



**DIVISION OF
ENVIRONMENTAL QUALITY**

134575

Sarah Huckabee Sanders
GOVERNOR

Shane E. Khoury
SECRETARY

Via Email: TLougin@FortSmithAR.gov

7/24/2026

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

**RE: Inspection conducted on June 29, 2026
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 that reads "Jason C. Gilkey".

Jason Gilkey
Solid Waste Inspector

cc: Ryan Hayden, E&E Program Manager, Office of Land Resources

ARKANSAS DEPARTMENT OF ENERGY AND ENVIRONMENT
ee.arkansas.gov | 5301 Northshore Drive, North Little Rock, AR 72118 |
501.682.0744

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 #	134574
Date	6/29/2026	Entry Time	1215	Exit Time	1415

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

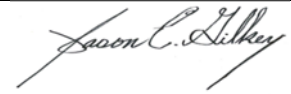
	Citation	Description	Comments
	8 CAR § 60-411(a)	Operations in Conformance with Permit Documents	
	8 CAR § 60-411(c)	(Working Face)	
	8 CAR § 60-411(b)	Operations by Licensed On-site Operators at All Times	
	8 CAR § 60-411(g)	Litter Control	
	8 CAR § 60-427	Surface Water Controls	
	8 CAR § 60-418	Run-On/Run-Off 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(c)	Satisfactory Intermediate Cover	Exposed waste was observed on the northern & eastern slope of Phase A and southern slope of Cell A6. (Refer to Photos #1 - #6.)
	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	5/1/2026
Date of Last Groundwater Monitoring Report	6/16/2026	Previous Quarter Waste Received	69,439.96 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	6/29/2026	Time	1410

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			JLG	Witness	NA		
Photo #	1	of	6		Date	6/29/2026	Time	1241
Description	Exposed solid waste was observed on the southern slope of Cell A6.							



Location	City of Fort Smith Class 1 Landfill				Permit	0267-S1-R1	AFIN	66-00226
Photographer	Jason Gilkey - Inspector			JLG	Witness	NA		
Photo #	2	of	6		Date	6/29/2026	Time	1241
Description	A closer view of exposed solid waste observed on the southern slope at Cell A6.							



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			JLG	Witness	NA		
Photo #	3	of	6		Date	6/29/2026	Time	1231
Description	A view of exposed solid waste observed on the northern slope of Cell A6.							



Location	City of Fort Smith Class 1 Landfill				Permit	0267-S1-R1	AFIN	66-00226
Photographer	Jason Gilkey - Inspector			JLG	Witness	NA		
Photo #	4	of	6		Date	6/29/2026	Time	1223
Description	A view of exposed solid waste observed on the eastern slope of the Phase A area.							



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			JLG	Witness	NA		
Photo #	5	of	6		Date	6/29/2026	Time	1224
Description	Another view of exposed solid waste observed on the eastern slope of the Phase A area.							



Location	City of Fort Smith Class 1 Landfill				Permit	0267-S1-R1	AFIN	66-00226
Photographer	Jason Gilkey - Inspector			JLG	Witness	NA		
Photo #	6	of	6		Date	6/29/2026	Time	1224
Description	A closer view of exposed solid waste observed on the eastern slope of the Phase A area.							

