

March 4, 2010

Mayor Harold Perrin

In Re: ADEQ/COA-Waste Incinerator

Mayor,

I have reviewed the above referenced Order. It is approved as to form for execution. However, the following are areas to be considered:

- 1) Page 3, paragraph 1 provides for removal of the existing waste within the orders effective date. We need to be sure this is a time frame we can meet.
- 2) Page 4, paragraph 6 and page 5 paragraph 7 provide for a permissive extension.
- 3) Page 3, paragraph 3 provide for a right of rescission (sp?) on the part of ADEQ "...at any time...". I do not know what the discussions have been to this point, to know if ADEQ has given any hints as to what might trigger this action.
- 4) Finally, the CAO does not address Craighead County Solid Waster Authority being "required" to take the ash. It only covers 'may' take the ash. We need to satisfy ourselves that we have a commitment from CCSWA to take this material.

Sincerely,

*Phillip W Crego*

Phillip Crego

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