ARKANSAS ENERGY & ENVIRONMENT | ENVIRONMENTAL QUALITY

October 24, 2019

The Honorable Toby Davis
Perry County Judge
310 West Main Street
PO Box 358
Perryville, AR 72126

RE: **Quarterly Inspection conducted on October 9, 2019**
AFIN 53-00029
Permit Number 0264-S

Dear Judge Davis:

The Arkansas Division of Environmental Quality Office of Land Resources (DEQ) conducted a routine inspection of your facility pursuant to the Arkansas Solid Waste Management Act (Arkansas Code, Annotated, § 8-6-201 *et seq.*), of 1971, as amended, the Arkansas Pollution Control & Ecology Commission Regulation 22 (Solid Waste Management), and the above-referenced permit. The inspection identified conditions at your facility which the DEQ alleges constitutes violations. A copy of the inspection report is attached.

You should immediately initiate actions to correct the alleged violations cited. A written response of the corrective actions taken, or to be taken, must be submitted within thirty (30) calendar days from the date on this letter to the attention of Jason Gilkey. The response may include, but is not limited to, photographs, copies of disposal receipts, records, or analytical results, as applicable. If you have any questions, please do not hesitate to contact me at 479-424-1120 or jason.gilkey@adeq.state.ar.us.

Sincerely,

Jason C. Gilkey

Jason Gilkey
Solid Waste Inspector
Office of Land Resources

Enclosure

cc: David Witherow P.E., Senior Manager, Office of Land Resources

ARKANSAS ENERGY & ENVIRONMENT | ENVIRONMENTAL QUALITY

Arkansas Division of Environmental Quality
Office of Land Resources - Solid Waste Management
Class 4 Landfill Inspection

Site Name	Perry County Class 4 Landfill	**County**	Perry	**AFIN**	53-00029
Facility Address	115 Casa/Aplin Ave	**Phone Number**	(501) 889-5128	**Permit Number**	0264-S
Permittee Address	Perry County Courthouse PO Box 358 Perryville AR 72126	**E-Mail Address**		**PDS #**	109804
Date	**10/9/2019**	**Entry Time**	**1200**	**Exit Time**	**1351**

Regulation 22 – Operational Standards

Category 1

	Regulation	Item Description	Comments
	607(l)	**Adequate employee facilities**	
	617(a)(b)	**Record keeping meets requirements specified by regulations**	
	613	**Access requirements**	
	607(j)	**Adequate provisions for backup equipment**	
	617(c)	**Waste receipt records, ticket system maintained**	
	607(k)	**Telephone system & written emergency response plan on site**	
	619(a)	**Annual compliance inspection by registered professional engineer**	
X	**618**	**Facility implements operating plan and narrative**	Facility Operating Plan does not reflect current facility operations. (Refer to Category 1 Comments Page.) Previously observed.
	701	**Special waste disposal and procedures records**	

Category 2

	Regulation	Item Description	Comments
	607(a)	**Operations in accordance with permit documents**	
	613(c)	**Adequate all weather operational roads**	
	607(c)(d)	**Smallest practical area, single working face**	
	607(e)	**Salvage operations meet approved conditions**	
	607(f)(1)	**Scavenging of waste prohibited**	
	613 (c)	**Proper wet weather repairs**	
	607(b)	**Operations by licensed on-site personnel at all times**	
	607(d)	**Waste spread and compacted as unloaded**	
	607(g)	**Litter control provisions maintained**	
	610(a)	**Disease vectors controlled**	
	611	**Gas monitoring program**	
	622	**Survey controls**	

Category 2 (continued)

	Regulation	Item Description	Comments
	623	Surface water controls	
	607(h)(1)	Contouring prevents surface water flowing into or through waste	
	614(a)	Run-on/off control system present and adequate	
	607(h)(2)	Surface water control prevents off-site sediment accumulation	
	607(h)(i)(o)	Adequate maintenance of intermediate/final cover vegetation	
	607(o)	Leachate leaks or evidence of leachate seepage	
	616	Liquid restrictions	

Category 3

	Regulation	Item Description	Comments
	608	Implementation of hazardous waste exclusion plan	
	609(a)	Satisfactory weekly or more frequent cover	
	609(b)	Satisfactory immediate cover	
	612(b),607(f)(4)	Open burning prohibited	
	615	Cause discharge/leachate discharge leaving landfill	
	607(f)(3),615(a)(4)	Depositing waste in standing water prohibited	
X	607(o)	Erosion or other cover defects resulting in exposed refuse	Exposed solid waste observed on the south, southeastern, and eastern slopes of the landfill. (Refer to Photos #1 - #4.) Previously observed.
	309(c)	Overfill/off lined area	

Regulation 22 - Records

617(a)(4), 621(e)	Date of last groundwater monitoring report			NA			Site Conditions	Dry	
619	Date of last engineering report			June 2018			Weather Conditions	Clear	
617(a)(4)	Liner construction in progress	Yes/No	NA	Notice of liner construction	Yes/No	NA	Third part CQA on-site during construction	Yes/No	NA
608	Date of last random inspection for unauthorized waste			Every Load	Total # for month	Every Load			
611	Date of last quarterly methane monitoring			NA	Detection level	NA		Explosive gas records current?	Yes/No
701	Date of last special waste received			NA	Disposal location				
617(c)	Previous quarter waste received			None	0	Facility has not received waste since the 3rd Quarter 2019			
623	Surface water DMR records current	Yes/No		NA					

Operator Name & Number	Wesley Spaul 003961			Signature of Inspector			
Exit Interview Conducted with	Wesley Spaul	Method	On-site	Date	10/9/2019	Time	1345

ARKANSAS ENERGY & ENVIRONMENT | ENVIRONMENTAL QUALITY

Arkansas Division of Environmental Quality
Office of Land Resources-Solid Waste Management
Comments Page

Site Name	Perry County Class 4 Landfill	AFIN	53-00029	Permit Number	0264-S

Category 1 Comments

Reg.22.618(c) – Updates – Each facility shall update the plan and narrative as required to reflect current operations and regulations. Revisions to the document shall be submitted to the Department which reserves the right to require that the changes be accomplished through a permit modification prior to implementation.

- Operating Plan Landfill Operations 1.1 states the landfill is open to the public on the 1st and 3rd Saturdays in each month during the hours of 8 am till 1 pm. (Refer to Perry County Class 4 Landfill Operating Plan - 1.1)

Comment: The facility is not open to the public. The operator, Wesley Paul, stated the facility has not been open to the public in several years, but could not confirm when this change of operation was made. There is no record of the Operating Plan being updated to reflect this change in operation.

Date	10/9/2019	Signature of Inspector	Jason C. Dilley	Page	1

Arkansas Division of Environmental Quality
Official Photograph Sheet

Location	Perry County Class 4 Landfill			**Permit**	0264-S	**AFIN**	53-00029
Photographer	Jason Gilkey, DEQ Solid Waste Inspector JEG			**Witness**	Annette Cusher, DEQ Engineer Supervisor, Christina Coker, DEQ Engineer		
Photo #	1	**Of**	4	**Date**	10/9/2019	**Time**	1200
Description	Solid waste observed exposed on the southeast slope of the landfill.						



Location	Perry County Class 4 Landfill			**Permit**	0264-S	**AFIN**	53-00029
Photographer	Jason Gilkey, DEQ Solid Waste Inspector JEG			**Witness**	Annette Cusher, DEQ Engineer Supervisor, Christina Coker, DEQ Engineer		
Photo #	2	**Of**	4	**Date**	10/9/2019	**Time**	1201
Description	Solid waste (shingles) observed exposed on the south slope of the landfill.						



Arkansas Division of Environmental Quality
Official Photograph Sheet

Location	Perry County Class 4 Landfill			**Permit**	0264-S	**AFIN**	53-00029
Photographer	Jason Gilkey, DEQ Solid Waste Inspector JEG			**Witness**	Annette Cusher, DEQ Engineer Supervisor, Christina Coker, DEQ Engineer		
Photo #	3	**Of**	4	**Date**	10/9/2019	**Time**	1202
Description	Solid waste observed exposed on the southeast slope of the landfill.						



Location	Perry County Class 4 Landfill			**Permit**	0264-S	**AFIN**	53-00029
Photographer	Jason Gilkey, DEQ Solid Waste Inspector JEG			**Witness**	Annette Cusher, DEQ Engineer Supervisor, Christina Coker, DEQ Engineer		
Photo #	4	**Of**	4	**Date**	10/9/2019	**Time**	1209
Description	Solid waste observed exposed on the east slope of the landfill.						

