

Amended 4/6/18

AGENDA*
MEETING OF THE
ALABAMA ENVIRONMENTAL MANAGEMENT COMMISSION

DATE: April 20, 2018

TIME: 11:00 A.M.

LOCATION: Alabama Department of Environmental Management (ADEM) Building
Alabama Room (Main Conference Room)
1400 Coliseum Boulevard
Montgomery, Alabama 36110-2400

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* The Agenda for this meeting will be available on the ADEM website, www.adem.alabama.gov,
under Environmental Management Commission.

** The Minutes for this meeting will be available on the ADEM website
under Environmental Management Commission.

1. CONSIDERATION OF MINUTES OF MEETING HELD ON FEBRUARY 16, 2018

2. ELECTIONS

The Commission will elect a Chair and Members of the Commission's Strategic Planning Ad Hoc Committee and a Member for the Commission's Personnel Committee.

3. REPORT FROM THE ADEM DIRECTOR

4. REPORT FROM THE COMMISSION CHAIR

5. CONSIDERATION OF RESOLUTION FOR FORMER COMMISSIONER JAMES E. LAIER, PH.D., P.E.

6. CONSIDERATION OF PROPOSED AMENDMENTS TO ADEM ADMINISTRATIVE CODE 335-1, GENERAL ADMINISTRATION REGULATIONS

The Commission will consider proposed amendments to ADEM Administrative Code 335-1, General Administration Regulations. Revisions to the Division 1 Regulations are being proposed to modify forms required with the implementation of the revisions to Division 13 of the Administrative Code (Solid Waste Program). Revisions to the Division 1 Regulations are also being proposed in order to establish permit fees for a Coal Combustion Residuals (CCR) Unit. The Department held a public hearings on the proposed amendments on March 14 and March 28, 2018.

7. CONSIDERATION OF PROPOSED AMENDMENTS TO ADEM ADMINISTRATIVE CODE 335-13, SOLID WASTE PROGRAM REGULATIONS

The Commission will consider proposed amendments to ADEM Administrative Code 335-13, Solid Waste Program Regulations. Revisions to the Division 13 Regulations are being proposed to adopt regulations for the management of coal combustion residuals (CCR) in landfills and surface impoundments as promulgated by EPA, as well as to establish a permitting program for CCR units as authorized by the federal Water Infrastructure Improvements for the Nation (WIIN) Act of 2016. The Department also proposes to amend the solid waste permitting application regulations to reflect a modification in the local host government approval process due to a statutory change to the Code of Alabama.

In addition, the Department also proposes to amend the definition of "municipal solid waste landfill unit" in accordance with EPA's Hazardous Waste Generator Improvements Rule (81 FR 85805, November 28, 2016), along with correcting a number of typographical and citation errors. The Department held a public hearing on the proposed amendments on March 21, 2018.

8. OTHER BUSINESS

9. FUTURE BUSINESS SESSION

PUBLIC COMMENT PERIOD

a. REQUESTS TO MAKE PRESENTATIONS

Request from Eva Dillard, Staff Attorney, Black Warrior Riverkeeper

SUBJECT: Update the Commission on the status of the Petition for Rulemaking regarding public notification of sewage spills and overflows. Update to include work that has been done and what has changed in the one year since the petition was filed as well as what changes or improvements remain to be made.

(The full Commission will vote on whether to approve, deny, and/or table the request to make a presentation prior to moving to the Public Comment Period.)

b. BRIEF STATEMENTS BY MEMBERS OF THE PUBLIC REGISTERED TO SPEAK

Members of the public that wish to make a brief statement at a Commission meeting may do so by first signing in on a register maintained by the Commission office prior to each regularly scheduled meeting. The register will close ten minutes prior to convening each meeting of the Commission. Following completion of all agenda items, the Commission Chair will call on members of the public wishing to make a statement in the order their names appear on the register. Speakers are encouraged to limit their statement to matters that directly relate to the Commission's functions. Speakers will be asked to observe a three minute time limit. While an effort will be made to hear all members of the public signed on the register, the Commission may place reasonable limitations on the number of speakers to be heard. (Guideline 11, Guidelines for Public Comment).

The Guidelines for Public Comment are used in the application of ADEM Administrative Code 335-2, Environmental Management Commission Regulations, Rule 335-2-3-.05, Agenda and Public Participation. The Guidelines for Public Comment serve to educate and inform the public as to how the Commission interprets and intends to apply the Rule. The revised Rule 335-2-3-.05 was effective October 7, 2016.