

ADEQ

ARKANSAS
Department of Environmental Quality

July 14, 2016

Sen. Bill Sample, Co-Chair
Rep. David Branscum, Co-Chair
Arkansas Legislative Council
Room 315, State Capitol Building
Little Rock, AR 72201

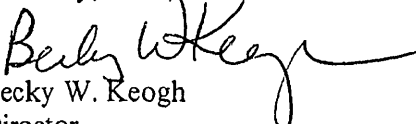
Dear Sen. Sample & Rep. Branscum:

As required in Act 77 of 2015, Section 38(a)-(e), the Arkansas Department of Environmental Quality presents the following information:

- (a) number and type of environmental permits currently authorized by the Department and Pollution Control and Ecology Commission in each environmental permit category,
- (b) total funds collected from permit fees for each permit category and the percent increase or decrease in permit fees annually,
- (c) description of each environmental permit application pending in each environmental permit category, the number of days each permit has been pending, and the reasons for delays in issuing permits for each permit that has been pending for more than 45 days,
- (d) number and type of enforcement actions initiated by the Department, the geographic location of each violation and the total fines and collections from Supplemental Environmental Projects, the percent increase or decrease in fines levied annually, and
- (e) description of all pending rulemaking activities and justifications thereof, including economic impact and environmental benefit analysis.

The information provided by each division covers the period April 1, 2016 through June 30, 2016. If you have any questions, please contact Julie Chapman at (501) 682-0959.

Sincerely,


Becky W. Keogh
Director

Enclosure

AIR QUALITY

As of:		7/1/2016		
State Fiscal Quarter		4th qtr. FY2016		
Air Permits/Category				
Major Title V		203		
Minor		997		
Permits Pending- By Category/Facility				
TITLE V				
CSN	Date App	FACILITY NAME	Days	Reason Code
39-00023	11/26/2012	U. S. Army Corps of Engineers - W.G. Huxtable Pumping Plant	1290	3
30-00081	4/10/2015	Enable Gas Transmission, LLC (Malvern Compressor Station)	406	3
35-00017	8/3/2015	Mondi Bags USA, LLC and Mondi Pine Bluff, LLC	324	5
39-00023	4/9/2015	U. S. Army Corps of Engineers - W.G. Huxtable Pumping Plant	289	2
27-00002	9/23/2015	West Fraser, Inc.	274	5
66-00274	11/5/2015	Gerdau MacSteel	224	5
47-00233	12/10/2015	Nucor Corporation (Nucor Steel, Arkansas)	171	5
47-00115	12/28/2015	Viskase Companies, Inc.	167	5
16-00222	12/29/2015	Crane Composites, Inc.	162	5
30-00011	1/21/2016	Entergy Arkansas, Inc. - Lake Catherine Plant	156	5
35-00025	1/29/2016	Planters Cotton Oil Mill, Inc.	147	5
02-00013	2/3/2016	Georgia-Pacific Crossett LLC	142	2
10-00005	2/17/2016	Georgia-Pacific Wood Products South LLC	115	5
30-00229	3/23/2016	Entergy Arkansas, Inc. - Hot Spring Energy Facility	94	5
70-00012	12/14/2015	Great Lakes Chemical Corporation - Central Plant	94	5
14-00028	4/8/2016	Albemarle Corporation - South Plant	72	2
63-00011	4/28/2016	Saint-Gobain Ceramics & Plastics, Inc.	56	2
Public Comment/Response to Comments				
70-00016	5/27/2011	Lion Oil Company	1849	7
60-00065	5/6/2014	AFCO Steel, LLC	749	7
25-00028	11/12/2015	IESI - AR Landfill Corp. - Cherokee Sanitary Landfill	205	6
28-00251	2/24/2016	American Railcar Industries, Inc. - Paragould	122	6
41-00002	3/7/2016	Domtar A.W. LLC	101	6
24-00014	3/21/2016	SGL GE Carbon LLC	100	6
35-01477	4/11/2016	Highland Pellets, LLC	71	6
29-00016	4/12/2016	Southern Bakeries, LLC	62	6
07-00212	4/28/2016	Georgia-Pacific Wood Products, LLC (Fordyce OSB)	57	6

As of: 6/30/2016

State Fiscal Quarter: Fourth

Hazardous Waste Management Permits

Post-Closure: 5
 Hazardous Waste Management: 12

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Applications Pending

6

Type/Name	Permit No.	Days Pending	Reason Code
Renewal Permit/FutureFuel Chemical	11H-RN1	195	6
Renewal Permit/Great Lakes Chemical Company	18H-RN2	76	3,5
Class 1 Permit Modification/GLCC/Update Emergency Contingency plan	18H-RN1	71	3,5
Class 1 Permit Modification/Ash Grove Cement/valve replacement	21H-RN1	3	2,5
Class 1 Permit Modification/Clean Harbors El Dorado/Gondola loading building	10H-RN1	9	2,5
Class 1 Permit Modification/Lockheed /Contingency Plan	27H-RN1	3	2,5
	1	Conducting Administrative Completeness Review	
	2	Reviewing Technical Information	
	3	Awaiting Information from Applicant	
	4	Modification Class Change	
	5	Drafting Draft Permit Decision or Mod. Approval	
	6	Awaiting Close of Public Comment Period	
	7	Drafting Response to Comments	
	8	Novel Legal Issues	
	9	Other:	

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MINING DIVISION

As of: 6/30/2016

State Fiscal Quarter 4th FY16

Mining Division Permits/Category

Coal Mining	6	Open-Cut Mining	245
Active	6	Sand and Gravel	143
Exploratory		Clay	30
		Shale	18
		In-Stream	1
		Soil	44
		Other	9
Coal Total	6	Open-Cut Total	245
Total Mining Permits			251

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Permits Pending- By Category/Facility

COAL MINING	Days Pending	Reason Code
OPEN-CUT MINING		
	Days Pending	Reason Code
B.G. Wilson Lumber Co.	220	2
B&B Materials	206	3
Arlie Weems	105	3
Sandman, LLC	101	3
Cossatot Rock	97	5
Easterling Wood Products	77	3
Easterling Wood Products	77	3
Bonds Excavating	71	3
Bonds Excavating	71	3
Wooten Sand and Gravel	70	3

Reason Codes:

1	Conducting Administrative Completeness Review
2	Reviewing Technical Information
3	Awaiting Information from Applicant
4	Awaiting Public Hearing
5	Awaiting Close of Public Comment Period
6	Drafting Response to Comments
7	Drafting Draft Permit Decision
8	Legal Issues
9	Other:

As of: 6/30/2016

State Fiscal Quarter Fourth

Solid Waste Management Permits

Class 1 Landfills	31	a
Class 3 Landfills	28	
Class 4 Landfills	36	
Compost Facilities	19	
CDMRF	1	
Tire Processing Facilities	8	
Transfer Station/WRFs	95	

Applications Pending

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Type/Name	Permit No.	Days Pending	Reason Code
Minor Modification - Domtar A.W. LLC, Paper Sludge - Class 3N LF/configuration of final cover	0211-S3N-R2	666	5, 8
Major Modification - Calhoun Co. Class 4 LF/expansion	0070-S	590	6
Minor Modification-Union County Recycling & Disposal Facility C1/liquid waste management	0248-S1-R4	35	2,3
Minor Mod-Two Pine Class 1/leachate management	0163-S1-R3	57	2,5
Major Modification- Drew County Class 4/expansion	0282-S4	10	1
USA Metal Recycling WTP/new Permit for Waste Tire Processing	0031-SWTP	133	3
Marion County TS/General Transfer Station Permit Renewal	0008-STSW-A	213	3
Knights TS/General Transfer Station Permit Renewal	0043-STSW-A	108	3
City of Forest City/Composting facility/Deficient NOI	0051-SCYW	1233	2,3,5
USA Metals/New Construction, Demolition, and Recovery Facility	0319-SDCR	148	2,5
E3, LLC/New Construction, Demolition, and Recovery Facility	0318-SDCR	161	3
Wizeagg, LLC/New Construction, Demolition, and Recovery Facility	0320-SCDR	66	2
Lafayettes County TS/General Transfer Station Permit Renewal	0005-STSW-A	73	3
L&W TS/General Transfer Station Permit Renewal	0021-STSW-D	50	3
	1	Conducting Administrative Completeness Review	
	2	Reviewing Technical Information	
	3	Awaiting Information from Applicant	
	4	Modification Class Change	
	5	Drafting Draft Permit Decision or Mod. Approval	
	6	Awaiting Close of Public Comment Period	
	7	Drafting Response to Comments	
	8	Novel Legal Issues	
	9	Other:	

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As of:	7/6/2016
State Fiscal Quarter	4

Active Discharge Permits

Individual Permits	
Municipal	374
Industrial	420
Construction	97
Stormwater Permits	
Construction	1127
Industrial	2013
Small Municipal Separate Storm Sewer System (MS4)	58
Individual	1
General Permits	
Landfill	37
Non-Contact Cooling Water	10
Aggregate Facilities	43
Individual Treatment	192
Concentrated Animal Feeding Operations	1
Water Treatment	112
Hydrostatic Testing	38
Car Wash	11
Ground Water	8
Pesticide	67
Active No-Discharge Permits	
Agriculture	228
Industrial	309
Salt Water Disposal	496
Municipal	60
Domestic	8
Underground Injection Control	6
Total	5716

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Permits Pending Greater than 45 Days

Permit Number	Permittee	Facility	Days Pending	Reason Code	Additional Information
AR0000752		El Dorado Chemical Company	3466	9	This permit is currently on HOLD due to Mineral Issue.
AR00035386		FutureFuel Chemical Company	2947	8	This discharge permit remains on HOLD awaiting the issuance of a new land application permit. The previous discharge permit authorized land application of the wastewater sludge. The Department decided to remove land application conditions/authorization from the discharge permit and cover the land application operations under a separate land application permit. Both permits need to be issued at the same time to avoid a lapse in permit coverage. The land application permit and the discharge permit have completed the public notice period. Permittee submitted numerous comments on the land application permit which are currently being reviewed and responses are currently being drafted.
AR0001171		Great Lakes Chemical Corporation - Central Plant	2911	9	This permit is currently on HOLD due to Mineral Issue.
AR00022063		Springdale Water and Sewer Commission	2836	9	This permit is currently on HOLD. The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0000647		El Dorado Refinery	2710	9	This permit is currently on HOLD due to Mineral Issue.
AR00050288		City of Fayetteville	2210	9	This permit is currently on HOLD. The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0043397		City of Rogers	2193	9	This permit is currently on HOLD. The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0000582		Alcoa Inc.	1906	9	This permit was previously on HOLD awaiting EPA approval of EIP for Selenium. The EIP was approved, however this permit is currently still on HOLD due to Mineral Issue and proposed TMDL revision for minerals. Proposed TMDL revision and supporting calculations is still under technical review. The proposed TMDL revision involves revising the traditional static mass limit to a dynamic mass limit that is a function of upstream flow. This proposal is taking extended time to review because this is a new concept which involves a large and complicated spreadsheet that was created by the facility in support of their proposal. The Department requested an additional analysis demonstrating that proposed mineral limit would still comply with water quality standards when other dischargers within the TMDL are included. This analysis was submitted and is under technical review.
AR0022250		Pond	1799	9	ON HOLD due to Minerals and Mercury TMDLs
AR0049425		Deil Power Plant	1741	8	PN closed on 6/27/2016
AR0002968		Ashdown Mill	1695	9	This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0022373		West Fork Wastewater Treatment Plant	1602	9	This permit is currently on HOLD with no plans for issuance. This facility is in the process of routing the City's wastewater to the City of Fayetteville for treatment. Once this connection is completed, this permit will be terminated.
AR0034321		City of Harrison	1547	9	Previous Mineral HOLD Waiting for UAA workplan for Minerals

AR0048356	Tyson Poultry, Inc.	River Valley Animal Foods	1541	9	ON HOLD due to Minerals TMDL
AR0020273		City of Siloam Springs	1531	9	This permit is currently on HOLD. The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0021792	City of Berryville	Berryville Wastewater Treatment Plant	1455	8	The Missouri Department of Natural Resources submitted comments on the draft permit during the 30-day comment period. Responses to those comments are currently being prepared by the engineer as part of the finalization process.
AR0000680		Corporation - South Plant	1393	9	This permit is currently on HOLD due to Mineral Issue.
AR0034371		City of Portland	1310	9	Mineral HOLD
AR0043508		City of Waldo	1289	9	Hg TMDL & WQMP Update Appeal
	Halliburton Energy Services, Inc.			4	This permit was on HOLD due to a CAO and an EIP that is currently under construction. However, in March 2016, the permittee requested that we issue the permit with the mineral limits unchanged so that they could add a type of effluent to the mine pit. The draft permit has been written and is currently undergoing technical review by management and staff.
AR0049794		Magcobar Mine Site	1267	9	Mineral HOLD; rec'd from EG
AR0050857		City of Garland WWTP	1217	9	This permit is currently on HOLD due to an upcoming revision to a TMDL which contains a mineral limit for this facility.
AR0036498	Benton Utilities	Wastewater Treatment Plant	1181	9	
AR0050989		City of Wilmot	1155	9	ON HOLD due to Minerals and Mercury TMDLs
AR0050997	City of Parkdale	Parkdale Wastewater Treatment Plant	1127	9	Mineral HOLD and Hg Mercury Previous permit# AR0037141 JD's permit assigned to EG September 24, 2014 and assigned to CW December 2, 2015
AR0022004		City of Huntsville	988	9	Reassigned. The permit is currently on HOLD by request of the permittee due to minerals.
AR0043192		City of Colt	986	8	PN closed on 6/25/2016
AR0046477		City of Star City	919	9	This permit is currently on HOLD due to a mercury issue. The permit has previously finished the comment period on its redraft.
AR0033707		City of Tillar	904	9	Mineral HOLD
AR0021695		City of Rison	887	9	Hold Minerals & Mercury
AR0042951		City of Ashdown	869	9	This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0039659		City of Felsenthal	848	9	This permit has been placed on temporary HOLD until revisions are finalized for a Mercury TMDL. Public notice period has ended and permit is currently being finalized.
AR0021440		City of Smackover	847	9	This permit is currently on HOLD due to Mercury issues.

AR0043516M	Great Lakes Chemical Corporation	West Plant	824	8	<p>The permit is waiting to be signed final.</p> <p>Shortly after the application was first submitted, the Department requested additional information and clarification on a couple of items. Due to the length of time needed for the permittee to obtain the information, the Department recommended the application be withdrawn and re-submitted once all of the required information could be gathered. The permittee did not submit a request to withdraw the application and later submitted the requested information. Following that submittal, data was requested several times from the permittee. The permittee stated in an e-mail dated 11/14/2014 that they thought they were permitted to dispose of the boiler blowdown, cooling tower blowdown, and steam condensate in the Class V well since those waters were associated with bromine production. On 12/19/2014 the permittee stated that they would be installing a new sanitary sewer treatment plant for the sanitary wastewater but the plans had not yet been finalized. In an e-mail dated 12/30/2014, the permittee stated that the sanitary sewer WWTP would not have a surface discharge.</p> <p>The Department could not verify the permittee's claims that the cooling tower blowdown, boiler blowdown, and steam condensate could be disposed of in the Class V well. The permittee was asked for more specific information in an e-mail dated 2/25/2015. A response was received on 3/7/2015. This response was forwarded to EPA Region VI for their review. We received information from EPA on March 13th regarding the disposal of cooling tower blowdown, boiler blowdown, and steam condensate down the Class V well. It was determined that those wastes cannot be disposed of down that well. In a June 2015 letter, the Arkansas Oil and Gas Commission which regulates the Class V well stated that these waters are allowed to be disposed of in that well. The permit was updated accordingly and sent to public notice. Responses to the permittee's comments are being prepared.</p>
AR0048691		City of Texarkana-North WWTP	811	9	This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0022179		City of Junction City	791	9	This permit is currently on HOLD for mineral issues.
AR0050202	Destined To Win/Family Outreach Ministry, Inc.	d/b/a Second Chance Ranch	791	9	ON HOLD due to Minerals TMDL
AR0020168		City of Stephens	786	9	9/5/14: Re-assigned from JDB to EG to BA. Mercury Testing Requested for TMDL 6/9/2014-Hold Mercury
AR0044423		Jessieville Public School	722	9	This permit is currently on HOLD for mineral and mercury issues.
AR0034037		City of Yellville	701	9	on Hold for Minerals-UAA with City of Harrison.
AR0021474		City of Bearden	699	9	This permit is currently on HOLD due to Mercury issues.
AR0043672		City of Kingsland	681	9	This permit has been placed on temporary HOLD until revisions are finalized for a Mercury TMDL. The permit has not been public noticed yet and is currently in technical review by engineer or management.
AR0034029		City of Hamburg	674	9	This permit is currently on HOLD due to Mercury Issue
AR0034142	City of Marianna	Commission - Pond B	632	9	ON HOLD for minerals.
AR0034169	City of Marianna	Commission - Pond A	632	9	ON HOLD for minerals

AR0047261	Chicot Sewer System, LLC	Krestwood Estates Subdivision	632	9	Application returned 7/10/14-HP Original application received on May 9, 2014-Ready to be signed effective. The Legal Division Requested the permit be placed on hold. Financial Assurance issues and potential Civil Suit. Reassigned from EG to CW December 2, 2015
AR0047635		West Plant	594	8	PN closed on 11/12/2015 - Response to Comments extensive review
AR0022756		Helena Industries, Inc.	574	8	PN closed on 6/5/2016
AR0044041		Cross County High School	560	6	Placed on administrative HOLD on 8/3/2015 to due to correcting fecal conversion factor for the WLA on the L'Anguille River TMDL, taken off HOLD on 3/14/2016 due to TMDL addendum approved on 3/1/2016, permit has been re-drafted and is currently undergoing the 30-day comment period.
AR0022268		City of Huttig	555	9	This permit is currently on HOLD due to Mercury issue
AR0044547		City of Haskell	532	9	This permit is currently on HOLD due to Mineral Issue.
AR0051713	City of Haskell	Treatment Plant	532	9	This permit is currently on HOLD due to Mineral Issue.
AR0052507C	Union County Lumber Company	EI Dorado Mill	469	9	The State Construction Permit will be Placed in "inactive status" and a 3-year Schedule of Compliance for the State Construction Permit application, construction and completion of construction has been included in the discharge permit. Reassigned from EG to JT December 2, 2015.
AR0038482	Tyson Poultry, Inc.	Waldron	463	9	ON HOLD for minerals
AR0052493	Spring Creek Materials, Inc.	Salem Redi-Mix, LLC	453	7	Currently waiting on the submittal of proof of publication / payment by the applicant.
AR0037800		LLC	450	8	facility has had enforcement issues which were required to be addressed in the permit.
AR0021768	City Corporation	Russellville Water and Sewer System	447	8	The permittee submitted comments on the draft permit during the 30-day comment period. Responses to those comments were prepared by the engineer and the permit has been routed for final review and approval.
AR0052523	Arkansas Electric Cooperative Corporation	Fulton Generating Station	435	9	Reassigned to Loretta Reiber. I believe the discharge was to be covered by the facility's stormwater IGP.
AR0041602		Improvement District #1	433	9	On hold for Mercury and Minerals.
AR0022101	Beebe Water & Sewer Commission	Beebe Wastewater Treatment Facility	425	6	The permittee took a long time getting Health Department approval for land application of effluent.
AR0001210	Georgia-Pacific Crossett LLC	Crossett Paper Operations Wastewater Public Facility	411	4	technical review by management and staff. The review of this application was delayed slightly by the submittal of an application to modify the permit prior to issuance of the renewal permit. The modification application took priority over the renewal since the modified permit must be issued before October 31, 2015. Issuance of the renewal will also be delayed by a public hearing which has already been requested and granted. The date for the hearing will be included in the notice of the draft permitting decision. The permit is undergoing a second technical review by management and staff due to the controversial nature of the permit.
AR0047813		Board	405	9	On hold for Minerals.
AR0021393	City of Cherry Valley	City of Cherry Valley	400	9	On hold for finalization of L'Anguille TMDL for FCB

AR0034291	Hot Springs Village POA	Mill Creek WWTP	400	9	This permit is currently on HOLD due to mercury and mineral issues
AR0039284	Hot Springs Village POA	Cedar Creek WWTP	400	9	This permit is currently on HOLD due to mercury and mineral issues
AR0049140	Energy Arkansas, Inc. - Union Power Station	Union Power Station	399	5	Reassigned from EG to JT December 2, 2015. Additional information from the facility was requested, but not received until 4/14/16. The permit is currently at the EPA.
AR0020125		City of Perryville	398	9	ON HOLD for Hg (not eligible for exclusion). Transferred from CV to BA
AR0021822		City of Monticello - West Plant	392	4	This permit was previously on HOLD due to Mercury TMDL. This permit is currently being drafted to address the TMDL requirements.
AR0050474		Coreslab Structures (ARK), Inc.	391	2	Ammonia & Nitrates TMDL meeting 8/27/2015 to take more samples to see if nitrates are present; permittee emailed PE 9/15/2015 stating nitrates were detected; emailed again 10/7/15 stating they are working on their options; emailed 11/2/15 stating GBMc hired to modify TMDL. No information received regarding this as of 4/4/2016. Some correspondence stating information on its way.
AR0035653		City of Norphlet	386	9	This permit is currently on HOLD due to Mercury issues.
AR0051811	El Dorado Public Schools	Old Union School	380	8	This permit is currently being prepared for final review and approval by engineer or management.
AR0048747	City of Clinton	Treatment Facility	365	9	ON HOLD due to Mercury TMDL.
AR0048836	City of Clinton	Facility	365	9	ON HOLD due to Mercury TMDL.
AR0043613		City of Magnolia-Big Creek WWTP	363	9	This permit is currently on HOLD due to mercury issues
AR0050270		Almatis, Inc.	352	2	ON HOLD due to Minerals.
AR0039268	Tyson Poultry, Inc.- Clarksville		321	6	technical review by management and staff, issuance of draft permit was delayed so that the permittee's comments on the pre-draft could be reviewed and the draft permit amended
AR0052574	RET Development, LLC	Mountain Valley Subdivision WWTP	321	8,9	Final permit has been prepared, waiting on approval from City of Little Rock
AR0052574C	RET Development, LLC	Mountain Valley Subdivision WWTP	321	8,9	Final permit has been prepared, waiting on approval from City of Little Rock
AR0021580		City of Osceola	315	6	This permit has been public noticed and is currently waiting on the 30-day comment period to end.
AR0051110	Coltec Industries, Inc.	Remedial System at Central Moloney Facility	303	9	PN closed on 6/26/2016 - sampling of groundwater extraction wells for PCBs requested
AR0047619		Carroll County Stone, Inc.	278	5	This permit is currently with the EPA for review.
AR0052485	City of Calion	South Addition	278	6	This permit has been public noticed and is currently waiting on the 30-day comment period to end.
AR0052485C	City of Calion	South Addition	278	6	This permit has been public noticed and is currently waiting on the 30-day comment period to end.
AR0037303	Fairfield Bay Wastewater Corp.	Hamilton Hills WWTP	271	6	Currently undergoing 30-day comment period

AR0052001		Gerald Hunter	259	6	Transferred from CV to BA
AR0039837		City of Patterson	257	9	Hold until TDS and Lead TMDL for Cache River goes final since 11/5/2015.
AR0052493C	Spring Creek Materials, Inc.	Salem Redi-Mix, LLC	254	7	Currently waiting on the submittal of proof of publication / payment by the applicant.
AR0050482		Victory Lumber, LLC	253	4	rec'd from EG; routed for corrections 12/29/2015; mgmt review. Corrected permit routed 3/7/2016 for further management review.
AR0052604	Gen Ark Investment Group, LLC	Rolling Creek Wastewater Treatment Facility	253	6	PN closes on 7/18/2016
AR0001899			252	6	technical review by management and staff
AR0021326	Tyson Chicken, Inc.	Hope Processing Plant	252	6	PN closes on 7/25/2016
AR0039250	The Arkansas 4-H Foundation, Inc.	d/b/a Arkansas 4-H Education Center	251	6	This permit has been public noticed and is currently waiting on the 30-day comment period to end.
AR0052621	Waste Water Management, Inc. - Woodland Edge Subdivision	Woodland Edge Subdivision	250	4	Routed for WQMP review on 12/15/2015. Draft Permit routed 12/18/2015 for management review. Corrected and rerouted 1/13/2016 for management. Returned, corrected, and rerouted 2/25/2016 for management review. MultiSMP Model redone 3/25/2016. Rerouted 3/30/2016 for management review.
AR0052621C	Waste Water Management, Inc. - Woodland Edge Subdivision	Woodland Edge Subdivision	250	4	Routed for WQMP review on 12/15/2015. Draft Permit routed 12/18/2015 for management review. Corrected and rerouted 1/13/2016 for management. Returned, corrected, and rerouted 2/25/2016 for management review. MultiSMP Model redone 3/25/2016. Rerouted 3/30/2016 for management review.
AR0000361	Kinder Morgan Operating L.P. "C"	Kinder Morgan Bulk Terminal - Blytheville	246	4	This permit is currently in technical review by engineer or management.
AR0035807		City of Bald Knob	239	4	was Mercury HOLD; taken off hold due to interpretation of TMDL in May 2016, permit currently in routing
AR0049051		Humane Society of Pulaski County	239	4	Routed for WQMP review on 12/18/2015. Draft routed 1/11/2016 for management review. Edits made 2/25/2016 and 3/30/2016 then sent for further management review.
AR0022152		City of Joiner	233	6	Permit was transferred from EG to BA.
AR0051748	Evergreen Processing, LLC	Twin Mountain Quarry	230	8	PN closed on 5/28/2016
AR0033782		City of Luxora	219	6	Transferred from CV to BA. 5 day review.
AR0049204		Products LLC - Fordyce OSB Facility	217	6	Currently undergoing 30-day comment period
AR0052647	Leonard Stephenson	Leonard Stephenson dba Pine Haven Park	217	4	This permit had to be sent to enforcement twice to obtain the requested information to get the application administratively and technically complete. The draft permit is currently in routing for management review.
AR0033723M	El Dorado Water Utilities	South Plant	211	5	modification at EPA for 30 day review and technical review by management and staff
AR0033936M	El Dorado Water Utilities	North Plant	211	5	modification at EPA for 30 day review and technical review by management and staff
AR0045624		Lake Hamilton School District No. 5	211	6	This permit has been public noticed and is currently waiting on the 30-day comment period to end.

AR0052655	Unleashed Innovations, Inc.	The Trails Subdivision WWTF	202	4,9	Reassigned from CV to CW 2/25/2016, draft permit prepared, waiting on approval from City of Little Rock
AR0052655C	Unleashed Innovations, Inc.	The Trails Subdivision WWTF	202	4,9	Reassigned from CV to CW 2/25/2016, draft permit prepared, waiting on approval from City of Little Rock
AR0048810	City of Fulton	City of Fulton	201	9	Hold for Red River TDS TMDL, start 2/23/2016.
AR0033758		City of Fordyce	194	4	Draft permit prepared and routed for management review
AR0021911		City of Rector	184	6	Transferred from CV to BA.
AR0037907	City Water and Light of the City of Jonesboro (CWL)	Westside Wastewater Treatment Plant	183	4	Draft permit prepared, EPA declined review, under management review
AR0045977	Arkansas, Division of Nucor	Hickman Mill	176	2	Waiting on specific production data.
AR0045411	City of Caddo Valley	Caddo Valley Municipal Wastewater Treatment	175	4	This permit is currently in technical review by engineer or management.
AR0001970	Evergreen Packaging, Inc.	Pine Bluff Mill	174	5	at EPA for 30 day review, technical review by management and staff
AR0048119	Evergreen Packaging Inc.	Cadron Creek Chip Mill	170	6	Permit is on or ahead of schedule.
AR0051853	Sebastian Mining, LLC	Sebastian Mine	170	6	technical review by management and staff
AR0052639	Horner Holdings, Inc.	Arkadelphia Ready Mix Concrete Plant	170	6	All information from the permittee was not received until 5/27/16. The permit is currently at public notice.
AR0052639C	Horner Holdings, Inc.	Arkadelphia Ready Mix Concrete Plant	170	6	All information from the permittee was not received until 5/27/16. The permit is currently at public notice.
AR0020702		Treatment Plant	169	4	Draft permit prepared, EPA declined review, under management review
AR0043354		Facility	161	6	PN closes on 7/8/2016
AR0050393	WVE Property Owners Association, Inc.	Waterview Estates WWTP	161	4	This permit is currently in technical review by engineer or management.
AR0047503M		ibano Timber of Carriage, LLC	155	5	This permit is currently with the EPA for review.
AR0049301	New Neptune, LLC	d/b/a MAX MART #1026	147	6	Currently undergoing 30-day comment period
AR0039233		City of Pangburn	146	6	The applicant did not submit timely data. The draft permit is currently at public notice.
AR0047902		Company	141	4	technical review by management and staff
AR0052663	City of Rockport	City of Rockport - WWTF	141	6	Additional technical information was required. Additional technical information was required based on the new information. ADEQ is awaiting the information. Most recent information was requested 3/18/2016.
AR0048461M		Del-Tin Fiber, LLC	138	5	Pre-draft permit to EPA on 6/13/2016
AR0022560		Treatment Facility	133	6	Permit is on or ahead of schedule.

AR0045799	Arkansas Highway and Transportation Department District 4	Waldron Rest Area and Comfort Station	133	4	Draft routed 3/24/2016.
AR0048267	Butterball, LLC	Plant	133	4	technical review by management and staff
AR0051136M	Southwestern Electric Power Company	John W. Turk, Jr. Power Plant	131	5	This permit modification is currently at EPA review. Facility requested a revision of temperature limitation based on a revision of the temperature standard of the receiving stream. EPA approved the revised temperature water quality standard on May 16, 2016. Modified permit was sent to EPA on June 8, 2016 for their 30 day review and will be public noticed following completion of EPA review.
AR0045373		City of Rondo	128	6	Permit is on or ahead of schedule.
AR0051942		SamSand, LLC	128	4	Drafting permit. Facility has Minerals limits which may result in placing on HOLD. The permit is currently at 5-day pre-draft review, and will be sent to public notice after the review period is complete.
AR0023841		City of Lepanto	124	4	
AR0035688	City of Ola	City of Ola	124	4	Draft permit has been routed and is under review by management
AR0037125		City of Mitchellville	120	6	Currently undergoing 30-day comment period
AR0040886		Town of Wilton	118	6	The permit will be sent to public notice today, at the conclusion of the 5-day pre-draft review period.
AR0051772		Bluebird Sand, LLC d/b/a Bluebird Sand Processing Plant	110	4	inspection on 6/22/2016. Facility is closed and treatment system was never installed. When operational, facility did not directly discharge process water, only stormwater commingled with negligible process water from washed sand stockpiles. Drafting permit to take changes into account.
AR0051969		Bluebird Sand, LLC d/b/a Bluebird Sand Processing Plant	110	4	inspection on 6/22/2016. Facility is closed and treatment system was never installed. When operational, facility did not directly discharge process water, only stormwater commingled with negligible process water from washed sand stockpiles. Drafting permit to take changes into account.
AR0044415	University of Arkansas	Rice Research and Extension Center	107	4	This permit is currently in technical review by engineer or management.
AR0045403	TA Operating, LLC	Eatle Travel Center	107	6	Draft permit is awaiting 30-day comment period
AR0049310		City of St. Charles	107	4	The permit is currently in routing for management review.
AR0051993	Woodson-Hensley Water Company	Water Treatment Facility	107	6	The permit is currently at public notice.
AR0022071		City of McGehee	105	9	On hold for Minerals
AR0047121C		City of Vilonia	97	6	technical review by management and staff
AR0051926	Comer Mining Corporation	Comer Mine No. 2	96	5	at EPA for 30 day review, technical review by management and staff
AR0035483		City of Hatfield	93	4	Draft permit prepared, under management review
AR0047953M	Deltic Limber Corporation	Waldo Mill	90	6	PN

AR0034738	City of Augusta	City of Augusta	78	4	Draft permit has been routed and is under review by management
AR0051837	Chip & Shonna Smith	d/b/a "The Chaparral at Cranfield"	78	5	Draft permit prepared, under management review
AR0002437	U.S. Fish and Wildlife Service	d/b/a Norfolk National Fish Hatchery	77	4	This permit is currently in technical review by engineer or management.
AR0050652	Wal-Mart Stores, Inc.	East Data Center	72	6	This permit has been public noticed and is currently waiting on the 30-day comment period to end.
AR0048232C	West Fraser, Inc.	Division of West Fraser, Inc.	68	6	Draft permit is currently undergoing the 30-day comment period
AR0052680	Love's Travel Stops & Country Stores, Inc.	Love's Travel Center - Pine Bluff	68	4	Draft permit prepared, under management review
AR0052680C	Love's Travel Stops & Country Stores, Inc.	Love's Travel Center - Pine Bluff	68	6	Currently undergoing 30-day comment period
AR0044814	CertainTeed Corporation	G&S Roofing	64	4	This permit is currently in technical review by engineer or management.
AR0036692	City of Mena	Treatment Plant	62	4	technical review by management and staff
AR0033863M		City of Harrisburg	57	6	Currently undergoing 30-day comment period
AR0039594		City of Emerson	57	4	Draft permit prepared, under management review
AR0043753		Treatment	57	6	The permit is currently at public notice.
AR0052671	US National Parks Service	Arkansas Post National Memorial	54	4	Permit is on or ahead of schedule.
AR0052671C	US National Parks Service	Arkansas Post National Memorial	54	6	Permit is on or ahead of schedule.
AR0051136	Southwestern Electric Power Company	John W. Turk, Jr. Power Plant	51	4	Permittee requested several changes to the permit, which are under technical review.
AR0050458	Refugio Reyes	d/b/a El Acapulco Restaurant	44	2	This application is still not technically complete. Enforcement has been assisting permits in obtaining the information, and there is one item that has not yet been submitted.
AR0021768C 3	City Corporation	Russellville Water and Sewer System	42	4	This permit is currently in technical review by engineer or management.
AR0033987		City of Dumas	42	4	This permit is currently in routing for management review.
AR0034002C		City of Bryant	42	4	Permit into review on 6/16/2016
AR0047945		Gunnels Mill, Inc.	40	4	Permit is on or ahead of schedule.

As of:	6/30/2016
State Fiscal Quarter	4

Active No-Discharge Permits

Agriculture	228
Industrial	309
Salt Water Disposal	496
Municipal	60
Domestic	8
Underground Injection Control (UIC)	6
Total	1107

a

Permits Pending Greater than 45 Days

Permittee	Facility	Permit No	Pending Days	Reason Code
FutureFuel Chemical Company	FutureFuel Chemical Company	5082-W	2255.00	7
Sager Creek Foods, Inc.	Sager Creek Foods, Inc. - Country Plant	4438-WR-6	359.00	4
Ellis Campbell	EC Farms	3540-WR-7	330.00	6
City of Lowell	Meadowlands Subdivision	4842-WR-2	244.00	6
City of Lowell	Tuscan Heights Subdivision	4847-WR-4	244.00	6
City of Lowell	Weatheron Subdivision	4855-WR-2	244.00	6
American Composting, Inc.	American Composting, Inc.	5150-WR-2	210.00	4
Nebo Services, Inc.	Nebo Services, Inc. - Scott County	5109-WR-4	190.00	6
City Water & Light Plant of the City of Jonesboro (CWL)	West Side Wastewater Treatment Plant	5105-WR-1	184.00	6
Denali Water Solutions, LLC	Denali Water Solutions, LLC	5100-WR-3	163.00	9
Terra Renewal Services, Inc.	Terra Renewal Services, Inc.	4839-WR-7	153.00	6
Nebo Services, Inc.	Nebo Services, Inc.	5110-WR-2	153.00	6
Swine Research Services, Inc.	Swine Research Services, Inc.	1901-WR-5	134.00	6
Lake Erling Water's Edge Homeowners' Association, Inc.	Lake Erling Water's Edge Homeowners' Association, Inc.	4746-WR-4	115.00	3
Mondi Pine Bluff, LLC	Mondi Pine Bluff, LLC	5115-WR-4	113.00	4
Burt's Livestock, Inc.	Burt's Livestock Land Application Facility	5133-WR-4	92.00	4
C&H Hog Farms, Inc.	C&H Hog Farms, Inc.	5264-W	84.00	4
Love's Travel Stops & Country Stores, Inc.	Love's Travel Center - Alma	5265-W	84.00	6
Jiles Clay Smith	S & S Farms	5189-WR-1	80.00	2
Eastern Tank Services, Inc.	Fort Smith Yard	3067-WR-3	70.00	4
J.C. Beaver	Beaver Farms	5266-W	63.00	4
Nebo Services, Inc.	Nebo Services - Benton Co.	5268-W	63.00	4
City of Melbourne	City of Melbourne	5081-WR-1	58.00	2
Riceland Foods, Inc.	Riceland Foods, Inc. - Soy Division	4638-WR-4	57.00	4
SWN Production (Arkansas) LLC d/b/a SEECO, LLC	Cleveland Water Reuse/Recycle Facility	5087-WR-2	57.00	4
SWN Production (Arkansas) LLC d/b/a SEECO, LLC	Judsonia Water Reuse/Recycle Facility	5267-W	57.00	4
City of Morrilton	City of Morrilton Wastewater Treatment Plant	3509-WR-6	49.00	4

C

Reason Codes	Reason Codes
1	Reviewing Technical Information
2	Waiting on information from Applicant
3	App. complete; Waiting on close of 1st public comment period
4	1st comment period complete; Draft permit pending issuance
5	Draft permit issued; waiting on 30-day comment period
6	Waiting on proof-of-publication of draft permit

Permits Pending Greater than 45 Days

7	Final Permit in routing/being prepared
8	Waiting on AOGC Authority letter
9	Other (i.e. legal, no response from applicant, etc.)

Permits Pending Greater than 365 Days

Permit Number	Owner Name	Facility Name	Days Pending	Reason Code
AR0000752		El Dorado Chemical Company	3466	This permit is currently on HOLD due to Mineral Issue.
AR0035386		FutureFuel Chemical Company	2947	This discharge permit remains on HOLD awaiting the issuance of a new land application permit. The previous discharge permit authorized land application of the wastewater sludge. The Department decided to remove land application conditions/authorization from the discharge permit and cover the land application operations under a separate land application permit. Both permits need to be issued at the same time to avoid a lapse in permit coverage. The land application permit and the discharge permit have completed the public notice period. Permittee submitted numerous comments on the land application permit which are currently being reviewed and responses are currently being drafted.
AR0001171		Great Lakes Chemical Corporation - Central Plant	2911	This permit is currently on HOLD due to Mineral Issue.
AR0022063		Springdale Water and Sewer Commission	2836	This permit is currently on HOLD. The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0000647	Lion Oil Company	El Dorado Refinery	2710	This permit is currently on HOLD due to Mineral Issue.
AR0050288	City of Fayetteville	West Side Wastewater Treatment Facility	2210	This permit is currently on HOLD. The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0043397		City of Rogers	2193	This permit is currently on HOLD. The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0000582	Alcoa Inc.	Arkansas Remediation	1906	This permit was previously on HOLD awaiting EPA approval of EIP for Selenium. The EIP was approved, however this permit is currently still on HOLD due to Mineral Issue and proposed TMDL revision for minerals. Proposed TMDL revision and supporting calculations is still under technical review. The proposed TMDL revision involves revising the traditional static mass limit to a dynamic mass limit that is a function of upstream flow. This proposal is taking extended time to review because this is a new concept which involves a large and complicated spreadsheet that was created by the facility in support of their proposal. The Department requested an additional analysis demonstrating that proposed mineral limit would still comply with water quality standards when other dischargers within the TMDL are included. This analysis was submitted and is under technical review.
AR0022250		City of Dermott - South Pond	1799	ON HOLD due to Minerals and Mercury TMDLs
AR0049425	Associated Electric Cooperative, Inc.	Dell Power Plant	1741	PN closed on 6/27/2016
AR0002968	Domtar A.W. LLC	Ashdown Mill	1695	This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0022373		West Fork Wastewater Treatment Plant	1602	This permit is currently on HOLD with no plans for issuance. This facility is in the process of routing the City's wastewater to the City of Fayetteville for treatment. Once this connection is completed, this permit will be terminated.
AR0034321		City of Harrison	1547	Previous Mineral HOLD Waiting for UAA workplan for Minerals
AR0048356	Tyson Poultry, Inc.	River Valley Animal Foods	1541	ON HOLD due to Minerals TMDL
AR0020273		City of Siloam Springs	1531	This permit is currently on HOLD. The EPA has currently placed a hold on the approval of this permit pending the outcome of a Total Phosphorus model being ran for Illinois River watershed.
AR0021792	City of Berryville	Berryville Wastewater Treatment Plant	1455	The Missouri Department of Natural Resources submitted comments on the draft permit during the 30-day comment period. Responses to those comments are currently being prepared by the engineer as part of the finalization process.
AR0000680		Great Lakes Chemical Corporation - South Plant	1393	This permit is currently on HOLD due to Mineral Issue.
AR0034371		City of Portland	1310	Mineral HOLD
AR0043508		City of Waldo	1289	Hg TMDL & WQMP Update Appeal
AR0049794	Halliburton Energy Services, Inc.	Magcobar Mine Site	1267	This permit was on HOLD due to a CAO and an EIP that is currently under construction. However, in March 2016, the permittee requested that we issue the permit with the mineral limits unchanged so that they could add a type of effluent to the mine pit. The draft permit has been written and is currently undergoing technical review by management and staff.
AR0050857		City of Garland WWTP	1217	Mineral HOLD; rec'd from EG
AR0036498	Benton Utilities	Wastewater Treatment Plant	1181	This permit is currently on HOLD due to an upcoming revision to a TMDL which contains a mineral limit for this facility.
AR0050989		City of Wilmot	1155	ON HOLD due to Minerals and Mercury TMDLs
AR0050997	City of Parkdale	Parkdale Wastewater Treatment Plant	1127	Mineral HOLD and Hg Mercury Previous permit# AR0037141 JD's permit assigned to EG September 24, 2014 and assigned to CW December 2, 2015
AR0022004		City of Huntsville	988	Reassigned. The permit is currently on HOLD by request of the permittee due to minerals.
AR0043192		City of Colt	986	PN closed on 6/25/2016
AR0046477		City of Star City	919	This permit is currently on HOLD due to a mercury issue. The permit has previously finished the comment period on its redraft.
AR0033707		City of Tillar	904	Mineral HOLD

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AR0021695		City of Rison	887	Hold Minerals & Mercury
AR0042951		City of Ashdown	869	This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0039659		City of Felsenthal	848	This permit has been placed on temporary HOLD until revisions are finalized for a Mercury TMDL. Public notice period has ended and permit is currently being finalized.
AR0021440		City of Smackover	847	This permit is currently on HOLD due to Mercury issues. The permit is waiting to be signed final.
				Shortly after the application was first submitted, the Department requested additional information and clarification on a couple of items. Due to the length of time needed for the permittee to obtain the information, the Department recommended the application be withdrawn and re-submitted once all of the required information could be gathered. The permittee did not submit a request to withdraw the application and later submitted the requested information. Following that submittal, data was requested several times from the permittee. The permittee stated in an e-mail dated 11/14/2014 that they thought they were permitted to dispose of the boiler blowdown, cooling tower blowdown, and steam condensate in the Class V well since those waters were associated with bromine production. On 12/19/2014 the permittee stated that they would be installing a new sanitary sewer treatment plant for the sanitary wastewater but the plans had not yet been finalized. In an e-mail dated 12/30/2014, the permittee stated that the sanitary sewer WWTP would not have a surface discharge. The Department could not verify the permittee's claims that the cooling tower blowdown, boiler blowdown, and steam condensate could be disposed of in the Class V well. The permittee was asked for more specific information in an e-mail dated 2/25/2015. A response was received on 3/7/2015. This response was forwarded to EPA Region VI for their review. We received information from EPA on March 13th regarding the disposal of cooling tower blowdown, boiler blowdown, and steam condensate down the Class V well. It was determined that those wastes cannot be disposed of down that well. In a June 2015 letter, the Arkansas Oil and Gas Commission which regulates the Class V well stated that these waters are allowed to be disposed of in that well. The permit was updated accordingly and sent to public notice. Responses to the permittee's comments are being prepared.
AR0043516M	Great Lakes Chemical Corporation	West Plant	824	
AR0048691		City of Texarkana-North WWTP	811	This permit is currently on HOLD. Due to upcoming water quality standard changes for minerals, this permit is on HOLD until further notice.
AR0022179		City of Junction City	791	This permit is currently on HOLD for mineral issues.
AR0050202	Destined To Win/Family Outreach Ministry, Inc.	d/b/a Second Chance Ranch	791	ON HOLD due to Minerals TMDL
AR0020168		City of Stephens	786	9/5/14: Re-assigned from JDB to EG to BA. Mercury Testing Requested for TMDL 6/9/2014-Hold Mercury
AR0044423		Jessieville Public School	722	This permit is currently on HOLD for mineral and mercury issues.
AR0034037		City of Yellville	701	on Hold for Minerals-UAA with City of Harrison.
AR0021474		City of Bearden	699	This permit is currently on HOLD due to Mercury issues.
AR0043672		City of Kingsland	681	This permit has been placed on temporary HOLD until revisions are finalized for a Mercury TMDL. The permit has not been public noticed yet and is currently in technical review by engineer or management.
AR0034029		City of Hamburg	674	This permit is currently on HOLD due to Mercury Issue
AR0034142	City of Marianna	Marianna Water & Sewer Commission - Pond B	632	ON HOLD for minerals.
AR0034169	City of Marianna	Marianna Water & Sewer Commission - Pond A	632	ON HOLD for minerals
AR0047261	Chicol Sewer System, LLC	Krestwood Estates Subdivision	632	Application returned 7/10/14-HP Original application received on May 9, 2014- Ready to be signed effective. The Legal Division Requested the permit be placed on hold. Financial Assurance issues and potential Civil Suit. Reassigned from EG to CW December 2, 2015
AR0047635		Albemarle Corporation-West Plant	594	PN closed on 11/12/2015 - Response to Comments extensive review
AR0022756		Helena Industries, Inc.	574	PN closed on 6/5/2016
AR0044041		Cross County High School	560	Placed on administrative HOLD on 8/3/2015 to due to correcting fecal conversion factor for the WLA on the L'Anguille River TMDL, taken off HOLD on 3/14/2016 due to TMDL addendum approved on 3/1/2016, permit has been re-drafted and is currently undergoing the 30-day comment period.
AR0022268		City of Huttig	555	This permit is currently on HOLD due to Mercury Issue
AR0044547		City of Haskell	532	This permit is currently on HOLD due to Mineral Issue.
AR0051713	City of Haskell	North Wastewater Treatment Plant	532	This permit is currently on HOLD due to Mineral Issue.
AR0052507C	Union County Lumber Company	EI Dorado Mill	469	The State Construction Permit will be Placed in "inactive status" and a 3-year Schedule of Compliance for the State Construction Permit application, construction and completion of construction has been included in the discharge permit. Reassigned from EG to JT December 2, 2015.
AR0038482	Tyson Poultry, Inc.	Waldron	463	ON HOLD for minerals
AR0052493	Spring Creek Materials, Inc.	Salem Redi-Mix, LLC	453	Currently waiting on the submittal of proof of publication / payment by the applicant.

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AR0037800		Clean Harbors El Dorado, LLC	450	facility has had enforcement issues which were required to be addressed in the permit.
AR0021768	City Corporation	Russellville Water and Sewer System	447	The permittee submitted comments on the draft permit during the 30-day comment period. Responses to those comments were prepared by the engineer and the permit has been routed for final review and approval.
AR0052523	Arkansas Electric Cooperative Corporation	Fulton Generating Station	435	Reassigned to Loretta Reiber. I believe the discharge was to be covered by the facility's stormwater IGP.
AR0041602		Suburbia Sewer Improvement District #1	433	On hold for Mercury and Minerals.
AR0022101	Beebe Water & Sewer Commission	Beebe Wastewater Treatment Facility	425	The permittee took a long time getting Health Department approval for land application of effluent.
AR0001210	Georgia-Pacific Crossett LLC	Crossett Paper Operations	411	technical review by management and staff. The review of this application was delayed slightly by the submittal of an application to modify the permit prior to issuance of the renewal permit. The modification application took priority over the renewal since the modified permit must be issued before October 31, 2015. Issuance of the renewal will also be delayed by a public hearing which has already been requested and granted. The date for the hearing will be included in the notice of the draft permitting decision. The permit is undergoing a second technical review by management and staff due to the controversial nature of the permit.
AR0047813		Oak Manor Water & Wastewater Public Facility Board	405	On hold for Minerals.
AR0021393	City of Cherry Valley	City of Cherry Valley	400	On hold for finalization of L'Anguille TMDL for FCB
AR0034291	Hot Springs Village POA	Mill Creek WWTP	400	This permit is currently on HOLD due to mercury and mineral issues
AR0039284	Hot Springs Village POA	Cedar Creek WWTP	400	This permit is currently on HOLD due to mercury and mineral issues
AR0049140	Entergy Arkansas, Inc. - Union Power Station	Union Power Station	399	Reassigned from EG to JT December 2, 2015. Additional information from the facility was requested, but not received until 4/14/16. The permit is currently at the EPA.
AR0020125		City of Perryville	398	ON HOLD for Hg (not eligible for exclusion). Transferred from CV to BA
AR0021822		City of Monticello - West Plant	392	This permit was previously on HOLD due to Mercury TMDL. This permit is currently being drafted to address the TMDL requirements.
AR0050474		Coreslab Structures (ARK), Inc.	391	Ammonia & Nitrates TMDL meeting 8/27/2015 to take more samples to see if nitrates are present; permittee emailed PE 9/15/2015 stating nitrates were detected; emailed again 10/7/15 stating they are working on their options; emailed 11/2/15 stating GBMc hired to modify TMDL. No information received regarding this as of 4/4/2016. Some correspondence stating information on its way.
AR0035653		City of Norphlet	386	This permit is currently on HOLD due to Mercury issues.
AR0051811	El Dorado Public Schools	Old Union School	380	This permit is currently being prepared for final review and approval by engineer or management.
AR0048747	City of Clinton	West Wastewater Treatment Facility	365	ON HOLD due to Mercury TMDL.
AR0048836	City of Clinton	East Wastewater Treatment Facility	365	ON HOLD due to Mercury TMDL.
AR0043613		City of Magnolia-Big Creek WWTP	363	This permit is currently on HOLD due to mercury issues

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Permits on Last Report - Issued

Permit No.	Facility	Permit Issue Date	Type
AR0040517	LOUANN, CITY OF	04/01/2016	renewal
AR0050521	LOCHRIDGE ESTATES WWTP	04/01/2016	renewal
AR0052566	COLUMBIA COUNTY LANDFILL	04/01/2016	issuance
AR0039381	GRADY, CITY OF	04/04/2016	renewal
AR0037249	HOLIDAY ISLAND SUB IMPR DIST	04/05/2016	renewal
AR0046787	CAMP PIONEER	04/05/2016	renewal
AR0049069	CUSHMAN SAWMILL, INC	04/05/2016	renewal
AR0034771	ALTHEIMER, CITY OF	04/07/2016	minor modification
AR0044474	WEST FRASER, INC	04/07/2016	renewal
AR0044016	IZARD COUNTY CORRECTIONAL FAC	04/08/2016	renewal
AR0049212	BUTTERBALL, LLC-ALIX FEED MILL	04/08/2016	renewal
AR0051756	SOUTHWESTERN ENERGY	04/08/2016	renewal
AR0034363	SHUMAKER PUBLIC SERVICE	04/12/2016	modification
AR0000914	POTLATCH LAND & LUMBER, LLC	04/18/2016	renewal
AR0003018	TYSON FOODS-GRANNIS	04/18/2016	renewal
AR0001601	MONDI PINE BLUFF, LLC	04/20/2016	minor modification
AR0021857	PARIS, CITY OF	04/20/2016	renewal
AR0052558	SPRING CREEK MATERIALS	04/20/2016	issuance
AR0043923	WEYERHAEUSER NR CO	04/21/2016	minor modification
AR0047830	JOHNSVILLE CO., LLC	04/21/2016	minor modification
AR0052019C	PETRO STOPPING CENTERS LP #326	04/27/2016	construction
AR0040991C	SUBIACO, CITY OF	04/28/2016	construction
AR0052337	GRACE MANOR APARTMENTS	04/29/2016	issuance
AR0021211	MTN HOME, CITY OF	05/05/2016	minor modification
AR0050865	CEDAR OAKS HOMEOWNERS ASSOC.	05/05/2016	modification
AR0044105	FLAKEBOARD AMERICA, LLC	05/09/2016	renewal
AR0052507	UNION COUNTY LUMBER CO	05/09/2016	issuance
AR0020648	USDA FOREST SERV-CASS	05/16/2016	modification
AR0045535	MANUEL WILLIAMS/24MW,LLC	05/17/2016	modification
AR0047449	SCOTT SCHOOL TREATMENT SYSTEM	05/17/2016	modification
AR0035254C	HORSESHOE BEND,CITY OF WWTP	05/19/2016	construction
AR0051136C2	SW/AMERICAN ELECTRIC POWER CO	05/19/2016	construction
AR0048615	RIVIERA UTILITIES WWTF	05/23/2016	modification
AR0000850	MTN VALLEY SPRING CO., LLC	05/25/2016	renewal
AR0020044C	TAYLOR, CITY OF	05/27/2016	construction
AR0035491C	LAMAR, CITY OF	05/27/2016	modified construction
AR0037851	SGL GE CARBON LLC	05/27/2016	minor modification
AR0050598C	HUNTINGTON ESTATES SUBDIVISION	05/27/2016	construction
AR0021741	GREEN FOREST WWTP	05/31/2016	renewal
AR0046566	WALNUT RIDGE, CITY OF	05/31/2016	renewal
AR0044938	OK FOODS, FT.SMITH WWTP	06/02/2016	minor modification
AR0020001	TUCKERMAN, CITY OF	06/06/2016	renewal
AR0048232	MANSFIELD, A DIV./ WEST FRASER	06/06/2016	modification
AR0049115	MAGIC SPRINGS & CRYSTAL FALLS	06/06/2016	renewal
AR0049352	FISH FARMING EXPERIMENTAL LAB	06/06/2016	renewal
AR0036897	USA COE HUXTABLE PUMPING STAT	06/09/2016	renewal
AR0038679	SHADY OAKS TRAILER PARK	06/09/2016	renewal
AR0045535	MANUEL WILLIAMS/24MW,LLC	06/09/2016	modification
AR0047449	SCOTT SCHOOL TREATMENT SYSTEM	06/09/2016	minor modification
AR0001601	MONDI PINE BLUFF, LLC	06/13/2016	renewal
AR0000841	ARK ELECTRIC COOP-MCCLELLAN	06/14/2016	renewal
AR0001759	ARK ELECTRIC COOP FITZHUGH	06/15/2016	renewal
AR0022322	KENSETT, CITY OF	06/16/2016	renewal
AR0041815	EMMET, CITY OF	06/16/2016	renewal
AR0000400	ARK ELECTRIC COOP-CARL BAILEY	06/20/2016	renewal
AR0046418	BONANZA CREEK ENERGY/MCKAMIE	06/20/2016	renewal
AR0052540	TIMBER PRODUCERS, LLC	06/20/2016	issuance
AR0021679	GOULD, CITY OF	06/22/2016	renewal
AR0051829	WAGGIN' WHEEL VET CLINIC	06/22/2016	renewal
AR0047872	FLOYD SAWMILL INC, ROBERT	06/23/2016	renewal
AR0040266	145TH STREET WATER & SEWER 345	06/24/2016	renewal
AR0044750	PULASKI CO SCH-OAK GROVE HIGH	06/24/2016	renewal
AR0052582	BIG RIVER STEEL, LLC	06/28/2016	issuance
AR0050598	HUNTINGTON ESTATES SUBDIVISION	06/29/2016	modification

Arkansas Department of Environmental Quality
Section 38 Report, Water Division, Q4 FY 2016
Permits Issued

4/6/2016

AR0044598	PULASKI CO SCH-BAYOU MET	06/30/2016	modification
AR0049051	HUMANE SOCIETY OF PULASKI CO	06/30/2016	renewal
AR0052663C	CITY OF ROCKPORT WWTF	06/30/2016	construction

Memorandum

DATE: July 5, 2016

TO: LEGISLATIVE COUNCIL

FROM: BECKY W. KEOGH, DIRECTOR
ARKANSAS DEPARTMENT OF ENVIRONMENTAL QUALITY

RE: SECTION 38 (a) – (e) of ACT 77 OF THE 2015 REGULAR
SESSION OF THE ARKANSAS GENERAL ASSEMBLY

As provided by Section 38 (a) – (e) of Act 2012 of the 2013 Regular Session, the Arkansas Department of Environmental Quality (“Department”) presents the number and type of administrative enforcement actions initiated by the Department and the geographic location of each violation. This information is contained in the attached copies of the Public Notice for the period of April 1, 2016 through June 30, 2016. Pursuant to A.C.A. § 8-4-103(d)(1) the Department is required to Public Notice any administrative enforcement order and the notice must include the type of enforcement action, the geographic location of the violation, and the amount of penalty assessed. (See Attachment) The total number of administrative enforcement actions initiated during this time period is 34.

There were no Civil Complaints filed for the reporting period of April 1, 2016 through June 30, 2016.

The Department presents the total amount of fines and collections from Supplemental Environmental Projects verified by the Department for the period of April 1, 2016 through June 30, 2016:

Civil Penalties Collected \$135,112.98

Supplemental
Environmental Projects
Verified \$1,456.00

CONSENT ADMINISTRATIVE ORDERS

Clean Harbors El Dorado, LLC, Union County, Hazardous Waste Management Division, Penalty \$12,500.00, \$4,400.00 to Supplemental Environmental Project, \$8,100.00 to ADEQ, LIS No. 16-017

Cooper Tire & Rubber Company, Miller County, Air Division, Penalty \$4,500.00, LIS No. 16-018

Plum Point Energy Associates, LLC, Mississippi County, Air Division, Penalty \$4,400.00, LIS No. 16-019

Riceland Foods, Inc., Desha County, Air Division, Penalty \$600.00, LIS No. 16-020

Saint-Gobain Ceramics & Plastics, Inc., Saline County, Air Division, Penalty \$4,800.00, LIS No. 16-022

AMENDMENT NO. 001 TO CONSENT ADMINISTRATIVE ORDER LIS14-063-001

Arkansas Electric Cooperative Corporation, Ouachita County, Water Division, Penalty Unchanged

Dated this 10th day of April 2016
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

Euramax International, Inc., Phillips County, Air Division, Penalty \$10,125.00, LIS No. 16-023

Dated this 25th day of April 2016
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

Chicot County, Office of Water Quality, \$1,000.00 Penalty, LIS No. 16-029

City of Blytheville-South, Mississippi County, Office of Water Quality, \$2,400.00 Penalty, LIS No. 16-031

City of Blytheville-West, Mississippi County, Office of Water Quality, \$3,200.00 Penalty, LIS No. 16-030

City of Joiner, Mississippi County, Office of Water Quality, \$1,000.00 Penalty, LIS No. 16-028

Covington Enterprises, Inc. – Lowell Quarry, Washington County, Office of Air Quality, \$2,400.00 Penalty, LIS No. 16-027

Gerdau Macsteel, Inc., Sebastian County, Office of Water Quality, \$35,500.00 Penalty, LIS No. 15-056

Natural Gas Pipeline Company of America, LLC –Station 306, Hot Spring County, Office of Air Quality, \$1,800.00 Penalty, LIS No. 16-034

Porocel Industries, LLC, Pulaski County, Office of Air Quality, \$2,000.00 Penalty, LIS No. 16-033

Southland Improvement District, Phillips County, Office of Water Quality, \$1,425.00 Penalty, LIS No. 16-036

Tim Casper, Individual dba Grove Mobile Home Park, Crittenden County, Office of Water Quality, \$2,500.00 Penalty, LIS No. 15-128

Weyerhaeuser NR Company, Howard County, Office of Water Quality, \$13,500.00 Penalty, LIS No. 16-032

NOTICE OF DEFAULT AND BOND FORFEITURE

David Spence Contracting, LLC, Lonoke County, Office of Land Resources, No Penalty, LIS No. 16-024

David Spence Contracting, LLC, Lonoke County, Office of Land Resources, No Penalty, LIS No. 16-025

Dated this 10th day of May 2016
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

City of Hughes, St. Francis County, Office of Water Quality, \$1,600.00 Penalty, LIS No. 16-039

City of Judsonia, White County, Office of Water Quality, \$3,700.00 Penalty, LIS No. 16-035

Crider Aircraft Painting, Inc., dba Goodner-Crider Aircraft Painting, Inc., Polk County, Office of Land Resources, \$8,875.00 Penalty, LIS No. 16-042

Fayetteville Gathering Company – Oliver Compression Station, White County, Office of Air Quality, \$1,800.00 Penalty, LIS No. 16-037

Hattieville Rock, LLC, Conway County, Office of Air Quality, \$5,025.00 Penalty, LIS No. 16-038

The Fadel Corporation dba Ingram Superstop, Crittenden County, Office of Air Quality, \$1,600.00 Penalty, LIS No. 16-041

Dated this 25th day of May 2016
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

EZ Mart Stores, Inc., Little River County, Office of Land Resources, \$1,300.00 Penalty, LIS No. 16-046

Georgia-Pacific Crossett LLC – Crossett Paper Operations, Ashley County, Office of Air Quality, \$3,000.00 Penalty, LIS No. 16-045

Halliburton Energy Services, Inc., Hot Spring County, Office of Water Quality, No Penalty, LIS No. 16-043

Jason Southerland and Stacey Southerland, Individually and d/b/a PP Hog Heaven, Little River County, Office of Water Quality, No Penalty, LIS No. 10-134

Tenneco Automotive Operating Company, Inc. d/b/a Monroe Auto Equipment, Greene County, Office of Air Quality, \$1,200.00 Penalty, LIS No. 16-044

West Fraser, Inc., Russellville Mill, Pope County, Office of Water Quality, \$3,400.00 Penalty, LIS No. 16-047

Dated this 10th day of June 2016
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

CONSENT ADMINISTRATIVE ORDERS

Muhammad Zameer, Individually and Tristate Contracting of Brinkley, LLC, dba TCL Tires Unlimited, Woodruff County, Office of Land Resources, \$25,550.00 Penalty, LIS No. 16-049

FIRST AMENDMENT TO CONSENT ADMINISTRATIVE ORDER LIS NO. 15-148

SCS Environmental Group, LLC and Shawn Stewart-Pool, Individually, Crittenden County, Office of Land Resources, Penalty Unchanged

Dated this 25th day of June 2016
Becky W. Keogh, Director
Arkansas Department of Environmental Quality

ARKANSAS POLLUTION CONTROL AND ECOLOGY COMMISSION

QUARTERLY REPORT TO ARKANSAS LEGISLATIVE COUNCIL

ON RULEMAKING ACTIVITIES

e

Months In Quarter: April, May, and June 2016

1. **Regulation Number and Name:** Regulation No. 2, Third-Party Rulemaking, River Valley Regional Water District; Docket No. 06-003-R.

a. Amendment Proposed By: River Valley Regional Water District ("RVRWD").

b. Description: RVRWD filed its request to initiate rulemaking on January 13, 2006. These amendments concern Regulation No. 2. Proposed changes involve amending Regulation No. 2 to include amending Section 2.304 to establish a procedure by which regional water districts and other public water authorities would be able to request approval from the Pollution Control & Ecology Commission to use a water body designated as extra-ordinary resource waters as a source of drinking water supply.

The Commission initiated the rulemaking process on January 27, 2006, and no final decision has been made.

c. Justification: These amendments establish a procedure by which regional water distribution districts and other public water authorities would be able to request approval from the Arkansas Pollution Control & Ecology Commission to use Extraordinary Resource Waters as a source of drinking water supply.

d. Economic Impact: RVRWD states that there will be no cost to the agency. The amendments will have no financial impact on small business.

e. Environmental Benefit Analysis: No environmental benefit analysis is required for this regulation.

2. Regulation Number and Name: Regulation No. 2, Lion Oil Company Third-Party Rulemaking; Docket No. 13-001-R.

a. Amendment Proposed By: Lion Oil Company.

b. Description: Lion Oil Company ("Lion Oil") filed its request to initiate rulemaking on January 11, 2013. Lion Oil proposes to change the Typical Gulf Coastal Fishery use designation for Loutre Creek; change the selenium water quality criterion for Loutre Creek; change the chloride, sulfate and total dissolved solids ("TDS") criteria for Loutre Creek; change the sulfate and TDS criteria for the next downstream segment of Bayou de Loutre; and change the sulfate criteria for the remaining downstream segments of Bayou de Loutre to the Louisiana State line.

The Commission is waiting on a request by Lion Oil to initiate rulemaking.

c. Justification: These regulatory changes are critically important to Lion Oil. Reasonably available control technology does not exist that would allow Lion Oil to consistently meet these limits. The proposed rule will revise the dissolved minerals and selenium water quality criteria in Loutre Creek and change the fishery use designation for Loutre Creek to a new sub-category of fishery referred to as a Limited Gulf Coastal Fishery. The proposed rule will also revise the chloride, sulfate, and the TDS criteria for one downstream segment in Bayou de Loutre; the sulfate and TDS criteria for the next downstream segment in Bayou de Loutre; and the sulfate criteria for the remaining downstream segments of Bayou de Loutre to the Louisiana State line.

d. Economic Impact: No entities would suffer negative economic impact as a result of the proposed rule.

e. Environmental Benefit Analysis: The proposed rule will revise the chloride, sulfate, TDS, and selenium water quality criteria in Loutre Creek, and change the fishery use designation for Loutre Creek to a new subcategory of fishery referred to as a Limited Gulf Coastal Fishery reflecting the long term historical in-stream concentrations and uses. The proposed rule will also revise the chloride, sulfate, and TDS criteria for one downstream segment in Bayou de Loutre; the sulfate and TDS

criteria for the next downstream segment in Bayou de Loutre; and the sulfate criteria for the remaining downstream segments of Bayou de Loutre to the Louisiana State Line. These changes will not adversely impact the environment.

3. Regulation Number and Name: Regulation No. 2, Tyson Foods Third-Party Rulemaking; Docket No. 13-005-R.

a. Amendment Proposed By: Tyson Foods Inc. - Waldron Plant

b. Description: Tyson Foods filed its request to initiate rulemaking on April 9, 2013. Tyson proposes to revise Regulation 2 by modifying the state water quality standards for chloride, sulfates, and total dissolved solids.

The Commission adopted the minute order initiating the rulemaking process on May 23, 2013, and no final decision has been made.

c. Justification: There is no current economically feasible treatment technology for the removal of the minerals. Reverse osmosis treatment technology is not cost effective and generates a concentrated waste stream that is environmentally difficult to dispose of. That technology is not required to meet the designated uses and would produce no significant environmental protection.

d. Economic Impact: This rulemaking has no impact to the environment in Arkansas that would not have otherwise occurred.

e. Environmental Benefit Analysis: No Environmental Benefit Analysis is required.

4. Regulation Number and Name: Regulation No. 2, City of Huntsville Third-Party Rulemaking; Docket No. 13-006-R.

a. Amendment Proposed By: City of Huntsville

b. Description: City of Huntsville filed its request to initiate rulemaking on June 12, 2013. City of Huntsville proposes to revise the chloride, sulfate, total dissolved solids water quality criteria in Town Branch from the point of

discharge of the City of Huntsville wastewater treatment plant downstream to the confluence with Holman Creek; in the Holman Creek from the confluence with Town Branch downstream to the confluence with War Eagle Creek; in War Eagle Creek from the confluence with Holman Creek; and remove the designated but not existing Domestic Water Supply use from Town Branch and Holman Creek.

The Commission adopted the minute order initiating the rulemaking process on July 26, 2013, and no final decision has been made.

c. Justification: The economic effects of the proposed rule are significant and beneficial for Huntsville. Huntsville has investigated technologies and alternatives to comply with the current minerals criteria, which is summarized in the Report. Reasonable available control technology does not exist that would allow Huntsville to discharge in a manner that would maintain the existing minerals criteria. Approval of the proposed rule modifying the criteria to reflect long term historical site specific conditions is the only reasonable approach so that the permit limits can be adjusted

d. Economic Impact: This rulemaking has no impact to the environment in Arkansas that would not have otherwise occurred.

e. Environmental Benefit Analysis: No Environmental Benefit Analysis is required.

5. Regulation Number and Name: Regulation No. 2, Third-Party Rulemaking, City of Fayetteville Paul R. Noland Wastewater Treatment Plant; Docket No. 13-010-R.

a. Amendment Proposed By: City of Fayetteville Paul R. Noland Wastewater Treatment Plant ("City of Fayetteville").

b. Description: City of Fayetteville filed its request to initiate rulemaking on October 11, 2013. These amendments concern Regulation No. 2. Proposed changes involve amending Arkansas Water Quality Standards for minerals for the White River from the discharge of the Noland Wastewater Treatment Plant to immediately downstream of the confluence of Richland Creek.

The Commission initiated the rulemaking process on October 25, 2013, and no final decision has been made.

c. Justification: Fayetteville is not seeking a change from historical water quality conditions in the White River; rather Fayetteville seeks a site-specific modification which allows the Noland Wastewater Treatment Plant to be compliant with its NPDES Permit while making certain that its effluent does not limit the attainment of any of the designated uses of the stream segments.

d. Economic Impact: City of Fayetteville states that there will be no cost to the agency. The amendments will have no financial impact on small business.

e. Environmental Benefit Analysis: No environmental benefit analysis is required for this regulation.

6. Regulation Number and Name: Regulation No. 2, City of Harrison and City of Yellville Third-Party Rulemaking; Docket No. 15-002-R.

a. Amendment Proposed By: City of Harrison and City of Yellville.

b. Description: City of Harrison and City of Yellville filed its request to initiate rulemaking on August 5, 2015. The City of Harrison and the City of Yellville are requesting site specific modifications of the minerals water quality criteria for a portion of Crooked Creek in Boone and Marion Counties. Harrison seeks modification of the chloride, sulfate and total dissolved solids criteria for Crooked Creek from the outfall of Harrison's Wastewater Treatment Plant to ADEQ Monitoring Station WH10193. Yellville seeks a modification of total dissolved solids criteria from ADEQ Monitoring Station WH10193 to the mouth of Crooked Creek.

The Commission adopted the minute order initiating the rulemaking process on August 28, 2015.

c. Justification: There are currently no known technologically and economically feasible treatments capable of reducing the total dissolved solids concentration to levels that meet the current water quality criteria.

d. Economic Impact: This rulemaking has no impact to the environment in Arkansas that would not have otherwise occurred.

e. Environmental Benefit Analysis: No Environmental Benefit Analysis is required.

7. Regulation Number and Name: Regulation No. 19, Regulations of the Arkansas Plan of Implementations for Air Pollution Control, Docket No. 16-001-R.

a. Amendment Proposed By: Arkansas Department of Environmental Quality.

b. Description: ADEQ filed its request to initiate rulemaking on April 15, 2016. The substantive proposed changes to the Regulation 19 are necessary to comply with federal requirements, which include the U.S. Environmental Protection Agency's (EPA) finding that the current provisions are substantially inadequate to meet federal Clean Air Act (CAA) requirements and to address EPA's State Implementation Plan (SIP) call with respect to applying to excess emissions during periods of startup, shutdown and malfunction provisions published in the Federal Register (80 FR 33840, June 12, 2015). The proposed changes also include the repeal of Chapter 14, Clean Air Interstate Rule (CAIR) Nitrogen Oxide (NOx) Ozone Season Trading Program General Provisions because it is no longer in effect, and EPA replaced it with the Cross-State Air Pollution Rule (CSAPR) which took effect on January 1, 2015. Other substantive proposed changes include the addition of a definition of "Direct PM2.5 Emissions" and also the addition of t-Butyl Acetate to the list of compounds determined to have negligible photochemical reactivity in the definition of "Volatile organic compounds."

The Commission adopted the amendments on April 29, 2016.

c. Justification: The proposed changes will help ensure Arkansas has the authority to implement air pollution control programs and to issue air permits. Amendments to Regulation 19 will be submitted to the EPA for inclusion into Arkansas's SIP.

d. Economic Impact: This rulemaking adopts a federal requirement and there will be no impact to the environment in Arkansas that would not have otherwise occurred.

e. Environmental Benefit Analysis: No Environmental Benefit Analysis is required.

8. Regulation Number and Name: Regulation No. 27, Licensing of Operators of Solid Waste Management Facilities and Illegal Dumps Control Officers; Docket No. 16-002-R.

a. Amendment Proposed By: Arkansas Department of Environmental Quality.

b. Description: ADEQ filed its request to initiate rulemaking on April 15, 2016. The substantive proposed changes to the Regulation include addition of provisions to allow the ADEQ Director to grant or withdraw waivers of requirements for solid waste management facility licensing as well as other minor changes involving correction of a typographical error and changes in the regulation's style and format.


The Commission initiated the rulemaking process on April 29, 2016, and no final decision has been made.

c. Justification: The proposed changes will help ensure that the ADEQ Director is able to grant or withdraw waivers of requirements for solid waste management facility licensing.

d. Economic Impact: This rulemaking adopts a federal requirement and there will be no impact to the environment in Arkansas that would not have otherwise occurred.

e. Environmental Benefit Analysis: No Environmental Benefit Analysis is required.

7/12/16
Date


Charles Moulton
Environmental Law Judge
Arkansas Pollution Control and
Ecology Commission

N-B	NPDES Saltwater (Minor Without Toxic)	\$ 151,606 115						\$ 151,606 115
N-BT	NPDES TF Eligible (Minor Without Toxic)	\$ 6,156 16	\$ 368 1	\$ 2,000 1			\$ 8,524 18	
N-C	NPDES Cooling Water	\$ 700 1					\$ 700 1	
N-G2	NPDES Coal Mining						\$ - 0	
N-G3	NPDES Sanitary Landfill Run-off	\$ 1,600 4					\$ 1,600 4	
N-G5	NPDES Bulk Petroleum Storage						\$ - 0	
N-G6	NPDES Individual Home Treatment	\$ 1,845 10	\$ 1,000 5				\$ 2,845 15	
N-G7	NPDES Water Plant Backwash Filter	\$ 10,800 27	\$ 400 1				\$ 11,200 28	
N-G8	NPDES Pipeline Hydrostatic Test	\$ 483 3	\$ 800 4				\$ 1,283 7	
N-G9	NPDES Car/truck Wash Facility						\$ - 0	
N-GA	Ground Water Clean-Up (Water-NPDES GA)	\$ 1,500 3					\$ 1,500 3	
N-GB	Laundromat (Water-NPDES GB)						\$ - 0	
N-GC	Sand and Gravel (Water-NPDES GC)	\$ 1,033 6	\$ 800 4				\$ 1,833 10	
N-GD	Concentrated Animal Feedlot Operation (Water-NPDES GD)						\$ - 0	

N-GE	Cooling Towers; Tower & Boiler Blowdown (Water-NPDES GE)	200 1				\$ 200 1
N-GF	Pesticides (Water-NPDES)	\$ 10,000 50				\$ 10,000 50
N-J	NPDES Major Non-municipal, MRAT >= 100	\$ 45,000 3	\$ 5,000 1			\$ 50,000 4
N-K	NPDES Major Non-municipal, MRAT 80-100	\$ 11,000 1				\$ 11,000 1
L	Discretionary Major (Water-NPDES L)					\$ - 0
LC	Late Charge (Water-NPDES LC)	\$ 441 7				\$ 441 7
LS	Late Charge (Storm Water)	\$ 1,320 66				\$ 1,320 66
N-M	NPDES Major Municipal	\$ 77,085 9				\$ 77,085 9
NO-EX	No-Exposure Certification (Water-NPDES)	\$ 14,800 74	\$ 800 4			\$ 15,600 78
N-O	Minor Aquatic Animal Discharge	\$ 2,500 1				\$ 2,500 1
N-P	NPDES Minor Variable Discharge	\$ 3,300 11	\$ 300 1	\$ 2,000 1		\$ 5,600 13
N-Q	NPDES Construction Permit		\$ 5,000 10			\$ 5,000 10
N-R1	NPDES Stormwater Manufacturing	\$ 60,950 305	\$ 3,600 18			\$ 64,550 323
N-R2	NPDES Stormwater Construction	\$ 41,866 211	\$ 18,400 92			\$ 60,266 303
R4	NPDES Stormwater: MSF Phase II	\$ 7,600				\$ 7,600

STATE PERMIT		\$	248	\$	8	\$	9	\$	90	\$	355
	U-1										
	State Permits Branch UIC - Class I										\$ - 0
	Z										\$ - 0
	Interim Authority										\$ - 0
	Total	\$	- 0	\$	- 0	\$	- 0	\$	- 0	\$	- 0
UIC TOTALS		\$	1,298,537	\$	53,008	\$	400	\$	53,485	\$	32,600
TOTAL			1,496		159		2		62		91
											\$ 1,438,030
											1,810

This information comes from the "Invoice All" program. Run "Fee Code Payment Type" for the previous qtr that closed.

ADEQ REVENUE FROM AIR, WATER & SOLID WASTE PERMIT FEES

Figures generated from ADEQ Permit Data System. Date range = 01/01/2014 to 12/31/2014 and 01/01/2015 to 12/31/2015

b

Division	Fee Code	Description	2014	2015	Difference	% Difference
AIR	G	General Operating Permit	\$ 94,600.00	\$ 92,600.00	\$ (2,000.00)	-2.11'
			473	463	(10)	-2.11'
	L5	Late Charge (Air L5)	\$ 7,476.60	\$ 10,894.40	\$ 3,417.80	45.71'
			3	8	5	166.67'
	LC	Late Charge (Air LC)	\$ 2,949.60	\$ 3,788.40	\$ 838.80	28.44'
			38	51	13	34.21'
	MS	Minor Source (Air MS)	\$ 732,965.00	\$ 852,735.00	\$ 119,770.00	16.34'
			552	564	12	2.17'
	MV RF (Air MVRF)	Motor Vehicle Racing Facility	\$ 200.00	\$ 200.00	\$ -	0.00'
			1	1	-	0.00'
	R3	Air Reg 18.315	\$ 6,000.00	\$ 7,800.00	\$ 1,800.00	30.00'
			30	39	9	30.00'
T5	Title 5 (Air T5)	\$ 6,934,861.00	\$ 6,801,799.96	\$ (133,061.04)	-1.92'	
		276	325	49	17.75'	
Z	Interim Authority (Air Z)	\$ 200.00	\$ 400.00	\$ 200.00	100.00'	
		1	2	1	100.00'	
Y5	Variance, Title V (Air L5)	\$ 200.00	\$ 200.00	\$ -	0.00'	
		1	1	-	0.00'	
AIR TOTAL	Total	\$ 7,779,452.20	\$ 7,770,417.76	\$ (9,034.44)	-0.12'	
		1,375	1,454.00	79	5.75'	
SOLID WASTE	1	Class I Landfill	\$ 151,000.00	\$ 145,000.00	\$ (6,000.00)	-3.97'
			27	26	(1)	-3.70'

3C	Class III commercial (SW 3C)	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00	\$ -	0.00
		1	1	1	-	0.00
3N	Class III Non-commercial	\$ 70,000.00	\$ 68,000.00	\$ (2,000.00)		-2.86
		24	25	1		4.17
3T	Class III Tire Monofill (SW 3T)	\$ 6,000.00	\$ 6,000.00	\$ -		0.00
		2	2	-		0.00
4	Class IV Landfill	\$ 23,200.00	\$ 20,000.00	\$ (3,200.00)		-13.79
		42	37	(5)		-11.90
CD/RF	Construction & Demolition Waste Recovery (Solid Waste CDRF)	\$ 900.00		\$ (900.00)		-100.00
		1		(1)		-100.00
CL	Closed Facility (Solid Waste CL)	\$ 2,500.00	\$ 1,500.00	\$ (1,000.00)		-40.00
		5	3	(2)		-40.00
CO	Composting Organic Waste (Solid Waste CO)	\$ 1,800.00	\$ 1,800.00	\$ -		0.00
		4	4	-		0.00
CY	Composting Yard Waste (Solid Waste CY)	\$ 6,300.00	\$ 7,200.00	\$ 900.00		14.29
		14	16	2		14.29
LC	Late Charge (Solid Waste LC)	\$ 480.00	\$ 205.00	\$ (275.00)		-57.29
		10	5	(5)		-50.00
P	Postclosure Fee (Solid Waste P)	\$ 3,500.00	\$ 2,500.00	\$ (1,000.00)		-28.57
		7	5	(2)		-28.57
TS	Transfer Station or MRF	\$ 37,800.00	\$ 40,500.00	\$ 2,700.00		7.14
		84	89	5		5.95
WR	Solid Waste Recovery	\$ 3,600.00	\$ 3,650.00	\$ 50.00		1.39
		7	8	1		14.29
	Total	\$ 312,080.00	\$ 301,355.00	\$ (10,725.00)		-3.44
	SOLID WASTE TOTAL	228	221	(7)		-3.07
	WATER - NPDES					
N-A	NPDES Agricultural (Minor With Toxic)	\$ 190,447.00	\$ 215,718.00	\$ 25,271.00		13.27
		25	34	9		36.00

N-B	NPDES Saltwater (Minor Without Toxic)	\$ 736,079.00	\$ 727,990.00	\$ (8,089.00)	-1.10
		554	531	(23)	-4.15
N-C	NPDES Cooling Water	\$ 32,037.00	\$ 32,821.00	\$ 784.00	2.45
		9	9	-	0.00
BT	Minor Without Toxic (TF eligible) (Water-NPDES BT)	\$ -	\$ 8,589.00	\$ 8,589.00	#DIV/0!
		-	18	18	#DIV/0!
N-G2	NPDES Coal Mining	\$ -		\$ -	#DIV/0!
		-		-	#DIV/0!
N-G3	NPDES Sanitary Landfill Run-off	\$ 13,600.00	\$ 14,000.00	\$ 400.00	2.94
		34	35	1	2.94
N-G5	NPDES Bulk Petroleum Storage	\$ -		\$ -	#DIV/0!
		-		-	#DIV/0!
N-G6	NPDES Individual Home Treatment	\$ 9,800.00	\$ 11,370.00	\$ 1,570.00	16.02
		49	57	8	16.33
N-G7	NPDES Water Plant Backwash Filter	\$ 50,000.00	\$ 51,200.00	\$ 1,200.00	2.40
		125	128	3	2.40
N-G8	NPDES Pipeline Hydrostatic Test	\$ 7,567.00	\$ 10,067.52	\$ 2,500.52	33.05
		38	52	14	36.84
N-G9	NPDES Car/truck Wash Facility	\$ 2,200.00	\$ 2,400.00	\$ 200.00	9.09
		11	12	1	9.09
N-GA	Ground Water Clean-Up (Water-NPDES GA)	\$ 3,250.00	\$ 4,500.00	\$ 1,250.00	38.46
		7	9	2	28.57
N-GB	Laundromat (Water-NPDES GB)	\$ -		\$ -	#DIV/0!
		-		-	#DIV/0!
N-GC	Sand and Gravel (Water-NPDES GC)	\$ 8,917.00	\$ 8,600.00	\$ (317.00)	-3.56
		45	43	(2)	-4.44
N-GD	Concentrated Animal Feedlot Operation (Water-NPDES GD)	200	200	\$ -	0.00
		1	1	-	0.00

N-GE	Cooling Towers; Tower & Boiler Blowdown (Water-NPDES GE)	\$	2,167.00	\$	2,150.00	\$	(17.00)	-0.78%
			11		11			0.00%
N-GF	Pesticides (Water-NPDES)		13,600	\$	13,800.00			
			68		69			
N-J	NPDES Major Non-municipal, MRAT>= 100	\$	405,500.00	\$	370,000.00	\$	(35,500.00)	-8.75%
			28		27		(1)	-3.57%
N-K	NPDES Major Non-municipal, MRAT 80-100	\$	66,000.00	\$	77,000.00	\$	11,000.00	16.67%
			6		7		1	16.67%
N-L	NPDES Discretionary Major	\$	22,000.00	\$	33,000.00	\$	11,000.00	50.00%
			2		3		1	50.00%
LC	Late Charge(Water-NPDES LC)	\$	5,576.40	\$	7,400.80	\$	1,824.40	32.72%
			55		66		11	20.00%
LS	Late Charge (Storm Water)	\$	4,707.00	\$	3,670.00	\$	(1,037.00)	-22.03%
			230		184		(46)	-20.00%
N-M	NPDES Major Municipal	\$	684,115.00	\$	722,085.00	\$	37,970.00	5.55%
			80		84		4	5.00%
NO-EX	No-Exposure Certification (Water-NPDES)	\$	75,799.00	\$	81,617.00	\$	5,818.00	7.68%
			382		409		27	7.07%
N-O	NPDES Minor Aquatic Animal Prod	\$	7,500.00	\$	7,500.00	\$	-	0.00%
			3		3		-	0.00%
N-P	NPDES Minor Variable Discharge	\$	24,100.00	\$	25,800.00	\$	1,700.00	7.05%
			81		86		5	6.17%
N-Q	NPDES Construction Permit	\$	13,200.00	\$	15,000.00	\$	1,800.00	13.64%
			27		30		3	11.11%
N-R1	NPDES Stormwater Manufacturing	\$	327,600.00	\$	317,933.00	\$	(9,667.00)	-2.95%
			1,644		1,598		(46)	-2.80%
N-R2	NPDES Stormwater Construction	\$	204,084.00	\$	234,517.00	\$	30,433.00	14.91%
			1,025		1,177		152	14.83%

R4	NPDES Stormwater: MSF Phase II	\$ 11,600.00	\$ 11,600.00	\$ -	0.00%
		58	58	-	0.00%
TF	Act 575 Trust Fund(Water-NPDES TF)		\$ 17,220.00	\$ 17,220.00	#DIV/0!
			42	42	#DIV/0!
	Total	2,921,645	3,027,748	\$ 106,102.92	3.63%
		4,598	4,783	185	4.02%
DT	Confind Anrnl or Small Sep (Water-SPB D)	\$ -	\$ 200.00	\$ 200.00	#DIV/0!
		-	1	1	#DIV/0!
S-D	Confined Animal or Small Sep	\$ 62,605.00	\$ 58,383.00	\$ (4,222.00)	-6.74%
		314	293	(21)	-6.69%
S-E	State Permits Branch Commercial or Industrial	\$ 130,192.00	\$ 127,816.00	\$ (2,376.00)	-1.82%
		264	260	(4)	-1.52%
S-F	Industrial Sludge App	\$ -	\$ 500.00	\$ 500.00	#DIV/0!
		-	1	1	#DIV/0!
ET	Commercial or Industrial (TF eligible) (Water-SPB ET)	\$ -	\$ 1,800.00	\$ 1,800.00	#DIV/0!
		-	6	6	#DIV/0!
GP	Oil & Gas Pits	\$ -	\$ -	\$ -	#DIV/0!
		-	-	-	#DIV/0!
S-H	Salt Water Disposal (SPB H)	\$ 131,021.00	\$ 128,000.00	\$ (3,021.00)	-2.31%
		526	512	(14)	-2.66%
GLA	Oil & Gas Land Application	\$ -	\$ -	\$ -	#DIV/0!
		-	-	-	#DIV/0!
S-I	POTW Non-NPDES Land App	\$ 3,000.00	\$ 2,500.00	\$ (500.00)	-16.67%
		6	5	(1)	-16.67%
LC	Late Charge(Water-SPB LC)	\$ 2,185.00	\$ 1,971.10	\$ (213.90)	-9.79%
		87	78	(9)	-10.34%
TF	Act 575 Trust Fund (Water-SPB TF)	\$ -	\$ 3,900.00	\$ 3,900.00	#DIV/0!
		-	18	18	#DIV/0!

ST	Short-Term Authorization (Water-SPB ST)	\$	158,400.00	\$	251,800.00	\$	93,400.00	58.96%
			402		400		(2)	-0.50%
	Total	\$	487,403.00	\$	576,870.10	\$	89,467.10	18.36%
			1,599		1,574.00		(25)	-1.56%
U-1	State Permits Branch UIC - Class I	\$	75,000.00	\$	120,000.00	\$	45,000.00	60.00%
			5		8		3	60.00%
Z	Interim Authority	\$	-	\$	-	\$	-	#DIV/0!
			-		-		-	#DIV/0!
	Total	\$	75,000.00	\$	120,000.00	\$	45,000.00	60.00%
			5		8.00		3	60.00%
	Total	\$	11,575,580.60	\$	11,796,391.18	\$	220,810.58	1.91%
			7,805		8,040.00		235	3.01%

ADEQ REVENUE FROM PERMIT FEES AND LICENSES

All figures generated 6-30-2016, based on active invoices. Date range = 04-01-2016 to 06-30-2016

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Invoice Identifier		Fee Code	Description	Fund	Collections
RST - Tank Installer Licenses	RST		Tank installer licenses	SRS0000	\$ 8,400.00
TKS - Storage Tank Fees	TKS		Storage Tank Fees		\$ 712,415.00
UST - Exam Fees	UST		Underground Storage Tank Exam Fees		\$ 3,375.00
ASB - Asbestos Licenses	ASB		Asbestos Licenses	SAC0000	\$ 25,275.00
CCL - Contractors Licenses - Lead	CCL		Contractors Licenses	SAC0000	\$ 56,350.00
HWD - HW Permits	HWD		Hazardous Waste Permits	SHW0000	\$ 350,029.24
				MEE0000	\$ 39,265.00
				THS0000	\$ 353,385.00
TRF - Transfer Facilities	TRF		Transfer Facilities	SHW0000	\$ -
HWL - HW Licenses	HWL		HW Licenses	SHW0000	\$ 550.00
SFF - Superfund	HWD		Superfund permit fees	THS0000	\$ -
				MEE0000	\$ -
LAB - Lab Certification Fees	LAB		Lab Certification Fees	TPE0000	\$ 20,710.00
MPS - Mining Fees	MPS		Non-coal mining permit Fees	HMA0100	\$ 59,440.73
			Coal Mining Permit Fees	MAF0000	
			Quarry Permit Fees	TLR0000	\$ 36,196.75
MBL - Mining Fees	MBL		Blaster Permits	MAF0000	\$ -
DCO - Dump Control Officers	DCO		Dump Control Officer Licenses	TPE0000	\$ 580.00
SWL - Sanitary Landfill Operators	SWL		Sanitary Landfill Operator Licenses		\$ 15,565.00
TTL - Waste Tire Licenses	TTL		Waste Tire Licenses		\$ 1,695.00
TPF - Waste Tire Facilities	TPF		Waste Tire Facilities		\$ -
MER - Mercury Switches	MER		Mercury Switches	TWS0100	\$ 599.00
SWF - Municipal Landfills	SWF		Municipal Landfill Fees	TWS0100	\$ 212,177.57
				TWS0200	\$ 848,710.05
				TWS0300	\$ 672,396.85
ILF - Industrial Landfills	ILF		Industrial Landfill Fees	TWS0100	\$ 4,410.07
				TWS0200	\$ 17,640.22
				SMB0000	\$ 7,350.08
WWL - Wastewater Licenses	WWL		Waste Water Operator Licenses	MWW0000	\$ 7,170.00
Total					\$ 3,453,685.56

Civil Penalty Assessments

	CY2014	CY2015	Difference	%Diff
Grand Totals	\$1,108,629.91	\$561,393.90	\$ (547,236.01)	-49.36%

<i>SEP only 2014</i>	<i>City Of Smackover Fire Dept</i>	\$	<i>13,718.25</i>
	<i>White County LEPC</i>	\$	<i>3,000.00</i>
	<i>Sebastian County Emger Management</i>	\$	<i>15,663.19</i>
<i>SEP only 2015</i>	<i>Northwest AR Childrens Shelter</i>	\$	<i>1,456.00</i>
	<i>Friends of the West Fork Libra</i>	\$	<i>5,775.00</i>
	Total SEP's	\$	<u>39,612.44</u>

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