

NOTICE OF PUBLIC HEARING FOR REGULATION CHANGES

The Arkansas Pollution Control and Ecology Commission will hold a public hearing at North Little Rock November 7, 2007, to receive comments on proposed changes to Commission Regulation No. 9, which governs the permit fee program for the Arkansas Department of Environmental Quality (ADEQ). The hearing will begin at 2:00 p.m. in the ADEQ Commission Room at the agency headquarters building, 5301 Northshore Drive, North Little Rock.

Commission authority to amend Regulation No. 9 is found in Arkansas Code Annotated Sections 8-1-101, et seq.; 8-4-101, et seq.; and 8-6-201, et seq.

Proposed changes to Regulation 9 which are subject to public comments include:

- Addition of new language in Section 9.404 authorizing permit fees for two new Water Division general permits involving construction of pits associated with oil and gas exploration and production, and land application for drilling fluids from such operations; as well as addition of new language authorizing fees for existing Water Division general permits not previously included in the regulation which deal with car wash operations, confined animal feeding operations, salt water disposal, and wastewater treatment plant residuals.
- Removal of language from Section 9.404 dealing with former general permits for liquid and dry waste disposal involving concentrated animal feedlot operations which are no longer being issued by the ADEQ.
- Addition of new language to Section 9.404 to provide for initial and annual fees not to exceed \$500 for any miscellaneous general permits not specifically listed in Regulation 9.
- Clarification of Section 9.507 regarding initial and annual fees for certain types of Air Division general permits involving a Notice of Intent, as well as clarifying language exempting certain types of Air Division general permits from an annual fee if the predominant air contaminant emissions are less than 10 tons per year.
- Changes to the fee structure for Solid Waste general permits in Sections 9.6 03, 9.604, 9.606, and 9.609 dealing with initial, annual, permit modification, and permit transfer fees.

Copies of the proposed changes to Regulation No. 9 are available for public inspection during normal business hours at the ADEQ Public Outreach and Assistance (POA) Division on the second floor of the headquarters building, or at ADEQ information depositories located in public libraries at Arkadelphia, Batesville, Blytheville, Camden, Clinton, Crossett, El Dorado, Fayetteville, Forrest City, Fort Smith, Harrison, Helena, Hope, Hot Springs, Jonesboro, Little Rock, Magnolia, Mena, Monticello, Mountain Home, Russellville, Pocahontas, Searcy, Stuttgart, Texarkana, and West Memphis; in campus libraries at the University of Arkansas at Pine Bluff and the University of Central Arkansas at Conway; and in the Arkansas State Library located on the State Capitol grounds in Little Rock. In addition, a copy of the proposed changes, along with related support documents, is available for viewing or downloading at the ADEQ's Internet web site at www.adeq.state.ar.us.

Oral and written comments will be accepted at the hearing, but written comments are preferred in the interest of accuracy. In addition, written or electronic mail comments will be accepted if submitted no later than 4:30 p.m. November 26, 2007. Written comments should be sent to Doug Szenher, POA Division, Arkansas Department of Environmental Quality, 5301 Northshore Drive, North Little Rock, AR 72118. Electronic mail comments should be sent to reg-comment@adeq.state.ar.us.

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