



A R K A N S A S  
Department of Environmental Quality

# News Release

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## REGULATIONS 2 AND 6 HEARINGS TO BEGIN

The first in a series of public hearings involving proposed changes to Regulations No. 2 and No. 6 of the Arkansas Pollution Control and Ecology Commission will be held January 5 at Little Rock. The second combined hearing will be conducted January 8 at Fayetteville.

The Arkansas Pollution Control and Ecology Commission has scheduled six hearings to receive public comments on proposed changes to Regulation No. 2 (Arkansas Water Quality Standards) and three hearings to receive public comments on proposed changes to Regulation No. 6 (state wastewater discharge permitting program) during the month of January.

Both Regulation No. 2 and Regulation No. 6 will be considered at separate public hearings to be held as follows:

- January 5, 2004, Arkansas Department of Environmental Quality Building G Commission Room, located in the Arkansas State Police Headquarters Building, No. 1 State Police Plaza, Little Rock, 2:00 p.m.
- January 8, 2004, Clarion Inn Terrace Room, 1255 South Shiloh Drive, Fayetteville, 6:00 p.m.
- January 12, Ramada Inn, 1127 U.S. Highway 63, Mountain Home, 6:00 p.m.

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## **Proposed Changes to Regulations 2 and 6, Page Two**

Prior to accepting formal public comments at each hearing, ADEQ staff will conduct a presentation summarizing proposed changes to the regulations and engage in informal discussions with interested citizens. After the informal portion of the event, the hearing officer will begin accepting formal public comments for the hearing record.

At each of the Regulation No. 2 and Regulation No. 6 hearings, comments on Regulation No. 6 will be accepted first. After all Regulation No. 6 comments have been offered, the hearing record for Regulation No. 6 will be closed, and comments on Regulation No. 2 will then be accepted.

Hearings where only Regulation No. 2 will be considered will be held as follows:

- January 15, 2004, Arkansas State University Convocation Center Auditorium, 217 Olympic Drive, Jonesboro, 6:00 p.m.
- January 20, 2004, Capitol Room, Gibson University Center, 517 University Drive, University of Arkansas at Monticello, 6:00 p.m.
- January 22, Business-Agribusiness Building Room 208, 100 Military Lane, Southern Arkansas University, Magnolia, 6:00 p.m.

Proposed changes to Regulation No. 2 include:

- Clarification, updating, and correction of typographical errors in sections dealing with Definitions, Designated Uses, Toxic Substances, and Mineral Quality.
- Clarification of the intent for watershed management activities regarding Extraordinary Resource Waters as listed in Sec. 2.203.

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## Proposed Changes to Regulations 2 and 6, Page Three

- Addition of language to provide for Commission re-evaluation of decisions removing one or more designated uses for waterbodies as provided in Sec. 2.306.
- Addition of a new Sec. 2.405 with language on Biological Integrity.
- Modification of Sec. 2.503 to establish turbidity limits for storm events.
- Establishment of E.coli bacteria as an alternative indicator for fecal contamination measurement of waters, and changing the dates for the primary contact season under the Bacteria standard in Sec. 2.507.
- Revision of phosphorus criteria in the Nutrients standard in Sec. 2.509.
- Addition of a new Sec. 2.512 adopting the federal standard for Ammonia.
- Modification of part of the boundary between the Ouachita Mountains and Gulf Coastal Plain Ecoregions found in Appendix A of the regulation.
- Addition of listings and descriptions of channel-altered streams in the Delta Ecoregion section in Appendix A.
- Correction of a mapping error in the Extraordinary Resource Water (ERW) designation of a tributary to the Middle Fork of the Saline River in Appendix A, which does not change the ERW designation itself.

Proposed changes to Regulation No. 6 include:

- Addition of effluent limits for phosphorus in wastewater discharges in specified streams in the Illinois River Basin, Osage Creek Basin, Little Sugar Creek Basin and Spavinaw Creek Basin, as outlined in Sec. 6.401.

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## Proposed Changes to Regulations 2 and 6, Page Four

- Clarification of application requirements for construction and operation of wastewater facilities in Sec. 6.201 and Sec. 6.202.
- Correction of typographical errors.
- Reformatting of the regulation to conform to Commission regulation format standards.

Copies of both proposed Regulation No. 2 and Regulation No. 6 with the proposed revisions indicated are available for public inspection at the ADEQ's Little Rock office at the Customer Service Division in Building D, 8101 Interstate Highway 30; on the ADEQ Internet web site at [www.adeq.state.ar.us](http://www.adeq.state.ar.us) ; or at ADEQ information depositories located in public libraries at Arkadelphia, Batesville, Blytheville, Camden, Clinton, Crossett, El Dorado, Fayetteville, Forrest City, Fort Smith, Harrison, Helena, Hope, Hot Springs, Jonesboro, Little Rock, Magnolia, Mena, Monticello, Mountain Home, Pocahontas, Russellville, Searcy, Stuttgart, Texarkana, and West Memphis; in campus libraries at the University of Arkansas at Pine Bluff and the University of Central Arkansas at Conway; and in the Arkansas State Library located on the State Capitol grounds at Little Rock.

Oral and written statements will be accepted at the hearing, but written comments are preferred in the interests of accuracy. In addition, written comments on Regulation No. 6 will be accepted if received no later than 4:30 p.m. January 27, 2004, and written comments on Regulation No. 2 will be accepted if received no later than 4:30 p.m. February 5, 2004. Written comments should be mailed to Doug Szenher, Customer Service Division, Arkansas Department of Environmental Quality, P.O. Box 8913, Little Rock, AR 72219-8913, or sent by electronic mail to [reg-comment@adeq.state.ar.us](mailto:reg-comment@adeq.state.ar.us) .