

BEFORE THE ARKANSAS POLLUTION CONTROL
& ECOLOGY COMMISSION

IN RE:

REQUEST BY LION OIL COMPANY)
TO INITIATE RULEMAKING) DOCKET NO. 06-011-R
TO AMEND REGULATION NO. 2)

2007 MAR 16 PM 4: 15

AR. POLLUTION CONTROL
& ECOLOGY COMMISSION
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ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY'S
STATEMENT OF BASIS AND PURPOSE AND RESPONSIVE SUMMARY

Pursuant to Minute Order 06-40, 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, Lion Oil Company ("Lion Oil") requests modifications to the chloride, sulfate, and total dissolved minerals (TDS) criteria for certain waterbodies listed in Regulation No. 2, Arkansas Water Quality Standards. Lion Oil also requests the removal of the designated, but not existing domestic water supply use for (a) Loutre Creek from Hwy 15 South to its confluence with Bayou de Loutre; and (b) Bayou de Loutre from the mouth of Loutre Creek to the mouth of Gum Creek.

Statement of Basis and Purpose

ADEQ does not oppose the proposed changes to Regulation No. 2 that are requested in Lion Oil's petition.

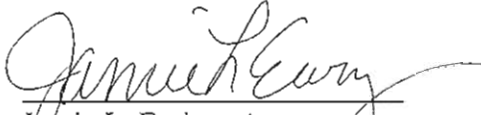
Responsiveness Summary

On December 19, 2006, a public hearing was held in El Dorado, Arkansas to receive public comments on the proposed rule changes. One oral comment was received at the public hearing; the same commenter also submitted written comments. The public comment period ended January 5, 2007. No other comments were received within the public comment period.

Comment: One commenter, representing Save the Ouachita, Inc., supported the proposed changes, citing the unrealistic standard for chlorides. He also reiterated his organization's opposition to the proposed El Dorado pipeline.

Response: ADEQ acknowledges this comment.

Submitted by:



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