

**ARKANSAS POLLUTION CONTROL
AND ECOLOGY COMMISSION**

**SUBJECT-Regulation No. 2
Water Quality Standards
Third-Party Rulemaking
McGEORGE CONTRACTING CO., INC
PINE BLUFF, AR**

DOCKET NO. 09-003-R

MINUTE ORDER NO. 09-003-R

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McGeorge's Contracting Co., Inc filed a Petition to Initiate Third Party Rulemaking to Amend Regulation No. 2, "Regulation Establishing Water Quality Standards for Surface Waters of the State of Arkansas."

Arkansas Pollution Control and Ecology Commission Minute Order No. 09-003-R 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. modify the dissolved minerals criteria for the McGeorge Creek to confluence with Willow Springs Branch as follows:
 - Sulfate from 41.3 mg/L to 257 mg/L
 - TDS from **138** mg/L to 432 mg/L
 - b. modify the dissolved minerals criteria for Willow Springs Branch between confluences with McGeorge Creek and Little Fourche Creek as follows:
 - Sulfate from 41.3 mg/L to 112 mg/L
 - TDS from 138 mg/L to 247 mg/L
 - c. modify the dissolved minerals criteria for Little Fourche Creek between confluences with Willow Springs Branch and Fourche Creek as follows:
 - Sulfate: NO CHANGE
 - TDS from 138 mg/L to 179 mg/L

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2. That the Statement of Basis and Purpose and the Responsiveness Summary submitted by EDCC and the Statement of Basis and Purpose and 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.

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**PROMULGATED THIS 9th DAY OF July, 2010, BY ORDER OF THE ARKANSAS
POLLUTION CONTROL AND ECOLOGY COMMISSION**

COMMISSIONERS:

_____ **E. Valdez**
_____ **B. Ackerman**
_____ **L. Bengel**
_____ **S. Henderson**
_____ **C. McGrew**
_____ **J. Simpson**

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

Chair, D. Samples

ATTEST: _____
Teresa Marks, Director

APPROVED: _____
Governor Mike Beebe

Submitted by: Charles R. Nestrud

DATE PASSED: _____