



**DIVISION OF
ENVIRONMENTAL QUALITY**

134123

Sarah Huckabee Sanders
GOVERNOR

Shane E. Khoury
SECRETARY

10/16/2025

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

RE: Inspection conducted on September 25, 2025
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 Rule, codified as 8 CAR § 60 (Solid Waste Management Rules), 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@arkansas.gov.

Sincerely,

A handwritten signature in black ink, reading 'Jason C. Gilkey'.

Jason Gilkey
Solid Waste Inspector

cc: Ryan Hayden, Compliance Program Manager, Office of Land Resources

Division of Environmental Quality - Office of Land Resources
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 #	134123
Date	9/25/2025	Entry Time	1200	Exit Time	1345

Operational Standards

Category 1

	Citation	Description	Comments
	8 CAR § 60-417	Access Requirements	
	8 CAR § 60-411(j)	Adequate Provision for Backup Equipment	
	8 CAR § 60-423(b)	Annual Compliance Inspection by Registered Engineer	

Category 2

	Citation	Description	Comments
	8 CAR § 60-411(a)	Operations in Conformance with Permit Documents	
	8 CAR § 60-411(c)	(Working Face)	
	8 CAR § 60-411(b)	Operations by Licensed On-site Operators at All Times	
	8 CAR § 60-411(g)	Litter Control	
	8 CAR § 60-427	Surface Water Controls	
	8 CAR § 60-411(h)(1)	Contouring Prevents Surface Water Flowing Into or Through Waste	
	8 CAR § 60-418	Run-On/Run-Off Control System Present and Adequate	
	8 CAR § 60-411(h)(2)	Surface Water Control Prevents Off-site Sediment Accumulation	
	8 CAR § 60-411(i)	Final Cover Vegetation and Maintenance	
	8 CAR § 60-415	Gas Monitoring Program	
	8 CAR § 60-411(o)(2)	Leachate Leaks or Evidence of Leachate Seepage	
	8 CAR § 60-429	Leachate Collection System	

Category 3

	Citation	Description	Comments
X	8 CAR § 60-413(a)	Satisfactory Daily/Alternate/Intermediate Cover	Exposed solid waste was observed on the lower western slope. (Refer to Photos #1-#4.)
	8 CAR § 60-419(a)(5)	Allow Leachate not permitted under NPDES to Leave Landfill	
	8 CAR § 60-413(f)(3)	Depositing Waste in Standing Water is Prohibited	
	8 CAR § 60-411(o)(1)	Erosion or Other Cover Defects Resulting in Exposed Refuse	
	8 CAR § 60-309(c)	Overfill/Off Lined Area	

Records

Date of Last Annual Report	3/31/2025	Date of Last Quarterly Methane Monitoring	7/16/2025
Date of Last Groundwater Monitoring Report	7/1/2025	Previous Quarter Waste Received	81,337.50 Tons

Operator Name & Number	William Torres 003479 C (Expires 12/31/2026)	Signature of Inspector	
Exit Interview Conducted with	William Torres – Facility Foreman	Method	On-site
		Date	9/25/2025
		Time	1340

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			JG	Witness	NA		
Photo #	1	of	4		Date	9/25/2025	Time	1316
Description	Exposed solid waste was observed on the lower western slope, facing east.							



Location	City of Fort Smith Class 1 Landfill				Permit	0267-S1-R1	AFIN	66-00226
Photographer	Jason Gilkey - Inspector			JG	Witness	NA		
Photo #	1	of	4		Date	9/25/2025	Time	1315
Description	Exposed solid waste was observed on the lower western slope, facing east.							



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	NA		
Photo #	1	of	4		Date	9/25/2025	Time	1315
Description	Exposed solid waste was observed on the lower western slope, facing northeast.							



Location	City of Fort Smith Class 1 Landfill				Permit	0267-S1-R1	AFIN	66-00226
Photographer	Jason Gilkey - Inspector			JEG	Witness	NA		
Photo #	1	of	4		Date	9/25/2025	Time	1310
Description	Exposed solid waste was observed on the lower western slope, facing southeast.							

