



Janice K. Brewer
Governor

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

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Patrick J. Cunningham
Acting Director

NOTICE OF THE PRELIMINARY DECISION TO ISSUE AN INDIVIDUAL AQUIFER PROTECTION PERMIT

Public Notice No.: 30-09

**Published on or about Thursday, April 09, 2009
in the Arizona Business Gazette**

Pursuant to Arizona Administrative Code, Title 18, Chapter 9, Article 1, the Director of the Arizona Department of Environmental Quality intends to issue an individual Aquifer Protection Permit to the following applicant(s):

Facility Name: West States Recycling, Inc.

Aquifer Protection Permit No. P-106062

Permittee: Newco Axle & Tire LLC
2235 North 29th Street
Phoenix, AZ 85009

West States Recycling, Inc. is located at 2235 North 29th Avenue in the City of Phoenix, Maricopa County, Arizona, over groundwater of the Middle Gila in Section 35, Township 2 North, Range 2 East of the Gila and Salt River Base Line and Meridian. The facility is a mobile home tire and axle recycling company that supplies the manufactured housing industry with recycled tires and certified axles. The stormwater collection pit that is the subject of the closure permit was constructed in 2000 to collect stormwater that runs into the workshop area. An inspection of the facility performed by ADEQ in May of 2008, was the subject of a Notice of Violation (NOV), issued by the Water Quality Division, Compliance Section, in August 2008. During the inspection, ADEQ observed evidence of discharged pollutants as a result of activity at a paint booth located immediately to the west of the stormwater retention pit. The Material Safety Data Sheet (MSDS) for the product indicated the presence of ammonium hydroxide and organic components, with no metals identified. The individual Aquifer Protection Permit (APP) application to close the stormwater collection pit was submitted in response to the NOV.

The draft permit and related documentation are available for public review, Monday through Friday, 8:30 a.m. to 4:30 p.m., at ADEQ, 1110 West Washington Street, Records Management Center, Phoenix, Arizona, 85007. In Phoenix, please call (602)771-4380 or e-mail RecordsCenter@azdeq.gov 24 hours in advance to schedule an appointment to review the file.

Persons may submit comments or request a public hearing on the proposed action, in writing, to Gwen Rice, Project Manager, ADEQ, Groundwater Section, 1110 West Washington Street, MC5415B-3, Phoenix, AZ 85007 within thirty (30) days from the date of this notice. A public hearing request must include the reasons for such request.

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1801 W. Route 66 • Suite 117 • Flagstaff, AZ 86001
(928) 779-0313

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