

BEFORE THE ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION

IN THE MATTER OF PROMULGATION OF)
REGULATION NO. 34, STATE WATER PERMIT) DOCKET NO. 10-008-R
REGULATION)

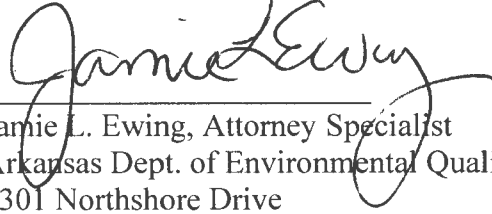
MOTION TO ADOPT REGULATION NO. 34

Comes now the Arkansas Department of Environmental Quality (“ADEQ” or “Department”), by and through its attorney, Jamie L. Ewing, and for its Motion to Adopt Regulation No. 34, states:

1. On December 3, 2010, the Arkansas Pollution Control and Ecology Commission (hereinafter “APCEC” or “Commission”) granted ADEQ’s Petition to Initiate Rulemaking to promulgate Regulation No. 34.
2. A public hearing was held at ADEQ Headquarters in North Little Rock, Arkansas on January 25, 2011. The public comment period ended on February 8, 2011. Fifteen (15) written comments were submitted and four (4) persons spoke at the public hearing.
3. Pursuant to APCEC Reg.8.814, ADEQ submits the following documents supporting adoption of the regulation to the Commission for its consideration:
 - a. Exhibit A – Statement of Basis and Purpose
 - b. Exhibit B – Responsive Summary
 - c. Exhibit C – Final Proposed Regulation
 - d. Exhibit D – Regulation Tracking Sheet
 - e. Exhibit E – Proposed Minute Order

WHEREFORE, ADEQ prays that the Commission adopt the Proposed Minute Order adopting Regulation No. 34.

Respectfully submitted,

A handwritten signature in black ink, reading "Jamie L. Ewing". The signature is written in a cursive style with a large, looping initial "J".

Jamie L. Ewing, Attorney Specialist
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