



ARKANSAS

ENERGY & ENVIRONMENT

10/16/2020

Mr. Alan Spangler
City of Fort Smith
5900 Commerce Road
Fort Smith, AR 72916

RE: Quarterly Inspection conducted on September 17, 2020
AFIN 66-00226
Permit Number 0267-S1-R1

Dear Mr. Spangler,

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 regarding the alleged violations, please do not hesitate to contact me at (501) 993-7188 jason.gilkey@adeq.state.ar.us.

Sincerely,

A handwritten signature in black ink that reads 'Jason L. Gilkey'.

Jason Gilkey
Solid Waste Inspector
5301 Northshore Drive, North Little Rock, AR 72118-5317

Enclosure

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



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Division of Environmental Quality
Office of Land Resources - Solid Waste Management
Class 1 Landfill Inspection

Site Name	City of Fort Smith Class 1 Landfill	County	Sebastian	AFIN	66-00226
Facility Address	5900 Commerce Rd, Fort Smith, AR 72901	Phone Number	479-784-2351	Permit Number	0267-S1-R1
Permittee Address	5900 Commerce Rd, Fort Smith, AR 72901	E-Mail Address	ASpangler@FortSmithAR.gov		PDS # 113697
Date	9/17/2020	Entry Time	1046	Exit Time	1131

Regulation 22 – Operational Standards

Category 1

	Regulation	Item Description	Comments
	411(l)	Adequate employee facilities	
	421(a)(b)	Record keeping meets requirements specified by regulations	
	417	Access requirements	
	411(j)	Adequate provisions for backup equipment	
	421(d)	Waste receipt records, ticket system maintained	
	411(k)	Telephone system & written emergency response plan on site	
	423(b)	Annual compliance inspection by registered professional engineer	
	422	Facility implements operating plan and narrative	
	421(f)	Leachate disposal/recirculation records	
	421(g),701	Special waste disposal and procedures records	

Category 2

	Regulation	Item Description	Comments
	411(a)	Operations in accordance with permit documents	
	417(c)	Adequate all weather operational roads	
	411(c)	Smallest practical area, unloading supervised, single working face	
	411(e)	Salvage operations meet approved conditions	
	411(f)(1)	Scavenging of waste prohibited	
	411(p)	Proper wet weather repairs	
	411(b)	Operations by licensed on-site personnel at all times	
	411(d)	Waste spread and compacted as unloaded	
	411(g)	Litter control provisions maintained	
	414(a)	Disease vectors controlled	

Category 2 (continued)

	Regulation	Item Description	Comments
	427	Surface Water Controls	
	411(h)(1)	Contouring prevents surface water flowing into or through waste	
	418(a)(b)	Run-on/off control system present and adequate	
	411(h)(2)	Surface water control prevents off-site sediment accumulation	
	411(i);427(f)	Adequate maintenance of intermediate/final cover vegetation	
	415	Gas monitoring program	
	411(o)	Leachate leaks or evidence of leachate seepage	
	426	Survey controls	
	429	Leachate collection system	
	420	Liquid Restrictions	

Category 3

	Regulation	Item Description	Comments
	412	Implementation of hazardous/unauthorized waste exclusion plan	
	413(a)(b)	Satisfactory daily/alternative cover	
X	413(c)	Satisfactory intermediate cover	Solid waste observed exposed on the northeastern top of the landfill. (Refer to Photos # 1 - #4.)
	416(b),411(f)(4)	Open burning prohibited	
	419	Cause discharge/leachate discharge leaving landfill	
	411(f)(3),419(a)(4)	Depositing waste in standing water prohibited	
	411(o)	Erosion or other cover defects resulting in exposed refuse	
	309(c)	Overfill/Off lined area	

Regulation 22 - Records

421(a)(8), 1203(k)	Date of last groundwater monitoring report			01/29/2020		Site Conditions		Dry				
423(b)	Date of last engineering report			3/20/2020		Weather Conditions		Clear				
428	Liner construction in progress	Yes/No		Notice of liner construction		Yes/No	NA	Third party CQA on-site during construction		Yes/No	NA	
412(a)	Date of last random inspection for unauthorized waste			08/29/2020		Total # for month		37				
415, 421(e)	Date of last quarterly methane monitoring			07/15/2020		Detection level			415(a)	Explosive gas records current?	Yes/No	Yes
421(g),412(a)(2),701	Date of last special waste received			08/15/2020		Disposal location		Asbestos 359110.4 607916.5				
421(d)	Previous quarter waste received			59,923.07		Tons						
427(c)	Surface water DMR records current?			Yes/No	Yes	2 rd Quarter						

Fayetteville Shale Related	Yes/No	No	Out of Compliance with Fayetteville Shale			Yes/No	No			
Operator Name & Number	Alan Spangler - 002694				Signature of Inspector					
Exit Interview Conducted with	Alan Spangler		Method	Phone		Date	9/17/2020		Time	1300

Division of Environmental Quality Official Photograph Sheet

Location	City of Fort Smith Class 1 Landfill	Permit	0267-S1-R1	AFIN	66-00226
Photographer	Jason Gilkey, Inspector	JEG	Witness	N/A	
Photo #	1	Of	4	Date	9/17/2020
Description	View of exposed solid waste observed on the northern portion on top of the landfill, facing southeast.				



Location	City of Fort Smith Class 1 Landfill	Permit	0267-S1-R1	AFIN	66-00226
Photographer	Jason Gilkey, Inspector	JEG	Witness	N/A	
Photo #	2	Of	4	Date	9/17/2020
Description	View of exposed solid waste observed on the northern portion on top of the landfill, facing south.				



Division of Environmental Quality Official Photograph Sheet

Location	City of Fort Smith Class 1 Landfill	Permit	0267-S1-R1	AFIN	66-00226
Photographer	Jason Gilkey, Inspector	JEG	Witness	N/A	
Photo #	3	Of	4	Date	9/17/2020
Time	1308				
Description	View of exposed solid waste observed on the northern portion on top of the landfill, facing southwest.				
					
Location	City of Fort Smith Class 1 Landfill	Permit	0267-S1-R1	AFIN	66-00226
Photographer	Jason Gilkey, Inspector	JEG	Witness	N/A	
Photo #	4	Of	4	Date	9/17/2020
Time	1309				
Description	View of exposed solid waste observed on the northern portion on top of the landfill, facing north.				
					