

CITY OF TONTITOWN, ARKANSAS

RESOLUTION NO. [____-2025]

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TONTITOWN, ARKANSAS, REGARDING THE LITIGATION PROCEEDINGS AND PERMIT APPEALS INVOLVING ECO-VISTA LLC'S EXPANSION OF ITS CLASS I LANDFILL OPERATIONS (ADEQ PERMIT NO. 0290-S1-R4) AND CEASING FURTHER EXPANSION-RELATED LITIGATION AS OF NOVEMBER 14, 2025.

WHEREAS, the City of Tontitown is an interested party in litigation and administrative proceedings involving Eco-Vista LLC (“the Facility”) and the proposed expansion of its Class I landfill site located in Washington County, Arkansas; and

WHEREAS, the Arkansas Department of Energy and Environment, Division of Environmental Quality (ADEQ) issued a Final Permit Decision for the expansion under Permit No. 0290-S1-R4 (Class I Landfill); and

WHEREAS, the City Council of Tontitown recognizes its duty to protect the health, safety, and welfare of its residents and to ensure compliance with all applicable state and federal environmental standards; and

WHEREAS, the City has participated in, supported, or monitored legal actions and appeals regarding said permit before the Arkansas Pollution Control and Ecology Commission (APC&EC;) and related judicial forums; and

WHEREAS, the Council has determined that it is in the best interest of the City to establish a definitive date to cease and desist from further litigation or administrative participation for the purpose of opposing or modifying the current permit expansion.

SECTION 1. The City Council hereby acknowledges the City’s prior participation in litigation and administrative proceedings concerning ADEQ Permit No. 0290-S1-R4, relating to the Eco-Vista Class I Landfill Expansion.

SECTION 2. The City Council hereby declares that, effective November 14, 2025, the City of Tontitown shall cease and desist from any further litigation, appeal, or administrative action for the purpose of opposing, modifying, or otherwise contesting the landfill expansion under the current permit application.

SECTION 3. The Mayor and City Attorney are hereby authorized and directed to take all necessary administrative steps to conclude, withdraw, or close any pending matters related to the referenced permit and shall provide a final written report to the City Council following completion.

SECTION 4. This Resolution shall become effective immediately upon its passage and approval.

APPROVED:

Angie Russell, Mayor

ATTEST:

[Name], City Clerk / Recorder

APPROVED AS TO FORM:

[Name], City Attorney

(City Seal Placeholder)