

**BEFORE THE ARKANSAS POLLUTION CONTROL
AND ECOLOGY COMMISSION**

IN RE:

REQUEST BY EL DORADO)	
CHEMICAL COMPANY TO)	DOCKET NO. 06-009-R
INIATE RULEMAKING TO)	
AMEND REGULATION NO. 2)	

**ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY'S
STATEMENT OF BASIS AND PURPOSE AND RESPONSIVENESS SUMMARY**

On July 23, 2010, the Arkansas Pollution Control and Ecology Commission ("Commission") granted El Dorado Chemical Company's ("EDCC") Petition to Re-open Third Party Rulemaking. Pursuant to Minute Order 10-27, the Arkansas Department of Environmental Quality ("ADEQ") submits the following Statement of Basis and Purpose and Responsiveness Summary regarding the above captioned Third-Party Petition to Initiate Rulemaking to Amend Regulation No. 2. In its Petition to Re-Open, EDCC requested that previously approved changes to the Total Dissolved Solids ("TDS"), Sulfates, and Chlorides standards for portions of Flat Creek and Haynes Creek be rescinded based upon disapproval of those changes by the U.S. EPA, Region 6.

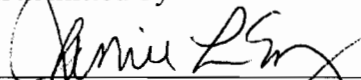
Statement of Basis and Purpose

Initiation of this rulemaking was as the request of a third party. As such, ADEQ does not wish to make a statement regarding the basis and purpose of the proposed amendments to Regulation No. 2. However, ADEQ does not oppose the proposed changes to Regulation No. 2 that are requested in EDCC's petition.

Responsiveness Summary

A public hearing was held on September 13, 2010, in El Dorado, Arkansas to receive public comments on the proposed rule changes. No oral comments were received at the public hearing. No written comments were received by the end of the public comment period on September 27, 2010.

Submitted by:



Jamie L. Ewing, Attorney Specialist
Arkansas Dept. of Environmental Quality
5301 Northshore Drive
North Little Rock, AR 72118