

# **EXHIBIT A**

## **STATEMENT OF BASIS AND PURPOSE**

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

**IN THE MATTER OF AMENDMENTS TO )  
REGULATION NO. 30 )**

**DOCKET NO. 14-006-R**

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

The Arkansas Pollution Control and Ecology Commission (the "Commission") is given the power and responsibility to promulgate rules and regulations. Under Ark. Code Ann. § 8-1-203(b)(1), the Commission is granted the power and responsibility to promulgate rules and regulations implementing the substantive statutes which are administered by the Arkansas Department of Environmental Quality (hereinafter "ADEQ").

This rulemaking was initiated to delete three sites from the State Priority List, to add one site to the State Priority List, and to transfer one site from the State Priority List to the National Priority List.

The proposed regulatory amendments precipitated by the above-referenced Acts involve the following:

- a. Sites proposed for deletion from the State Priority List are:

Arkansas Waste to Energy-Warehouse  
I Can, Inc.  
Thompson Scientific Industries;

- b. Sites proposed for addition to the State Priority List are:

49ers Resource Recovery and Forty-Nine Metals Management LLC; and

- c. Sites proposed for transfer from the State Priority List to the National Priority List are:

MacMillan Ring Free Oil a/k/a Norphlet Chemical.

On August 6, 2014, ADEQ filed a Petition to Initiate Rulemaking to Amend Regulation No. 30 to incorporate these changes. At its regularly scheduled meeting on August 22, 2014, the Commission initiated this rulemaking on Regulation 30. A public hearing was held in North Little Rock, Arkansas on September 30, 2014. The public comment period expired on October 14, 2014. One oral comment was received from Mr. Brad Jones, Arkansas Department of Health, in support of listing MacMillan Ring Free Oil a/k/a/ Norphlet Chemical on the National Priority List. MacMillan Ring Free Oil a/k/a Norphlet Chemical was placed on the National Priority List on or about May 8, 2014, there this comment had no impact on the initiated proposed rulemaking. No written comments were received.


Regulation 30 and this rulemaking contain no technical standards which must be addressed pursuant to APC&EC Reg.8.815(A)(1)(ii).

These rules are in the public interest, and are necessary to ensure compliance with both state and federal law.

Respectfully submitted,

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