B Bonds and (b) use approximately \$60,000 to construct a shop building. The reduction in interest will result in the 2004 Bonds being paid off in 2011 instead of 2012. The interest rates on the 2004 Bonds range from 1.4% to 4.1% with principal and interest payments due annually on September 1. The new trustee for the 2004 Bonds is Simmons First Trust Co. N.A.

Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2006

**Note 4: Customer Accounts Receivable**

Customer accounts receivable are as follows:

	2006	2005
Customer receivables	<u>\$ 248,713</u>	<u>\$ 250,563</u>
Net accounts receivable	<u>\$ 248,713</u>	<u>\$ 250,563</u>

**Note 5: Capital Assets**

Capital asset activity for years ended December 31, 2006 and 2005 is as follows:

	Balance January 1, 2005	Transfer in and additions	Transfer out and retirements	Balance December 31, 2005	Transfer in and additions	Transfer out and retirements	Balance December 31, 2006
Capital assets, not being depreciated							
Land	\$1,018,350	\$ -	\$ -	\$1,018,350	\$ 121,313	\$ -	\$ 1,139,663
Construction in progress	56,039	-	(56,039)	-	-	-	-
Total capital assets, not being depreciated	1,074,389	-	(56,039)	1,018,350	121,313	-	1,139,663
Capital assets, being depreciated							
Office furniture & fixtures	13,290	1,373	-	14,663	1,097	-	15,760
Office buildings & shop buildings	29,000	65,393	-	94,393	-	-	94,393
Equipment & tools	3,048,989	92,868	(23,000)	3,118,857	436,980	-	3,555,837
Landfill construction	2,512,900	-	-	2,512,900	-	-	2,512,900
Total capital assets, being depreciated	5,604,179	159,634	(23,000)	5,740,813	438,077	-	6,178,890
Less accumulated depreciation							
Office furniture & fixtures	(9,057)	(1,760)	-	(10,817)	(821)	-	(11,638)
Office buildings & shop buildings	(18,577)	(5,900)	-	(24,477)	(5,900)	-	(30,377)
Equipment & tools	(2,245,473)	(224,205)	23,000	(2,446,678)	(287,805)	-	(2,734,483)
Landfill construction	(2,437,665)	(75,235)	-	(2,512,900)	-	-	(2,512,900)
Less accumulated depreciation	(4,710,772)	(307,100)	23,000	(4,994,872)	(294,526)	-	(5,289,398)
Total capital assets, being depreciated, net	893,407	(147,466)	-	745,941	143,551	-	889,492
Total capital assets, net	<u>\$ 1,967,796</u>	<u>\$ (147,466)</u>	<u>(56,039)</u>	<u>\$ 1,764,291</u>	<u>\$ 264,864</u>	<u>-</u>	<u>\$ 2,029,155</u>

Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2006

**Note 6: Accounts Payable**

Accounts payable consists of the following at December 31, 2006:

	2006	2005
Accrued compensation	\$ 53,964	\$ 52,004
Taxes payable	2,912	1,380
Various vendors (for expenses)	4,997	2,498
Totals	<u>\$ 61,873</u>	<u>\$ 55,882</u>

**Note 7: Public Fund Deposits & Investments**

The accompanying notes to the financial statements do not include the following credit risk information required by Governmental Accounting Standards Board Statement No. 3 pertaining to the carrying amount of total deposits and investments.

A. Information disclosing whether deposits are:

- (1) Insured or collateralized with securities held by the entity or its agent in the entity's name;
- (2) Collateralized with securities held by the pledging financial institution's trust department or agent in the entity's name;
- (3) Uncollateralized.

B. Information disclosing whether investments are:

- (1) Insured or registered, or securities held by the entity or its agent in the entity's name;
- (2) Uninsured and unregistered, with securities held by the counterparty's trust department or agent in the entity's name;
- (3) Uninsured and unregistered, with securities held by the counterparty, or by its trust department or agent but not in the entity's name.

Information concerning the extent of insurance coverage was not compiled by the entity or readily available from their records.



Northeast Arkansas Regional Solid Waste Management District  
Notes to the Financial Statements (Continued)  
December 31, 2006

**Note 8: Pension Plan**

An employee's retirement (deferred compensation) plan is funded with Arkansas Public Employees Retirement System. This is a defined contribution, money purchase plan under Internal Revenue Code Section 457.

Employer mandatory contributions are 11.09% of earnings, with voluntary contributions by employees up to certain limits.

At December 31, 2006 the District had 12 eligible and active participants. The District's contributions for the years ended December 31, 2006 and 2005 were \$60,573 and \$56,360.

**Note 9: Closure & postclosure care costs**

State and federal laws and regulation require that the Northeast Arkansas Regional Solid Waste Management District place a final cover on its landfill when closed and perform certain maintenance and monitoring functions at the landfill site for thirty years after closure. In addition to operating expenses related to current activities of the landfill, an expense provision and related liability are being recognized based on the future closure and postclosure care costs that will be incurred near or after the date the landfill no longer accepts waste. The recognition for these landfill closure and postclosure care costs is based on the estimated life of the landfill (40.3 years). The estimated liability for landfill closure and postclosure care costs has a balance of \$1,193,943 as of December 31, 2006 which is based on 32% usage (filled) of the landfill. It is estimated that an additional \$2,566,775 will be recognized as closure and postclosure care expenses between the date of the balance sheet and the date the landfill is expected to be filled to capacity (2036). The estimated total current cost of the landfill closure and postclosure care (\$3,760,718) is based on the amount that would be paid if all equipment, facilities, and services required to close, monitor, and maintain the landfill were acquired as of December 31, 2006. However, the actual cost of closure and postclosure care may be higher due to inflation, changes in technology, or changes in landfill laws and regulations.

The NEA Regional Solid Waste Management District is required by State and Federal laws and regulations to make annual contributions to finance closure and postclosure care. The District is in compliance with these requirements, and at December 31, 2006, investments of \$1,617,021 (market value) are held for these purposes. These investments are held by a financial institution and are presented on the District's statement of net assets as part of the restricted cash and investment category. It is anticipated that future inflation costs will be financed in part from earnings on investments held by the financial institution. The remaining portion of anticipated future inflation costs (including inadequate earnings on investments, if any) and additional costs that might arise from changes in postclosure requirements (due to changes in technology or more rigorous environmental regulations, for example) may need to be covered by charges to future landfill users, taxpayers, or both.

# Northeast Arkansas Regional Solid Waste Management District

## Northeast Arkansas Regional Solid Waste Management District

Combining Statement of Revenues, Expenses & Changes in Net Assets  
For the Year Ended December 31, 2006

	Landfill	Recycling Center	Total
Operating revenue			
Landfill tipping fees & hauling	\$ 2,420,406	\$ -	\$ 2,420,406
Equipment rentals	73,270	-	73,270
Recycling sales	13,185	-	13,185
Truck licensing decals	1,650	-	1,650
Grant revenue	-	107,787	107,787
Miscellaneous	21,105	-	21,105
Total operating revenue	<u>2,529,616</u>	<u>107,787</u>	<u>2,637,403</u>
Operating expenses			
Advertising & printing	807	5,994	6,801
Amortization of bond issue costs	2,785	-	2,785
Auditing & accounting	4,500	-	4,500
Bank charges	9,759	-	9,759
Depreciation	227,547	66,979	294,526
Disposal fees	176,033	-	176,033
Dues & subscriptions	-	1,285	1,285
Engineering fees	25,307	-	25,307
Equipment rental	-	-	-
Fiscal agent fees	2,000	-	2,000
Fuel & oil	140,808	-	140,808
Insurance - employees health	88,209	-	88,209
Insurance - other	33,087	-	33,087
Interest expense	46,139	-	46,139
Landfill closure & postclosure care costs	104,081	-	104,081
Legal & other professional fees	3,735	-	3,735
Maintenance	264,850	2,920	267,770
Miscellaneous expense	-	159	159
Office supplies & postage	4,379	-	4,379
Permits & licenses	8,493	-	8,493
Payroll taxes	42,438	-	42,438
Retirement plan	60,573	-	60,573
Supplies	-	6,562	6,562
Salaries	484,998	-	484,998
Telephone	2,537	-	2,537
Travel & conferences	2,939	173	3,112
Uniforms & shoes	5,106	-	5,106
Utilities	9,797	-	9,797
Well samples	27,100	-	27,100
Total operating expenses	<u>1,778,007</u>	<u>84,072</u>	<u>1,862,079</u>
Operating income (loss)	<u>751,609</u>	<u>23,715</u>	<u>775,324</u>
Nonoperating revenues (expenses)			
Interest income	78,458	7,285	85,743
Gains (loss) on sale of assets	-	-	-
Nonoperating revenues (expenses)	<u>78,458</u>	<u>7,285</u>	<u>85,743</u>
Increase in net assets	830,067	31,000	861,067
Net assets			
Beginning of year	<u>2,785,023</u>	<u>380,550</u>	<u>3,165,573</u>
Ending of year	<u>\$ 3,615,090</u>	<u>\$ 411,550</u>	<u>\$ 4,026,640</u>

*The accompanying notes are an integral part of these financial statements.*

**Northeast Arkansas Regional Solid Waste Management District**  
**Schedule of Cash Receipts & Disbursements - Restricted Funds**  
**For the Year Ended December 31, 2006**

	Debt, Reserve, & Construction Funds	Depreciation Fund	Capital Improvement Fund	Future Construction Fund	Closure Fund	Post Closure Fund
Cash & cash equivalents, January 1, 2006	\$ 277,788	\$ 124,944	\$ 223,187	\$ 1,093,703	\$ 523,057	\$ 977,202
Interest income	14,293	1,668	2,382	12,074	21,479	21,042
Transfers from O&M account	-	(95,000)	120,000	300,000	84,000	-
Transfers from Revenue account	292,698	-	-	-	-	-
Transfer from Future Construction account	-	-	-	-	-	-
Paying agent fees/bank charges	(2,000)	-	-	-	(5,141)	(4,618)
Transfer from Post Closure account	-	-	-	-	-	-
Bond payments - 2004 Series	(298,097)	-	-	-	-	-
Proceeds from 2004 Bonds (net)	-	-	-	-	-	-
Construction & equipment costs paid	-	-	(121,313)	(107,883)	-	-
Cash & cash equivalents, December 31, 2006	\$ 284,682	\$ 31,612	\$ 224,256	\$ 1,297,894	\$ 623,395	\$ 993,626

*The accompanying notes are an integral part of these financial statements.*



THOMAS, SPEIGHT & NOBLE

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A PROFESSIONAL ASSOCIATION OF CERTIFIED PUBLIC ACCOUNTANTS

MEMBER OF THE PRIVATE COMPANIES PRACTICE SECTION OF THE AMERICAN INSTITUTE OF CERTIFIED PUBLIC ACCOUNTANTS

REPORT ON COMPLIANCE AND ON INTERNAL CONTROL OVER FINANCIAL REPORTING  
BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED IN  
ACCORDANCE WITH *GOVERNMENT AUDITING STANDARDS*

To the Board of Directors

Northeast Arkansas Regional Solid Waste Management District

We have audited the financial statements of Northeast Arkansas Regional Solid Waste Management District, as of and for the year ended December 31, 2006, and have issued our report thereon dated October 1, 2007. We conducted our audits in accordance with generally accepted auditing standards and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States.

COMPLIANCE

As part of obtaining reasonable assurance about whether Northeast Arkansas Regional Solid Waste Management District's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts and grants, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audits and, accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance that are required to be reported under *Government Auditing Standards*.

INTERNAL CONTROL OVER FINANCIAL REPORTING

In planning and performing our audits, we considered Northeast Arkansas Regional Solid Waste Management District's control over financial reporting in order to determine our auditing procedures for the purpose of expressing our opinion on the financial statements and not to provide assurance on the internal control over financial reporting. Our consideration of the internal control over financial reporting would not necessarily disclose all matters in the internal control over financial reporting that might be material weaknesses. A material weakness is a condition in which the design or operation of one or more of the internal control components does not reduce to a relatively low level the risk that misstatements in amounts that would be material in relation to the financial statements being audited may occur and not be detected within a timely period by employees in the normal course of performing their assigned functions. We noted no matters involving the internal control over financial reporting and its operation that we consider to be material weaknesses.

This report is intended for the information of the Board, management, grantors, and lenders. However, this report is a matter of public record and its distribution is not limited.

*Thomas, Speight & Noble, CPAs*

Thomas, Speight & Noble, CPAs  
Jonesboro, Arkansas  
October 1, 2007

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***This page is reserved for questions and answers related to the ice-storm that occurred over a three day period beginning on January 26, 2009 affecting a vast majority of counties in the northern half of Arkansas and neighboring states.***

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