



Benton County Solid Waste District  
5702 Brookside Road  
Bentonville AR 72712  
(479) 795-0751

March 14, 2018

Kelly Robinson  
Arkansas Department of Environmental Quality  
5301 Northshore Dr  
North Little Rock, AR 72118

Re: Proposed Revisions to  
Arkansas Pollution Control and Ecology Commission  
Regulation 36

Ms. Robinson:

The Benton County Regional Solid Waste Management District appreciates the opportunity to submit the following comments on the proposed Revision to Regulation 36.

**Comment 1:**

Regarding 36.107, the BCRSWMD requests that PC&E consider adding language requiring ADEQ Tire Accountability Program staff to prepare and publish a quarterly report indicating the Department's efforts made in developing market opportunities for recycling and beneficial use. This is a critical activity and we would like to see accountability for the Department's role in this activity.

**Comment 2:**

Regarding 36.1110(B), requires a Reimbursement Request form to be submitted by the UTPS within 5 days after end of quarter. We request PC&E consider removing all reference to a Reimbursement Request form. We feel there is no reason for a separate form as all required information could be provided on the Quarterly Report form.

**Comment 3:**

Regarding 36.1301, we request PC&E consider adding a subsection (C) to include critical prohibitions similar to that found in Reg. 14.702 related to improper management of used or waste tires.

**Comment 4:**

The BCRSWMD believes that ADEQ is over-stepping their authority by requiring a Professional Engineer to sign off on the Collection Center Permit application (TAP-6). This is not mandated in the proposed Regulation 36 nor in the law. We request that PC&E amend 36.1503(A) to define the minimum requirements for obtaining a collection center permit. We further request that separate categories and requirements be defined for a collection center building versus only a collection trailer.

We deeply appreciate the Commission and ADEQ's consideration of these comments and suggested revisions. If there are any questions concerning these comments, please feel free to contact us.

Sincerely,

A handwritten signature in cursive script that reads "Wendy Bland".

Wendy Bland  
Executive Director