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# Air Enforcement: Arkansas Department of Environmental Quality and Arkansas County, Ash Storage Facility Operator Enter into Consent Administrative Order

## Arkansas Environmental, Energy, and Water Law Blog

11/01/2016

The Arkansas Department of Environmental Quality ("ADEQ") and Riceland Foods Inc. ("RFI") entered into an October 18th Consent Administrative Order ("CAO") addressing an alleged failure to timely submit a Clean Air Act Annual Compliance Certification.

The CAO provides that RFI owns and operates an ash storage area in Stuttgart, Arkansas.

An Air Operating Permit was stated to have been issued to RFI on October 8, 2014 and on June 15, 2015. The CAO further provides that:

A review of ADEQ's 2015 Compliance Monitoring Database for Title V Facilities indicated that Respondent failed to timely submit its Annual Compliance Certification (ACC) Report due on or before December 01, 2015. ADEQ received the ACC on February 09, 2016. Such failure is a violation of General Provision 21 of the Permit and therefore a violation of Ark. Code Ann. § 8-4-217(a)(3) as referenced by Ark. Code Ann. § 8-4-304.

RFI neither admits nor denies the factual and legal allegations contained in the CAO.

RFI agrees to pay a civil penalty of \$1,200.

[A copy of the CAO can be downloaded here.](#)