

Amended 2/5/18

AGENDA*
MEETING OF THE
ALABAMA ENVIRONMENTAL MANAGEMENT COMMISSION

DATE: February 16, 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 DECEMBER 15, 2017
2. REPORT FROM THE ADEM DIRECTOR
3. REPORT FROM THE COMMISSION CHAIR
4. CONSIDERATION OF PROPOSED AMENDMENTS TO ADEM ADMINISTRATIVE CODE 335-14, HAZARDOUS WASTE PROGRAM REGULATIONS

The Commission will consider proposed amendments to ADEM Administrative Code 335-14, Hazardous Waste Program Regulations. Revisions to the Division 14 Code are being proposed to maintain the program's authorized status, to adopt new rules published by EPA, and to make typographical and grammatical corrections. The Department held a public hearing on the proposed amendments on December 6, 2017.

5. ESTHER CALHOUN, ET AL. V. ADEM, AND PERRY COUNTY ASSOCIATES, LLC, INTERVENOR, EMC DOCKET NO. 17-02

The Commission will consider the Report of Hearing Officer in which the Hearing Officer recommended that the Commission enter an Order (1) finding that the ADEM administrative action renewing and modifying Solid Waste Permit 53-03 on February 10, 2017, to Perry County Associates, LLC, Arrowhead Landfill, Perry County, complies with applicable law and (2) approving this permit renewal and modification.

6. OTHER BUSINESS
7. FUTURE BUSINESS SESSION

PUBLIC COMMENT PERIOD

a. REQUESTS TO MAKE PRESENTATIONS

- (1) Request 1 – Request from Cade Kistler, Program Director, Mobile Baykeeper
SUBJECT: Illustrate the need for rigorous and protective state coal combustion residuals (CCR) regulations by highlighting issues encountered at Alabama coal ash impoundments.
(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.)
- (2) Request 2 – Request from Christina Andreen, Staff Attorney, Southern Environmental Law Center (SELC). A SELC attorney, Frank Holleman, Keith Johnston, or Christina Andreen, will give the presentation.
SUBJECT: Coal combustion residuals (“coal ash”) regulations and the environmental impacts of coal ash storage and disposal.
(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.