

ARKANSAS POLLUTION CONTROL
AND ECOLOGY COMMISSION

SUBJECT: AMENDMENT TO
REGULATION NO. 2
ENTERGY ARKANSAS, INC.
DOCKET 05-001-R

MINUTE ORDER NO. 05-_____

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On April 13, 2005 Entergy Arkansas, Inc. filed a petition with the Arkansas Pollution Control and Ecology Commission ("Commission") to initiate Third-Party Rulemaking to amend Regulation No. 2. The Commission authorized initiation of rulemaking by Minute Order dated May 26, 2005. A public hearing was held on July 21, 2005, and the public comment period ended on August 4, 2005.

No public comments were received.

In accordance with Regulation No. 8, a Statement of Basis and Purpose and a Responsive Summary to public comments was prepared by the petitioner Entergy Arkansas Inc.

IT IS, THEREFORE, ORDERED:

1. That the rule proposed by Entergy Arkansas, Inc. for modification of the Water Quality Standards for a site-specific temperature criterion of 95°F for an unnamed tributary to Lake June in Lafayette County, Arkansas is adopted. The Commission adopts this rule pending report approval by the Legislative Council.
2. That the maximum water temperature standards for an unnamed tributary from the Entergy Arkansas, Inc.'s Outfall 002 to the confluence with the Lake June in Lafayette County, Arkansas shall be changed from 86°F to 95°F and that all in-stream designated uses for these waters shall be maintained.
3. That the ADEQ staff is directed to make these changes to Regulation #2.

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PROMULGATED THIS 23RD DAY OF SEPTEMBER 2005, BY ORDER OF THE
ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION.

BY: _____
Ephrain Valdez, Chair

ATTEST: _____
Marcus C. Devine, Director

APPROVED: _____
Mike Huckabee, Governor

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Ephrain Valdez, Chair

SUBMITTED BY: Al Eckert PASSED: September 23, 2005