



ARKANSAS

ENERGY & ENVIRONMENT

01/23/2023

Mr. Torrey Lougin
City of Fort Smith
5900 Commerce Road
Fort Smith, AR 72916

RE: Inspection conducted on December 28, 2022
AFIN 66-00226
Permit Number 0267-S1-R1

Dear Mr. Lougin,

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 are 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 or 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: Scott McWilliams, Senior Compliance Manager, Regulated Waste Operations



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**Office of Land Resources
Regulated Waste Operations
Class 1 Landfill Inspection Form**

Site Name	City of Fort Smith Class 1 Landfill	County	Sebastian	AFIN	66-00226
Facility Address	5900 Commerce Rd, Fort Smith, AR 72901	Phone #	479-831-9774	Permit #	0267-S1-R1
Permittee Address	5900 Commerce Rd, Fort Smith, AR 72901	Email Address	TLougin@FortSmithAR.gov	PDS #	124299
Date	12/28/2022	Entry Time	1320	Exit Time	1608

Operational Standards

Category 1

	Regulation	Item Description	Comments
	417	Access Requirements	
	411(j)	Adequate Provision for Backup Equipment	
	423(b)	Annual Compliance Inspection by Registered Engineer	

Category 2

	Regulation	Item Description	Comments
	411(a)	Operations in Accordance with Permit Documents	
	411(c)	Smallest Practical Area, Unloading Supervised, Single Working Face	
	411(b)	Operations by Licensed On-site Personnel at All Times	
	411(g)	Litter Control Provisions Maintained	
	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)	Adequate Maintenance of Intermediate/Final Cover Vegetation	
	415	Gas Monitoring Program	
	411(o)	Leachate Leaks or Evidence of Leachate Seepage	
	429	Leachate Collection System	

Category 3

	Regulation	Item Description	Comments
X	413(c)	Satisfactory Intermediate Cover	Solid waste observed exposed on the top and the northern slope of the landfill due to inadequate intermediate cover. (Refer to Photos #1 - #4.)
	419(a)(5)	Cause Discharge/Leachate Leaving Landfill	
	411(f)(3)	Depositing Waste in Standing Water Prohibited	
	411(o)	Erosion or Other Cover Defects Resulting in Exposed Refuse	
	309(c)	Overfill/Off Lined Area	
	Notes		

Records

Date of Last Annual Report	3/31/2022	Date of Last Quarterly Methane Monitoring	10/19/2022
Date of Last Groundwater Monitoring Report	10/18/2022	Previous Quarter Waste Received	73,303.50 Tons

Operator Name & Number	Torrey Lougin 004189	Signature of Inspector					
Exit Interview Conducted with	Torrey Lougin – Landfill Manager	Method	On-site	Date	12/28/2022	Time	1600

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			SEG	Witness	N/A		
Photo #	1	Of	4		Date	12/28/2022	Time	1455
Description	Exposed solid waste observed on the top of the landfill due to inadequate intermediate cover.							



Location	City of Fort Smith Class 1 Landfill				Permit	0267-S1-R1	AFIN	66-00226
Photographer	Jason Gilkey			SEG	Witness	N/A		
Photo #	2	Of	4		Date	12/28/2022	Time	1521
Description	Exposed solid waste observed on the northern slope of the landfill due to inadequate intermediate cover.							



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			SEG	Witness	N/A		
Photo #	3	Of	4		Date	12/28/2022	Time	1520
Description	Exposed solid waste observed on the northern slope of the landfill due to inadequate intermediate cover.							



Location	City of Fort Smith Class 1 Landfill				Permit	0267-S1-R1	AFIN	66-00226
Photographer	Jason Gilkey			SEG	Witness	N/A		
Photo #	4	Of	4		Date	12/28/2022	Time	1520
Description	Exposed solid waste observed on the northern slope of the landfill due to inadequate intermediate cover.							

