

NOTICE OF PROPOSED REGULATION CHANGES, PUBLIC HEARING, AND COMMENT PERIOD

The Arkansas Pollution Control and Ecology Commission (APC&EC) will hold a public hearing in North Little Rock September 30, 2016, to receive comments on proposed revisions to APC&EC Regulation 11 (Regulations for Solid Waste Disposal Fees; Landfill Post-Closure Trust Fund; Solid Waste Management and Recycling Fund Distribution; and Recycling Grant Programs). The hearing will begin at 10:00 a.m. in the Commission Room at the Arkansas Department of Environmental Quality (ADEQ) headquarters building, 5301 Northshore Drive, North Little Rock, AR 72118. The deadline for submitting written comments on the regulation is 4:30 p.m. (Central Time) October 14, 2016.

In the event of inclement weather or other unforeseen circumstances, a decision may be made to postpone the hearing. If the hearing is postponed and rescheduled, a new legal notice will be published to announce the details of the new hearing date and comment period. APC&EC authority for revising Regulation 11 is found in the Arkansas Code, Annotated, Sections 8-6-207(b)(1), 8-6-602(d), 8-6-610, and 8-6-613(c).

Proposed revisions to Regulation 11 include amendments to Reg.11.205 to incorporate existing statutory law concerning “(C) Fee Schedule for Computer & Electronic Waste Fund Distribution Program” that becomes effective when the Landfill Post-Closure Trust Fund balance equals or is less than fifteen million dollars (\$15,000,000) as provided in Ark. Code Ann. § 8-6-1002(a)(3)(B); Chapter 3 concerning the Landfill Post-Closure Trust Fund Program to incorporate statutory changes made by the General Assembly to allow Landfill Post-Closure Trust Fund monies to be used to close waste tire processing or disposal sites that are owned and operated by a regional solid waste management district under limited circumstances and to strike all provisions that have been rendered obsolete by the statutory changes; other Chapters of the Regulation for consistency with the statutory changes made by the General Assembly and primarily concerning terminology and program name changes; and minor, non-substantive stylistic and formatting corrections throughout the Regulation. A complete listing of the proposed changes to Regulation 11 can be found on the Draft Regulations page of the ADEQ’s website at www.adeq.state.ar.us.

Copies of the proposed changes to Regulation 11 are available for public inspection during regular business hours at the ADEQ headquarters building, 5301 Northshore Drive, North Little Rock, AR 72118, 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, Pocahontas, Russellville, 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,

Oral and written comments will be accepted at the hearings, but written comments are preferred in the interest of accuracy. In addition, written and electronic mail comments will be considered if received no later than 4:30 p.m. (Central Time) October 14, 2016. Written comments should be delivered or mailed to: Kelly Robinson, 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.

Published August 31 and September 1, 2016,

Becky W. Keogh, Director,
Arkansas Department of Environmental Quality