



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION VI  
1201 ELM STREET  
DALLAS, TEXAS 75270

*Wilson Telefile  
Jalen Ward  
JES*

April 23, 1982

Mr. Jarrell E. Southall  
Director  
Arkansas Department of Pollution  
Control and Ecology  
8001 National Drive  
Little Rock, Arkansas 72209

Dear Mr. Southall:

The purpose of this letter is to transmit to you a revised amendment to your NSPS and NESHAP delegation agreement. Our original amendment to this agreement, dated March 25, 1982, contained four erroneous dates. Please note that the substance and the effective date of this amendment has not changed.

I sincerely hope that this error has not inconvenienced you or your staff.

Sincerely yours,

*Francis E. Phillips*  
for Dick Whittington, P.E.  
Regional Administrator

Enclosure

cc: Honorable Frank D. White  
Governor of Arkansas  
State Capitol  
Little Rock, Arkansas 72209

AMENDMENT

DELEGATION OF ADDITIONAL AUTHORITY  
for the  
NEW SOURCE PERFORMANCE STANDARDS (NSPS)  
and the  
NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS (NESHAP) PROGRAMS  
to the  
STATE OF ARKANSAS  
(40 CFR PART 60 and 40 CFR PART 61)  
EFFECTIVE DATE: March 25, 1982

Introduction

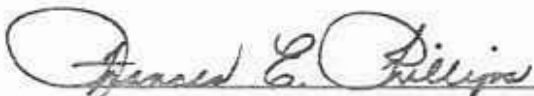
On September 14, 1981, EPA delegated the authority to the State of Arkansas for implementation and enforcement of the NSPS and NESHAP programs in the State of Arkansas. Condition four (4) of the delegation agreement did not allow the State to assume the responsibilities for implementation and enforcement of the future NSPS and NESHAP requirements.

On March 11, 1982, the Arkansas Department of Pollution Control and Ecology (ADPCE) requested delegation of authority to implement and enforce future NSPS and NESHAP requirements. Therefore, I hereby delegate this additional authority to the State of Arkansas to implement and enforce all future NSPS and NESHAP requirements pursuant to Section 111(c) and 112(d) of the Clean Air Act and subject to the conditions and limitations as specified in the agreement letter of September 14, 1981, and the amended Condition 4 below.

Amendment

Condition 4 of the NSPS and NESHAP agreement letter is amended as follows:

4. The Arkansas Department of Pollution Control and Ecology is authorized to implement and enforce all future NSPS and NESHAP requirements without making a written request to EPA, subject to the delegation conditions and terms as set forth in the delegation agreement letter dated September 14, 1981.

  
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Dick Whittington, P.E.  
Regional Administrator  
Region 6  
U.S. Environmental Protection Agency  
Dallas, Texas

4.23.82  
\_\_\_\_\_  
Date



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VI

1201 ELM STREET

DALLAS, TEXAS 75270

March 25, 1982

Mr. Jarrell E. Southall, Director  
Arkansas Department of Pollution  
Control and Ecology  
8001 National Drive  
Little Rock, Arkansas 72209

Dear Mr. Southall:

On March 11, 1982, Bill Taylor of my staff and Wilson Tolefree discussed EPA delegating additional New Source Performance Standards (NSPS) and National Emission Standards for Hazardous Air Pollutants (NESHAP) authority to the State. Mr. Tolefree indicated that the State of Arkansas is willing to accept this additional NSPS and NESHAP authority.

Under this additional authority, your office will be responsible for enforcing all future NSPS and NESHAP standards promulgated by EPA without making a formal request to EPA. Therefore, we have modified Condition 4 of the NSPS and NESHAP delegation agreement (dated July 14, 1981) which was necessary for delegating of this additional authority to the State. Enclosed is the amendment to the original NSPS and NESHAP delegation agreement.

Since this delegation of additional authority is effective immediately, there is no need for you to notify me of your acceptance. If the enclosed amendment to Condition 4 is unacceptable for any reason, please contact me.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Dick Whittington".

Dick Whittington, P.E.  
Regional Administrator

Enclosure

cc: Honorable Frank D. White  
Governor of Arkansas  
State Capitol  
Little Rock, Arkansas 72201

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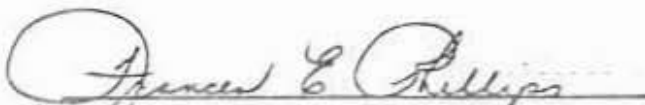
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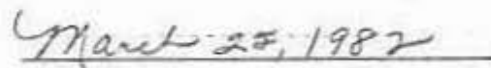
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Dick Whittington, P.E.  
Regional Administrator  
Region 6  
U.S. Environmental Protection Agency  
Dallas, Texas

  
Date