

**ARKANSAS POLLUTION CONTROL
AND ECOLOGY COMMISSION**

**SUBJECT-Regulation No. 2
Water Quality Standards
Third-Party Rulemaking
ASSOCIATED ELECTRIC COOPERATIVE, INC.
DELL POWER PLANT
Dell, AR**

DOCKET NO. 05-012-R

MINUTE ORDER NO. 05-_____

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Associated Electric Cooperative, Inc. (AECI) filed a petition for third-party rulemaking to amend Regulation No. 2 "Regulation Establishing Water Quality Standards for Surface Waters of the State of Arkansas." (Petition No. 05-012-R.)

Arkansas Pollution Control and Ecology Commission Minute Order No. 05-32 authorized the initiation of rulemaking. One public hearing and a 45-day public comment period were held. In accordance with Regulation No. 8, a Statement and Basis and Purpose as well as a Responsiveness Summary were prepared for Commission review.

It is therefore, ORDERED:

1. That Regulation No. 2 be amended to change the water quality standards in the following waters as described below:

a. for the entire length of Ditch No. 27:

TDS from 411 mg/L to 1,200 mg/L
sulfate from 37 mg/L to 480 mg/L
temperature from 89.6° F to 95° F

b. for Ditch No. 6 from the confluence of Ditch No. 27/Ditch No. 6 to the mouth of Ditch No. 6:

TDS from 411 mg/L to 630 mg/L
sulfate from 37 mg/L to 210 mg/L

c. for the Tyronza River from its the confluence with Ditch No. 6 to its mouth:

sulfate from 30 mg/L to 60 mg/L

d. remove the Domestic Drinking Water Supply use designation for the entire length of Ditch No. 27.



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- e. remove the Domestic Drinking Water Supply use designation for Ditch No. 6 from the confluence of Ditch No. 27/Ditch No. 6 to the mouth of Ditch No. 6.
2. That the Statement of Basis and Purpose and the Responsiveness Summary submitted by AECEI and the Statement of Basis and Purpose and the Responsiveness Summary submitted by ADEQ are adopted by the Commission as part of this rulemaking proceeding.
3. That the ADEQ staff is directed to make these changes to Regulation No. 2.

**PROMULGATED THIS 28th DAY OF APRIL, 2006, BY ORDER OF THE ARKANSAS
COMMISSION ON POLLUTION CONTROL AND ECOLOGY.**

COMMISSIONERS:

_____ **R. Quillin**
_____ **B. Ackerman**
_____ **L. Bengel**
_____ **S. Henderson**
_____ **C. McGrew**
_____ **D. Samples**

_____ **T. Schueck**
_____ **J. Shannon**
_____ **L. Sickel**
_____ **W. Thompson**
_____ **B. White**
_____ **R. Young**

Chair, E. Valdez

ATTEST: _____
Marcus C. Devine, Director

APPROVED: _____
Governor

Submitted by: Marcella Taylor

DATE PASSED: _____