

**ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
GENERAL ADMINISTRATION**

**CHAPTER 335-1-1
ORGANIZATION**

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335-1-1-.01 Applicability. This chapter describes the organization of the Commission and the Department and prescribes methods whereby the public may obtain information or make submissions or requests.

Author: Marilyn Elliott.

Statutory Authority: Code of Alabama 1975, §§ 22-22A-5, 22-22A-6, 22-22A-8, 41-22-4, 41-22-5.

History: August 1, 1988.

335-1-1-.02 Definitions. For purposes of this chapter, the following words and phrases, unless a different meaning is plainly required by the context, shall have the following meanings:

(a) "Act" means the Alabama Environmental Management Act, Code of Alabama 1975, §§ 22-22A-1, et seq.

(b) "Commission" means the Environmental Management Commission established by the Act.

(c) "Department" means the Alabama Department of Environmental Management, established by the Act.

(d) "Director" means the Director of the Alabama Department of Environmental Management, appointed pursuant to the Act.

(e) "Person" means any and all persons, natural or artificial, including, but not limited to, any individual, partnership, association, society, joint stock company, firm, company, corporation, institution, trust, estate, or

other legal entity or other business organization or any governmental entity, and any successor, representative, agent, or agency of the foregoing.

Author: Marilyn Elliott.

Statutory Authority: Code of Alabama 1975, §§ 22-22A-5, 22-22A-6, 22-22A-8, 41-22-4, 41-22-5.

History: August 1, 1988.

335-1-1-.03 Organization and Duties of the Commission.

(1) The Commission is a statutorily-created seven member commission with the following duties:

(a) To select a Director for the Department of Environmental Management and to advise the Director on environmental matters which are within the Department's scope of authority;

(b) To establish, adopt, promulgate, modify, repeal and suspend any rules, regulations, or environmental standards for the Department which may be applicable to the state as a whole or any of its geographical parts;

(c) To develop environmental policy for the state; and

(d) To hear and determine appeals of administrative actions.

(2) The members of the Commission are appointed for six-year terms by the Governor with the advice and consent of the senate. Position qualifications are as follows:

(a) a physician licensed to practice medicine in the State of Alabama who shall be familiar with environmental matters;

(b) a professional engineer registered in the State of Alabama who shall be familiar with environmental matters;

(c) an attorney licensed to practice law in the State of Alabama who shall be familiar with environmental matters;

(d) a chemist possessing as a minimum a bachelor's degree from an accredited university, or a veterinarian licensed to practice veterinary medicine in the State of Alabama, who shall be familiar with environmental matters;

(e) an individual certified by the national water well association certification program;

(f) a biologist or an ecologist possessing as a minimum a bachelor's degree from an accredited university with training in environmental matters;

(g) a resident of the state for at least two years.

(3) The Commission meets regularly, at least once every two months, and keeps a complete and accurate record of the proceedings of its meetings, a copy of which is on file in the office of the Director and open to public inspection.

(4) Beginning with Fiscal Year 2009 as needed for the effective execution of statutory mandates, and at least every fifth year after the last notice as outlined herein, and in accordance with all applicable statutes and regulations, the Director shall deliver to the Commission a notice of intent to update the Unified Strategic Plan under which the Commission and Department operate. The notice shall contain the Department's summary of departmental goals, timeline for plan development, and a brief explanation of methodology for updating the Unified Strategic Plan. Any and all updates to the Unified Strategic Plan shall be completed within one year of the Director's notice.

(5) Upon receipt of the notice delivered according to paragraph (4) of this rule, the Commission shall appoint a special ad hoc committee to oversee the Department's development and implementation of the planning process.

(6) Any final Unified Strategic Plan produced according to this process shall be approved by the Commission.

Author: Marilyn Elliott; John P. Hagood.

Statutory Authority: Code of Alabama. 1975, §§22-22A-5, 22-22A-6, 22-22A-8, 41-22-4, 41-22-5.

History: August 1, 1988.

Amended: May 26, 2009.

335-1-1-.04 Organization of the Department.

(1) The Department is under the direction, supervision, and control of the Director who is designated by the Commission.

(2) The Director is assisted by a Deputy Director who is a merit system employee and who has charge and general supervision of the Department in the absence or disability of the Director.

(3) The Director establishes Divisions for the purposes of distributing duties, responsibilities, and work among the various personnel of the Department.

(4) The Deputy Director, Division Chiefs, and all other Departmental personnel are merit system employees selected by the Director consistent with the provisions of merit system law and the rules and regulations of the State Personnel Board.

Author: Marilyn Elliott.

Statutory Authority: Code of Alabama 1975, §§ 22-22A-5, 22-22A-6, 22-22A-8, 41-22-4, 41-22-5.

History: August 1, 1988.

335-1-1-.05 Duties and Operations of the Department.

(1) To provide for the implementation of environmental programs and policies.

(2) To serve as the state agency responsible for administering federally approved or federally delegated environmental programs.

(3) To provide for a unified environmental regulatory and permit system.

(4) To provide for a coordinated statewide program of air pollution prevention, abatement, and control.

(5) To provide for a coordinated statewide program to assure adequate safeguards for management of hazardous wastes from the point of generation through handling, processing, and final disposition.

(6) To provide for a coordinated statewide program to manage the disposal of solid wastes.

(7) To provide for a coordinated statewide program for the prevention, abatement, and control of new and existing water pollution.

(8) To provide for a coordinated statewide program for the control of public water systems insofar as purity, potability, wholesomeness, and physical quality of water.

(9) To provide for enforcement of the Alabama Coastal Area Management Program designed to preserve, enhance, and develop the valuable resources in Alabama's coastal area.

(10) To issue, modify, suspend, or revoke orders, citations, notices of violation, certifications, or permits.

(11) To provide for the collection of environmental data concerning the quality of the state's air, water, and land resources.

Author: Marilyn Elliott.

Statutory Authority: Code of Alabama 1975, §§ 22-22A-5, 22-22A-6, 22-22A-8, 41-22-4, 41-22-5.

History: August 1, 1988.

335-1-1-.06 Availability of Records and Information.

(1) Public inspection of records. Except as provided herein, any records, reports, rules, forms, or information obtained under the Act and the official records of the Department shall be available to the public for inspection. Requests for permission to inspect such records should be made to the Department of Environmental Management at its Montgomery, Alabama office, unless otherwise directed in published organizational, procedural, or regulatory statements pertaining to specific records or classes of records. Such requests should state the general subject matter of the records sought to be inspected to permit identification and location.

(2) Exceptions. Upon a showing satisfactory to the Director by any person that records, reports, or information, or particular parts thereof (other than emission, effluent, manifest, or compliance data) to which the Department has access, if made public, would divulge production of sales figures or methods, processes, or production unique to such person, or otherwise tend to affect adversely the competitive position of such person by revealing trade secrets, the Director shall consider such records, reports, or information, or particular portion thereof, confidential. Any showing of confidentiality must be based on statutory authority which empowers the Department to grant confidentiality for the particular program in question and must accompany the documents, records, reports, or information provided to the Department. If a claim covering the information is received after the information itself is received, efforts, as are administratively practicable can be made, will be made to associate the late claim with the copies of the previously submitted information in the file.

(3) Requests for records and information must be made to the Office of the Director at the Department's Montgomery address. Responses to such requests shall be made within 10 working days after receipt in the Office of the Director.

(4) Creation of record. Records will not be created by compiling selected items from other documents at the request of a member of the public, nor will records be created to provide the requester with data such as ratios, proportions, percentages, frequency distribution, trends, correlations, or comparisons except as necessary to administer the Act.

(5) Denial of requests for, or non-existence of, information. If it is determined pursuant to this Part that requested information will not be provided or that, to the best knowledge of the Director, requested information does not exist, the Director shall notify in writing the party requesting the information that the request is denied and shall state the reasons for denial and shall maintain a file of such denials.

(6) Copies of documents. If it is determined that information requested may be disclosed, the requesting party shall be afforded the opportunity to obtain copies of the documents containing such information. However, records shall not be released for copying by non-Division personnel

except by permission of the Director or his designee. When a determination not to disclose a portion of information requested has been made, records shall be prepared for copying on nonexcepted portions of the information. Cost of providing copies will be the responsibility of the person requesting the copies. Charges are as follows:

(a) 30 cents per black and white page 8.5 x 11, 8.5 x 14 or 11 x 17 inches in size.

(b) \$1.50 per color page 8.5 x 11, 8.5 x 14 or 11 x 17 inches in size. \$4.00 per page for black and white and \$7.00 per page for color, wide-format documents such as maps and blue prints. Compact discs are \$15.00 each for files retrievable from electronic data bases.

(c) 50 cents per page for certified documents.

(d) 10 cents per page rounded to the nearest dollar for paper copies of each Division of the regulations. Compact discs of a Division of the regulations are \$15.00.

(e) The Department will not invoice unless the charges exceed \$10.00.

(7) Requests which do not reasonably describe records sought. The Department may communicate with the requester to clarify records sought and with a view toward reducing the administrative burden of processing a broad request and minimizing the fees payable by the requester.

(8) Public distribution. Any written request for records prepared by the Department for routine public distribution, e.g. pamphlets, copies of speeches, press releases, and education materials, shall be honored.

(9) Disclosure of information to other agencies. Nothing in these rules and regulations shall be construed to prevent disclosure of any report, record, or information obtained under the Act, or any of the official records of the Commission to federal, or state, agencies, or when relevant in any proceedings under the Act.

Author: Marilyn Elliott, Russell A. Kelly.

Statutory Authority: Code of Alabama 1975, § 22-22A-5, 22-22A-6, 22-22A-8, 41-22-4, 41-22-5.

History: August 1, 1988.

Amended: January 28, 2004; July 11, 2006.

335-1-1-.07 Departmental Forms, Instructions, and Procedures.

(1) Designation as the State Environmental Control Agency. The Department is the State Environmental Control Agency for the purposes of federal environmental law including the Federal Clean Air Act, 42 U.S.C. 7401 et seq., as amended; the Federal Clean Water Act, 33 U.S.C. 1251 et seq., as amended; the Federal Safe Drinking Water Act, 42 U.S.C. A 201 et seq., as amended. The Department is authorized to take all actions necessary and appropriate to secure the benefits of federal environmental laws. The Department operates in conformity with such federal laws, policies, and procedures, as provided in the Act.

(2) Policies and Procedures. The Commission, through the adoption of rules pursuant to Code of Alabama 1975, § 22-22A-7(c)(6), establishes environmental policies and procedures.

(3) Form and Instructions. The Director may require such forms within the rules as he deems necessary. The content of such forms and instructions for their completion may be prescribed by the Director including the changes of such from time to time. Federal forms as published by the Environmental Protection Agency may be used in lieu of state developed forms. Departmental forms prescribed by the Director shall be identified and numbered as follows:

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Author: Marilyn Elliott, Russell A. Kelly.

Statutory Authority: Code of Alabama 1975, §§ 22-22A-5, 22-22A-6, 22-22A-8, 41-22-4, 41-22-5.

History: August 1, 1988.

Amended: August 1, 2002; January 23, 2003, August 4, 2004; January 10, 2006; July 11, 2006; November 14, 2006; January 22, 2008; January 19, 2009; January 19, 2010, January 18, 2011, [XXXXXX, 2011](#).

335-1-1-.08 Communications with the Department.

(1) Correspondence, applications, reports, or other documents required to be submitted to the Department either by the ADEM Admin. Code, or any permit, order, or directive issued by the Department may be submitted as follows:

(a) By U.S. Mail, addressed to ADEM, at P. O. Box 301463, Montgomery, Alabama 36130-1463. The address shall specifically indicate the individual or program to whom the submission is to be delivered.

(b) By hand delivery or overnight or express mail, addressed to ADEM, 1400 Coliseum Blvd., Montgomery, Alabama 36110-2059. The address shall specifically indicate the individual or program to whom the submission is to be delivered.

(c) By electronic means, in accordance with Ala. Code §§ 8-1A-1 to 8-1A-20 (2002 Rplc. Vol.).

(i) If e-mail is employed, it is the submitter's responsibility to ascertain the correct e-mail address of the individual to whom the submission is to be sent. The correct recipient and his or her e-mail address may be obtained by calling the program to which the submission will be sent.

(ii) The electronic submittal shall contain all required information and be formatted in an electronic file format provided or approved by ADEM.

(iii) The documents may be submitted in electronic form on a compact disk and delivered via e-mail, U.S. mail, hand delivery, or overnight or express mail.

(iv) Where a signature is required but an electronic signature is not otherwise prohibited, a written signature is not necessary for documents sent electronically. An electronic signature, such as an electronic sound, symbol, or process attached to or logically associated with a record and executed or adopted by a person with the intent to sign the record is acceptable.

(v) The receipt date for an electronic submittal via e-mail shall be the date and time the document is received by the Department as indicated by the computer software accepting the submission, in accordance with Ala. Code § 8-1A-15 (2002 Rplc. Vol.).

Author: Olivia H. Rowell.

Statutory Authority: Ala. Code § 22-22A-5(3) (2005 Cum. Supp.) and §§ 8-1A-1 to 8-1A-20 (2002 Rplc. Vol.).

History: November 14, 2006.

**EXPLANATORY NOTE FOR CHAPTER 335-1-1
GENERAL ADMINISTRATION REGULATIONS**

On their effective date, August 1, 1988, portions of these regulations replaced existing regulations covering the issues of organization and availability of public information contained in chapters administered by the Air and Water Divisions of the Department. Specifically, the following regulations were repealed when this chapter was adopted:

1. ADEM Air Regulations Part 1.3--"Organization" of the Air Pollution Control Rules and Regulations.
2. ADEM Air Regulations Part 1.4--"Availability of Records and Information" of the Air Pollution Control Rules and Regulations.
3. ADEM Air Regulations Part 1.5--"Employee Responsibilities and Conduct" of the Air Pollution Control Rules and Regulations.
4. ADEM Water Quality Regulations chapter 335-6-1-.03--"Public Information" of the Water Division - Water Quality Program rules.

**ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
GENERAL ADMINISTRATION**

**CHAPTER 335-1-6
APPLICATION FEES**

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335-1-6-.01 Applicability. The provisions of this chapter shall apply to any person making application to the Department for issuance, reissuance or modification of a permit, registration, license or certification, except as provided in rule 335-1-6-.03.

Author: Marilyn Elliott.

Statutory Authority: Code of Alabama 1975, § 22-22A-5.

History: February 13, 1985.

Amended: January 16, 1997; March 31, 1999.

335-1-6-.02 Definitions. The words or phrases used in this chapter shall have the meanings provided in the rules and regulations applicable to the particular application involved unless the word or phrase is defined in this rule. For the purposes of this chapter, the following words or phrases shall have the following meanings:

(a) "Greenfield site" shall mean a new development or the initial operation of a new facility or a facility or operation not previously permitted.

(b) "Minor NPDES modification" shall mean a termination or a modification not requiring a public notice.

Author: Marilyn Elliott.

Statutory Authority: Code of Alabama 1975, § 22-22A-5.

History: February 13, 1985.

Amended: October 30, 1990; January 16, 1997.

335-1-6-.03 Exemptions. No fee is required for making the following applications:

(a) applications for the issuance, reissuance or modification of permits for Class V wells of the type specified in subparagraph (1)(1.) of rule 335-6-8-.02 provided that no pollutants other than heat are injected and the heating or cooling unit(s) serve only a single family dwelling;

(b) applications for a license, variance or permit modification to correct clerical, typographical or calculation errors; and

(c) applications for the issuance, reissuance, or modification of Operating Permits for Major Sources of air pollution, chapter 335-3-16.

Author: Marilyn Elliott, Russell Kelly.

Statutory Authority: Code of Alabama 1975, § 22-22A-5.

History: February 13, 1985.

Amended: December 28, 1993; January 16, 1997; January 9, 2002.

335-1-6-.04 Permit Application Fees.

(1) Except as provided in paragraph (2) of this rule, any person making application to the Department for the issuance, reissuance or modification of a permit shall be subject to a three-part application fee consisting of the following:

(a) a fee of \$~~750~~895 per application relating to a greenfield site. This fee shall not apply to ~~General permits or applications subject to~~ Schedule B and Schedule F or to AFO/CAFO registration in Schedule D if continuing education certification is submitted with initial registration and each annual registration request as required by rule 335-6-7-.18;

(b) a fee which shall be the sum of the fees for each applicable type of permit application, and each action deemed necessary to complete evaluation of the application, as specified in Fee Schedules A through J; and

(c) a public hearing fee of \$~~3,945~~4,695 if a public hearing relating to the permit application is held.

(2) Any person making application to the Department for modification of a permit to change the name of the permittee only or to transfer the permit only shall be subject to a \$~~375~~445 fee per application.

(3) Fees required by AFO/CAFO registration may be suspended by category by the Director to reflect the budgetary circumstances of the AFO/CAFO program.

Author: Marilyn Elliott, Russell Kelly.

Statutory Authority: Code of Alabama 1975, § 22-22A-5.

History: February 13, 1985.

Amended: October 30, 1990; January 16, 1997; March 31, 1999; January 9, 2002; January 10, 2006; November 14, 2006; January 22, 2008, May 26, 2009; [XXXXX, 2011](#).

335-1-6-.05 Water Quality Certification and Coastal Area Management Certification Fees.

Any person making application for the issuance, reissuance or modification of a water quality certification pursuant to section 401 of the Federal Water Pollution Control Act, 33 U.S.C. § 1341, and/or making request for a permit or consistency determination pursuant to chapter 335-8-1, shall be subject to the highest applicable fee as provided in Fee Schedule B-~~or F~~, as appropriate.

Author: Marilyn Elliott.

Statutory Authority: Code of Alabama 1975, § 22-22A-5.

History: February 13, 1985.

Amended: October 30, 1990; January 16, 1997; [XXXXX, 2011](#).

335-1-6-.06 Other Certification, Variance and License Fees. Any person making application for the issuance or reissuance of a variance, license or certification shall be subject to a fee as provided in Fee Schedule G.

Author: Marilyn Elliott.

Statutory Authority: Code of Alabama 1975, § 22-22A-5.

History: February 13, 1985.

Amended: October 30, 1990; January 16, 1997.

335-1-6-.07 Payment of Fees.

(1) Payment of permit application/registration fees required under subparagraphs (1)(a) and (1)(b) or paragraph (2) of rule 335-1-6-.04 shall be included with the permit application/registration. No permit application shall be processed without payment of such fees.

(2) Any fee required under subparagraph (1)(c) of rule 335-1-6-.04 shall be billed to the applicant. Payment of such fee shall be made within thirty days of the invoice date. No final decision regarding the permit application shall be made until after payment of such fee. Failure to make payment as provided herein shall constitute cause for non-processing/denial of the permit application.

(3) Payment of fees required under rule 1-6-.05 shall be made within thirty days of the date of the invoice which the Department shall send to the person making the application or request or requiring the certificate.

(4) Payment of fees required under rule 335-1-6-.06 shall be included with the application for such license, variance or certification. No application shall be processed without payment of such fees.

(5) All fees paid pursuant to the requirements of this chapter shall be non-refundable.

(6) All fees and remittances shall be made payable to the Alabama Department of Environmental Management.

Author: Marilyn Elliott, Russell A. Kelly.

Statutory Authority: Code of Alabama 1975, § 22-22A-5.

History: February 13, 1985.

Amended: January 16, 1997; March 31, 1999; January 9, 2002; May 16, 2002; October 4, 2002, August 4, 2004; January 10, 2006; July 11, 2006; November 14, 2006; January 22, 2008; January 19, 2010; [XXXXX, 2011](#).

**SCHEDULE A
AIR QUALITY PERMITS**

<u>Type of Activity</u>	<u>Fee</u>
Permit Preparation (Per Permit)	\$685 <u>815</u>
State Regulations Only (Per Permit)	\$270 <u>320</u>
Public Comment Period (Per Application)	\$345 <u>410</u>
NSPS Review (Per Permit/Per NSPS)	\$1,305 <u>1,555</u>
NESHAPS Review (Per Permit/Per NESHAP)	\$1,305 <u>1,555</u>
MACT/112(g) Determination (Per Pollutant/Per Determination)	\$440 <u>525</u>
PSD Review (Per Application)	\$1,125 <u>1,340</u>
BACT Determination (Per Pollutant)	\$440 <u>525</u>
Non-Attainment Review Submittal Fee (Per Application)	\$1,125 <u>1,340</u>
LAER Determination (Per Permit per Pollutant/Per Determination)	\$440 <u>525</u>
Plantwide Applicability Limits (PAL) Review (Per Pollutant)	\$5,525 <u>6,575</u>
Non-Criteria Air Pollutant Review (Per Pollutant)	\$885 <u>1,055</u>
Modeling Review	
Modeling Protocol Review	\$1,200 <u>1,430</u>
Modeling Review	\$8,900 <u>10,590</u>
Class 1 Modeling Review	\$1,200 <u>1,430</u>
Emission Inventory Preparation	\$680 <u>810</u> + \$70 <u>85</u> /point/pollutant
Meteorological Data	\$510 <u>605</u>
Adequacy Determination of Preconstruction Monitoring Network/Data	\$3,470 <u>4,130</u>
Soil Remediation Plan Review	\$300 <u>360</u>
Certification and Recertification of Asbestos Removal Contractors	\$345 <u>410</u>
Name Change [335-1-6-.04(2)]	\$375 <u>445</u> + \$70 <u>85</u> per permit

**FEE SCHEDULE B
COASTAL USE PERMITS STATEWIDE WATER QUALITY CERTIFICATION
AND PROJECT REVIEWS**

<u>Type of Activity</u>	<u>Fee</u>
<u>Commercial and/or Residential Development</u>	
a) Commercial and Residential Development (335-8-2-.11) greater than 5 acres and less than 25 acres in size.	\$ 4,215 <u>5,015</u>
b) Commercial and Residential Development (335-8-2-.11) 25 acres or greater and less than 100 acres in size.	\$ 8,905 <u>10,595</u>
c) Commercial and Residential Development (335-8-2-.11) 100 acres or greater in size.	\$ 12,100 <u>14,400</u>
Groundwater extraction from a well having capacity of 50 gpm or more (335-8-2-.09).	\$ 1,865 <u>2,220</u>
<u>Construction on Beaches and Dunes (335-8-2-.08)</u>	
a) 1 single family dwelling or 1 duplex.	\$ 620 <u>740</u>
b) 2 single family dwellings or 2 duplexes.	\$ 820 <u>975</u>
c) Commercial (non-residential) structure, multi-unit residential structure having more than 2 units, or any other combination of living units not covered under a) or b) above.	\$ 8,155 <u>9,705</u>
d) Hardened erosion control structure, including retaining walls, seawalls, bulkheads and similar structure, or the placement of rip-rap.	\$ 950 <u>1,130</u>
<u>Beach Nourishment Projects on Gulf Beaches</u>	
a) Gulf Beach Nourishment Project filling less than 1,000 square feet of State waterbottoms.	\$ 885 <u>1,055</u>
b) Gulf Beach Nourishment Project filling 1,000 square feet to 100,000 square feet of State waterbottoms.	\$ 1,770 <u>2,105</u>
c) Gulf Beach Nourishment Project filling greater than 100,000 square feet of State waterbottoms.	\$ 3,260 <u>3,880</u>
<u>Projects Impacting Wetlands</u>	
a) Project involving the dredging or filling of less than 1,000 square feet of wetlands.	\$ 985 <u>1,180</u>
b) Project involving the dredging or filling of 1,000 square feet or more of wetlands.	\$ 1,980 <u>2,355</u>
c) Pile Supported residential, multifamily or commercial structure (does not include piers, walkways, gazebos).	\$ 1,840 <u>2,190</u>
<u>Projects Impacting Water Bottoms</u>	
a) Project involving the filling of less than 1,000 square feet of water bottom.	\$ 990 <u>1,180</u>
b) Project involving the filling of 1,000 square feet or more of water bottom.	\$ 1,980 <u>2,355</u>

**FEE SCHEDULE B
COASTAL USE PERMITS STATEWIDE WATER QUALITY CERTIFICATION
AND PROJECT REVIEWS**

<u>Type of Activity</u>	<u>Fee</u>
c) Project involving the dredging of less than 10,000 cubic yards of material from the water bottom.	\$ 990 <u>1,180</u>
d) Project involving the dredging of 10,000 cubic yards to 100,000 cubic yards of material from the water bottom.	\$ 1,980 <u>2,355</u>
e) Project involving the dredging of greater than 100,000 cubic yards of material from the water bottom.	\$ 3,670 <u>4,365</u>
f) Project which involves the construction of coastal or inland marinas, canals, or creek relocation or modification.	\$ 1,980 <u>2,355</u>
g) Raised creek crossing.	\$ 375 <u>445</u>
<u>Shoreline Stabilization of Non Gulf-Fronting Properties</u>	
a) Shoreline stabilization project involving less than 200 feet of shoreline stabilization, including bulkhead construction or placement of rip-rap.	\$ 375 <u>445</u>
b) Shoreline stabilization project involving greater than 200 feet of shoreline stabilization including bulkhead construction or placement of rip-rap.	\$ 620 <u>740</u>
Groin, jetty, and/or other sediment catching shoreline structure.	\$ 785 <u>935</u>
Construction of pile supported pier, dock, boardwalk, or other similar structure.	\$ 375 <u>445</u>
Siting, construction and operation of energy facility (335-8-2-.10).	\$ 3,060 <u>13,600</u>
Mitigation bank project.	\$ 4,075 <u>4,850</u>
State agency permits subject to review (335-8-1-.08), not otherwise specified in Schedule B.	\$ 785 <u>935</u>
Federal activity, license, or permits (335-8-1-.09, -.10) not otherwise specified in Schedule B.	\$ 785 <u>935</u>
Project requiring certification for a Federal Energy Regulatory Commission permit or authorization.	\$ 3,060 <u>3,640</u>
All other projects <u>and/or consistency reviews</u> not otherwise specified in Schedule B which are subject to ADEM's Division 8 regulations.	\$ 375 <u>445</u>
<u>Certification transfer or to change the name of the applicant only.</u>	<u>\$445</u>
Modifications, <u>and/or time extension</u> , including extensions , not requiring public notice.	\$ 375 <u>445</u>
Modifications <u>and/or time extension</u> , requiring public notice shall be one-half the fee listed in schedule B but in no case less than \$ 375 <u>445</u> .	½ or \$ 375 <u>445</u>

**FEE SCHEDULE B
COASTAL USE PERMITS STATEWIDE WATER QUALITY CERTIFICATION
AND PROJECT REVIEWS**

<u>Type of Activity</u>	<u>Fee</u>
Additive fee for variance request.	\$1,530
	<u>1,820</u>

**FEE SCHEDULE C
HAZARDOUS WASTE PERMITS**

<u>TYPE OF ACTIVITY</u>	INITIAL UNIT (1)	NEW DESIGN/ ADDITIONAL UNIT (2)	MINOR MOD (3)	MAJOR MOD (4)	CLOSURE PLAN (5)
Permit Type (6)					
Transport-Hazardous Waste/ Used Oil	\$985 <u>1,170</u>	-----	\$540 <u>645</u>	\$985 <u>1,170</u>	-----
Base Application (Non Transporter) (25)	\$3,260 <u>3,880</u>	-----	-----	-----	-----
Storage (Container/Tank/Containment Building)	\$17,030 <u>20,265</u>	\$12,850 <u>15,290</u>	\$1,085 <u>1,290</u>	\$4,215 <u>5,015</u>	\$3,805 <u>4,530</u>
Drip Pad	\$17,030 <u>20,265</u>	\$12,850 <u>15,290</u>	\$1,085 <u>1,290</u>	\$4,215 <u>5,015</u>	\$3,805 <u>4,530</u>
Treatment (7)	\$21,620 <u>25,730</u>	\$16,255 <u>19,345</u>	\$1,360 <u>1,620</u>	\$5,335 <u>6,350</u>	\$4,560 <u>5,425</u>
Thermal Treatment (8)	\$52,080 <u>61,975</u>	\$39,095 <u>46,525</u>	\$3,365 <u>4,005</u>	\$12,950 <u>15,410</u>	\$4,560 <u>5,425</u>
Land Treatment	\$29,200 <u>34,750</u>	\$21,960 <u>26,130</u>	\$1,840 <u>2,190</u>	\$7,245 <u>8,620</u>	\$9,145 <u>10,885</u>
Waste Pile	\$24,645 <u>29,330</u>	\$18,565 <u>22,090</u>	\$1,530 <u>1,820</u>	\$6,085 <u>7,240</u>	\$9,145 <u>10,885</u>
Surface Impoundment	\$39,875 <u>47,450</u>	\$29,985 <u>35,680</u>	\$2,520 <u>3,000</u>	\$9,890 <u>11,770</u>	\$9,145 <u>10,885</u>

**FEE SCHEDULE C
HAZARDOUS WASTE PERMITS**

<u>TYPE OF ACTIVITY</u>	INITIAL UNIT (1)	NEW DESIGN/ ADDITIONAL UNIT (2)	MINOR MOD (3)	MAJOR MOD (4)	CLOSURE PLAN (5)
Landfill	\$50,380 <u>59,950</u>	\$37,835 <u>45,025</u>	\$3,200 <u>3,810</u>	\$12,410 <u>14,770</u>	\$9,145 <u>10,885</u>
Post-Closure (9)	\$38,345 <u>45,630</u>	\$28,830 <u>34,310</u>	\$2,385 <u>2,840</u>	\$9,520 <u>11,330</u>	-----
SWMU Only (10)	\$7,615 <u>9,060</u>	-----	\$480 <u>570</u>	\$1,900 <u>2,260</u>	-----
Miscellaneous Units	\$43,780 <u>52,100</u>	\$32,905 <u>39,155</u>	\$2,720 <u>3,235</u>	\$10,880 <u>12,945</u>	-----
Corrective Action Management Unit (17)	\$19,785 <u>23,545</u>	\$14,855 <u>17,680</u>	\$1,295 <u>1,540</u>	\$4,965 <u>5,910</u>	Varies (18)
Non-Unit Specific Modifications (11)	-----	-----	\$540 <u>645</u>	\$2,520 <u>3,000</u>	-----
Modifications to Incorporate Final Corrective Measures	-----	-----	-----	\$6,795 <u>8,085</u>	-----

**FEE SCHEDULE C
HAZARDOUS WASTE PERMITS**

<u>TYPE OF ACTIVITY</u>	INITIAL UNIT (1)	NEW DESIGN/ ADDITIONAL UNIT (2)	MINOR MOD (3)	MAJOR MOD (4)	CLOSURE PLAN (5)
ADDITIVE FEES (12)					
Groundwater Contamination (13)					
Plume Undefined	\$ 28,930 <u>34,425</u>	\$ 21,690 <u>25,810</u>	-----	-----	-----
Plume Defined	\$ 15,225 <u>18,120</u>	\$ 11,395 <u>13,560</u>	-----	-----	-----
Trial Burn (14)	\$ 7,615 <u>9,060</u>	-----	-----	-----	-----
RCRA Facility Assessment (RFA) (24)	\$ 7,615 <u>9,060</u>	-----	-----	-----	-----
RCRA Facility Investigation (RFI) Certification (15)	\$ 11,425 <u>13,595</u>	\$ 8,775 <u>10,440</u>	-----	-----	-----
Corrective Action Program (CAP) or Corrective Measures Implementation (CMI) Plan Certification (16)	\$ 19,790 <u>23,550</u>	\$ 14,855 <u>17,680</u>	\$ 1,300 <u>1,545</u>	\$ 4,965 <u>5,910</u>	-----
Temporary Unit	\$ 16,755 <u>19,940</u>	\$ 12,580 <u>14,970</u>	\$ 1,090 <u>1,295</u>	\$ 4,180 <u>4,975</u>	\$ 3,805 <u>4,530</u>
Off-Site Waste Analysis Certification (19)	\$ 3,805 <u>4,530</u>	-----	\$ 380 <u>450</u>	\$ 990 <u>1,180</u>	-----
Indirect Risk Assessment (20)	\$ 76,145 <u>90,615</u>	-----	-----	-----	-----

**FEE SCHEDULE C
HAZARDOUS WASTE PERMITS**

<u>TYPE OF ACTIVITY</u>	INITIAL UNIT (1)	NEW DESIGN/ ADDITIONAL UNIT (2)	MINOR MOD (3)	MAJOR MOD (4)	CLOSURE PLAN (5)
Confirmatory Sampling (CS) Work Plan Certification (21)	\$ 9,520 <u>11,330</u>	\$ 7,145 <u>8,505</u>	-----	-----	-----
Interim Measures (IM) Work Plan Certification (22)	\$ 9,520 <u>11,330</u>	\$ 7,145 <u>8,505</u>	-----	-----	-----
Corrective Measures Study (CMS) Certification (23)	\$ 11,560 <u>13,755</u>	\$ 8,840 <u>10,520</u>	-----	-----	-----

FEE SCHEDULE C (Continued)

EXPLANATORY NOTES

- (1) Fee applies to initial unit (design) of a given type at a facility.
- (2) Fee applies to additional designs and/or units of the same type unit or process at a given facility.
- (3) Refer to rule 335-14-8-.04(3) for classification of minor mods. Each separate mod request requires a separate fee payment. Multiple changes to a permit consolidated in one mod request will be charged a single fee for each applicable unit. (e.g., A facility permitted for container storage and a landfill who requests modifications to both units will be charged the appropriate fee for each unit.)
- (4) Refer to rule 335-14-8-.04(2) for classification of major mods. Each separate mod request requires a separate fee payment. Multiple changes to a permit consolidated in one mod request will be charged a single fee for each applicable unit. (e.g., A facility permitted for container storage and a landfill who requests modifications to both units will be charged the appropriate fee for each unit.)
- (5) If clean closure is not attained and a post-closure permit is required, then the cost is credited to the post-closure permit fee. Closure plan fees shall be charged per unit to be closed.
- (6) Fees for miscellaneous units (rule 335-14-5-.24) and for other units not specifically listed shall be assessed based on the fees established for the permit type most closely analogous to the activity in question. For example, an open burning/open detonation unit would be assessed fees for thermal treatment; a stabilization unit would be assessed fees for treatment; etc.
- (7) Fee applies to all treatment units except land treatment units and thermal treatment units.
- (8) Fee applies to incinerators, boilers, industrial furnaces, and other thermal treatment units.
- (9) Fee applies to each hazardous waste management unit which is subject to post-closure permitting requirements. Multiple units which are closed under a single (common) cap will be charged the fee for a single post-closure unit. Fee also applies to certification of post-closure plans required by order.
- (10) Fee applies to permits which include solid waste management unit (SWMU) requirements (pursuant to ADEM Admin. Code rs. 335-14-5-.06(12), 335-14-5-.19, 335-14-8-.02(5)(d), but do not include regulated hazardous waste management unit requirements. This fee applies to facilities which have completed all closure and post-closure requirements for regulated hazardous waste management units, but do not complete all SWMU requirements.
- (11) Fee applies to modifications which are not unit specific (i.e., mods not affecting the unit type, design, or configuration). Examples: contingency plan changes, transfer of ownership, personnel training plan changes, changes to groundwater monitoring system, etc.

FEE SCHEDULE C (Continued)

EXPLANATORY NOTES

- (12) Additive fees are levied in addition to base application fees as applicable. Total fees due are sum of base application fees and additive fees applicable to a given facility/application.
- (13) Initial fee applies to the first contaminant plume at a facility. The additional unit fee will be charged for each additional, separate plume at the same facility.
- (14) Fee applies to each trial burn performed.
- (15) Initial fee applies to the first investigation at a facility imposed by the Department under ADEM Admin. Code r. 335-14-5-.06(12). The fee is applicable at the time the investigation is imposed. The additional unit fee will be charged for each additional, separate investigation at the same facility (e.g. an investigation of a newly discovered area of contamination). This fee is also applicable to any investigation required by statute or order that is designed to assess the extent of contamination at a facility or a single unit within a facility.
- (16) Fee applies to each separate corrective action program proposal or corrective measures implementation plan submitted. CAPs which integrate multiple technologies (e.g., pump and treat, biological, chemical, physical, etc.) into a single system shall be charged a single fee for the system. Facilities which have multiple separate programs (e.g., two separate groundwater contamination plumes, one remediated using pump and treat and the other using vapor extraction) shall be charged a separate fee for each separate system. This fee is also applicable to passive corrective measures (e.g. land-use restrictions, monitored natural attenuation).
- (17) Fee applies to each separate corrective action management unit (CAMU) designated/approved at a facility. This fee is in addition to any other fees applicable to any hazardous waste management units included within a CAMU.
- (18) Fee determined based on type of units (Storage - ~~\$3,400~~4,045; Treatment [except Land Treatment] - ~~\$4,075~~4,850; Disposal/Land Treatment - ~~\$8,160~~9,710).
- (19) Fee applies to facilities which receive hazardous waste from off-site sources (e.g., commercial facilities).
- (20) Fee applies to thermal treatment units required to conduct indirect risk assessments.
- (21) Initial fee applies to the first CS work plan at a facility. The additional unit fee will be charged for each additional, separate CS workplan at the same facility.
- (22) Initial fee applies to the first IM work plan at a facility. The additional unit fee will be charged for each additional, separate IM workplan at the same facility.
- (23) Initial fee applies to the first CMS work plan at a facility. The additional unit fee will be charged for each additional, separate CMS workplan at the same facility.
- (24) Fee is charged per each RFA Report prepared for a given facility.
- (25) Base application fee calculated for 10-year permit period.

**FEE SCHEDULE D
WATER PERMITS**

<u>Type of Activity</u>	Initial Registration/Issuance Reissuance or Modification (effluent limit change) (injection zone change or compatibility study)	Modification (no effluent limit change) (no injection zone change or no compatibility study)
Major Industrial Discharger	\$ 8,400 <u>9,995</u>	\$ 1,840 <u>2,190</u>
Minor Industrial Discharger	\$ 2,620 <u>3,120</u>	\$ 1,460 <u>1,735</u>
Major Municipal & Private	\$ 3,300 <u>3,925</u>	\$ 1,530 <u>1,820</u>
Minor Municipal & Private & Water Treatment	\$ 2,005 <u>2,385</u>	\$ 1,050 <u>1,250</u>
Municipal Stormwater <u>(MS-4)</u>	\$ 3,300 <u>3,925</u>	\$ 1,530 <u>1,820</u>
Municipal & Private Sludge Only	\$1,260	\$850
Mineral/Resource Extraction Mining, Storage Transloading, Dry Processing	\$ 2,720 <u>3,235</u>	\$ 1,595 <u>1,890</u>
Wet Preparation, Processing, Beneficiation	\$ 3,200 <u>3,810</u>	\$ 1,840 <u>2,190</u>
Coalbed Methane	\$ 3,200 <u>3,810</u>	\$ 1,840 <u>2,190</u>
General Permit	\$ 645 <u>770</u>	\$ 375 <u>445</u>
Minor NPDES Modifications	-----	\$ 375 <u>445</u>
ADDITIVE FEES		
Modeling with Data Collection (10 Stations)	\$ 42,290 <u>50,325</u>	\$ 42,290 <u>50,325</u>
Modeling with Data Collection (5 Stations)	\$ 34,535 <u>41,095</u>	\$ 34,535 <u>41,095</u>
Modeling - desktop	\$ 3,400 <u>4,045</u>	\$ 3,400 <u>4,045</u>
Review of Model Performed by Others	\$ 1,895 <u>2,255</u>	\$ 1,895 <u>2,255</u>
Seasonal Limits	\$ 3,400 <u>4,045</u> / additional season	\$ 3,400 <u>4,045</u> / additional season
Biomonitoring & Toxicity Limits	\$ 475 <u>565</u>	\$ 475 <u>565</u>
316b Phase I, and Phase II, and <u>Phase III</u> Facilities [Permit <u>Issuance/Re-issuance</u> <u>Modification</u> Only]	\$ 2,365 <u>2,815</u>	0

**FEE SCHEDULE D
WATER PERMITS**

<u>Type of Activity</u>	Initial Registration/Issuance Reissuance or Modification (effluent limit change) (injection zone change or compatibility study)	Modification (no effluent limit change) (no injection zone change or no compatibility study)
Review of Site Specific Impingement and Entrainment Studies and/or Comprehensive Demonstration Studies Study Applicable to 316b Phase I (Track 2) and Phase II (Alternative 2, 3, 4, 5) Facilities	\$ 18,920 <u>22,515</u> ¹	0
SID		
Indirect Discharge (SID)	\$ 1,800 <u>2,140</u>	\$ 990 <u>1,180</u>
Indirect Discharge with EPA Established Categorical Effluent Guidelines	\$ 2,040 <u>2,430</u>	\$ 1,225 <u>1,460</u>
UIC		
Class III Well	\$ 15,710 <u>18,695</u>	\$ 1,050 <u>1,250</u>
Class V Well	\$ 2,005 <u>2,385</u>	\$ 1,050 <u>1,250</u>
General Permit	<u>\$770</u>	<u>\$445</u>
WATER SUPPLY		
Surface Water Treatment Plant/System	\$ 2,145 <u>2,555</u>	\$ 1,050 <u>1,250</u>
Distribution System	\$ 1,400 <u>1,665</u>	\$ 915 <u>1,090</u>
Groundwater Supply (Well/System)	\$ 1,735 <u>2,065</u>	\$ 915 <u>1,090</u>
Name Change/Permit Minor Mod	-----	\$ 375 <u>445</u>
AFO/CAFO Individual Permit	\$ 3,470 <u>4,130</u>	\$ 2,720 <u>3,235</u>
AFO/CAFO Registration:		
AFO	\$ 210 <u>250</u>	\$ 70 <u>85</u>
CAFO:		
500 Animal Units	\$210	\$70

¹ Due upon submittal of CDS

**FEE SCHEDULE D
WATER PERMITS**

<u>Type of Activity</u>	Initial Registration/Issuance Reissuance or Modification (effluent limit change) (injection zone change or compatibility study)	Modification (no effluent limit change) (no injection zone change or no compatibility study)
501-1,000-1,999 Animal Units	\$340 <u>405</u>	\$210 <u>250</u>
<u>1,000-1,499 Animal Units</u>	<u>\$775</u>	<u>\$455</u>
<u>1,500-1,999 Animal Units</u>	<u>\$1,145</u>	<u>\$655</u>
<u>2,000 or more Animal Units</u>	<u>\$1,515</u>	<u>\$860</u>
ADDITIVE FEES		
CAFO Registration—Each Additional 500 Animal Units over 1,000—Total Combined Base and Additive Fee Not to Exceed \$1,180	\$310	\$170

**FEE SCHEDULE E
SOLID WASTE PERMITS/REGISTRATION**

<u>Type of Activity</u>	<u>Initial Issuance</u>	<u>Modification</u>	<u>Reissuance</u>
Medical Waste Transfer Facility	\$950 <u>1,130</u>	\$340 <u>405</u>	\$620 <u>740</u>
New Technology Review	\$4,765 <u>5,670</u>	-----	-----
Commercial Treatment Facility	\$7,685 <u>9,145</u>	\$3,400 <u>4,045</u>	\$4,285 <u>5,100</u>
Commercial Transportation of Medical Waste	\$1,630 <u>1,940</u>	\$680 <u>810</u>	\$950 <u>1,130</u>
Storage of Untreated Medical Waste	\$1,225 <u>1,460</u>	\$310 <u>370</u>	\$915 <u>1,090</u>
Municipal Solid Waste Landfill	\$39,160 <u>46,600</u>	-----	\$8,700 <u>10,355</u>
Minor Mod. (1)*	-----	\$1,530 <u>1,820</u>	-----
Major Mod. (2)*	-----	\$15,225 <u>18,120</u>	-----
Construction/Demolition Waste Landfill	\$3,335 <u>3,970</u>	-----	\$1,260 <u>1,500</u>
Minor Mod. (1)*	-----	\$680 <u>810</u>	-----
Major Mod. (2)*	-----	\$1,360 <u>1,620</u>	-----
Industrial Waste Landfill	\$5,915 <u>7,040</u>	-----	\$1,905 <u>2,265</u>
Minor Mod. (1)*	-----	\$680 <u>810</u>	-----
Major Mod. (2)*	-----	\$2,040 <u>2,430</u>	-----
<u>Compost Facility</u>	<u>\$2,700</u>		<u>\$1,020</u>
<u>Minor Mod.</u>		<u>\$680</u>	
<u>Major Mod</u>		<u>\$1,080</u>	
ADDITIVE FEES			
Geological Review	\$2,275 <u>2,705</u>	\$1,530 <u>1,820</u>	\$1,530 <u>1,820</u>
Solid Waste Disposal Notification	\$100 <u>120</u>	\$100 <u>120</u>	\$100 <u>120</u>
Compost Facility	\$1,495	\$820	-----
Variance Request	\$680 <u>810</u>	\$680 <u>810</u>	\$680 <u>810</u>

*1. These are modifications as included in ADEM Admin. Code rule 335-13-5-.06(2).

*2. These are modifications as included in ADEM Admin. Code rule 335-13-5-.06(1).

FEE SCHEDULE F

**NPDES CONSTRUCTION MATERIALS, NON-COAL, NON-METALLIC MINING,
ETC. STORMWATER COMPLIANCE AND NPDES
REGISTRATION/AUTHORIZATION PROGRAM**

Construction Materials Non-Coal Non-Metallic Mining, Excavation, Borrow, Disturbance, Development Dry Processing Storage, and Transloading Sites Less Than Five Acres Base Annual and Additive Registration and General Permit Authorization Fees.

Description	Base Annual Registration, Authorization Fee	Major Modification Fee 1/	Tier 1 Water Fee Additive Increment Fee 2/
Base Fee – Sites less than 5 acres.			
1. (Sites 5 acres and greater require Individual NPDES Permit Coverage)	\$375	\$240	\$170
Construction Base Annual and Additive Registration and General Permit Authorization Fees			
1. Base Fee – Less than 5 acres	\$240	\$240	\$170
2. Base Fee – 5 acres up to 10 acres	\$375	\$240	\$170
3. Base Fee – 10 acres up to 25 acres	\$580	\$240	\$170
4. Base Fee – 25 acres up to 50 acres	\$780	\$240	\$170
5. Base Fee – 50 acres up to 75 acres	\$990	\$240	\$170
6. Base Fee – 75 acres up to 100 acres	\$1,190	\$240	\$170
7. Base Fee – Greater than 100 acres	\$1,400	\$240	\$170

1/ A Major Modification Additive Increment Fee is required for a request for Major Modification of an existing registration approval or authorization. ~~The increment fee is additive as the disturbed area expands or the permitted area is modified from an existing permitted category through subsequent category(s) and when a new receiving waterbody or waterbody segment is added that was not identified on the NOR/NOI upon which existing permit coverage approval was granted.~~

2/ An Impacted Watershed Additive Increment Fee, required for all registrations/authorizations for projects discharging to any Tier 1 water, shall be submitted with each initial registration/authorization request, and each Major Modification Request, and each subsequent annual registration/authorization request. ~~The increment fee is additive as the disturbed area expands or the permitted area is modified from an existing permitted category through subsequent category(s) and when a discharge to a Tier 1 water is added that was not identified on the NOR/NOI upon which existing permit coverage approval was granted.~~

<u>Description</u>	<u>Annual Registration/Authorization</u>	<u>Major Modification</u>
<u>Additive Greenfield Fee</u>	\$750	-----

~~A Greenfield Fee is not required if continuing education certification acceptable to the Department is submitted with each initial registration/authorization request, each annual registration/authorization request, or each Major Modification Request, and as otherwise required by the Director or his designee.~~

Initial Registration Fee Applicability

~~The initial annual registration fee required under this fee schedule shall not apply to the initial registration request/approval for a construction site granted authorization under General Permit ALG610000 in writing by the Department that is subject to and remits the authorization fee required pursuant to Fee Schedule F, after the effective date of Fee Schedule F and prior to the effective date of the ADEM Phase 2 construction stormwater management program.~~

Credit/Debit Card Processing Fee

~~If approved by the Department, any fee paid by credit/debit card in conjunction with electronic submittal of a registration/authorization request is subject to an additional convenience charge required to electronically process fee transaction.~~

Up-Front Payment of Fees for Extended Duration Permit Coverage

~~Annual Base and Additive Fees for registrations/authorizations and major modifications can be tabulated and paid for annual coverage increments at one time for up to a maximum 5-year coverage duration.~~

**FEE SCHEDULE G
VARIANCES, CERTIFICATIONS AND LICENSES**

<u>Type of Activity</u>	<u>Initial Issuance</u>	<u>Reissuance</u>	Certification and Performance Evaluation (PE) Samples
Well Driller's License	\$200	\$200	-----
<u>Water and Wastewater Operator Certification</u>			
Examination Fee	\$150 <u>180</u>	-----	-----
Water and Wastewater Operator Certification Issuance Fee	\$60 <u>70</u>	-----	-----
Water and Wastewater Operator Certification Renewal via Internet	-----	\$35 <u>40</u>	-----
Water and Wastewater Operator Certification Renewal via Mail	-----	\$45 <u>55</u>	-----
Water and Wastewater Operator Certification Renewal Late Fee	-----	\$ 100 <u>120</u> ¹	-----
Water and Wastewater Operator Reciprocal Certification	\$85 <u>100</u>	-----	-----
Segmented Water System Certification	\$140	\$140	-----
Microbiological lab certification	\$170 <u>200</u>	\$170 <u>200</u>	-----
<u>Chemical laboratory certification</u>			
Metals	\$170 <u>200</u>	\$170	\$190
Cyanide	\$170	\$170	\$105
Pesticides	\$170 <u>200</u>	\$170	\$355
Herbicides	\$170 <u>200</u>	\$170	\$210
<u>Volatile Organic Chemicals</u>	<u>\$200</u>		
<u>Synthetic Organic Chemicals</u>	<u>\$300</u>		
<u>Disinfection Byproducts</u>	<u>\$300</u>		
EDB and DBCP	\$170	\$170	\$105
PCBs	\$170	\$170	\$125
Carbamates	\$170	\$170	\$125

¹ See ADEM Admin. Code r. 335-10-1-.11(3)

**FEE SCHEDULE G
VARIANCES, CERTIFICATIONS AND LICENSES**

<u>Type of Activity</u>	<u>Initial Issuance</u>	<u>Reissuance</u>	<u>Certification and Performance Evaluation (PE) Samples</u>
Haloacetic Acids	\$170	\$170	\$155
Chlorite	\$170	\$170	\$105
Bromate	\$170	\$170	\$105
Total Organic Carbon (TOC)	\$170	\$170	\$105
VOC/TTHM	\$240	\$240	\$275
SOC by GC or GC/MS	\$240	\$240	\$125
SOC by HPLC	\$170	\$170	\$125
SOC Other Methods	\$170	\$170	\$125
Inorganics	\$240 <u>200</u>	\$240	\$125
Radiologicals	\$170 <u>200</u>	\$170	\$140
Asbestos	\$170 <u>200</u>	\$170	\$140
Dioxin	\$170 <u>200</u>	\$170	\$140
Maximum annual chemical lab certification fee	\$680 <u>810</u>	\$680	-----

Coastal Variance See Schedule B

<u>Hazardous Waste</u>	<u>Initial Issuance</u>	<u>Modification</u>	<u>Reissuance</u>
Disposal Certification of Waste at a Commercial Hazardous Waste Landfill	\$170 <u>200</u>	\$170 <u>200</u>	\$170 <u>200</u>
Variance from Classification as a Solid Waste Pursuant to ADEM Admin. Code r. 335-14-1-.03(10)	\$7,615 <u>9,060</u>	-----	\$7,615 <u>9,060</u>
Delisting Certification Pursuant to ADEM Admin. Code r. 335-14-1-.03(2)	\$7,615 <u>9,060</u>	-----	-----

<u>Hazardous Waste</u>	<u>Initial Issuance</u>	<u>Modification</u>	<u>Reissuance</u>
Variance from a Hazardous Waste Treatment Standard Pursuant to ADEM Admin. Code r. 335-14-9-.04(5)	\$ 2,040 <u>2,430</u>	-----	\$ 2,040 <u>2,430</u>
Notification of Regulated Waste Activity	\$ 85,100	-----	\$ 85,100
Variance to be classified as a boiler pursuant to ADEM Admin. Code r. 335-14-1-.03(12)	\$ 2,040 <u>2,430</u>	-----	\$ 2,040 <u>2,430</u>
Variance to extend the effective date of a LDR on a case-by-case basis	\$ 2,040 <u>2,430</u>	-----	\$ 2,040 <u>2,430</u>
Variance to allow land disposal of a prohibited waste	\$ 2,040 <u>2,430</u>	-----	\$ 2,040 <u>2,430</u>
Hazardous Waste Generator Closure Certification	\$ 2,040 <u>2,430</u>	-----	\$ 2,040 <u>2,430</u>

Type of Activity	Initial Issuance	Reissuance	Reissuance After Expiration
Solid Waste Landfill Operator Certification			
Landfill Operator Certification Issuance Fee	\$ 6070 <u>2,430</u>	-----	-----
Landfill Operator Certification Renewal Fee	-----	\$ 4555 <u>2,430</u>	-----
Landfill Operator Certification Late Renewal Fee	-----	-----	\$ 145 <u>175</u>
Landfill Operator Reciprocal Certification Fee	\$ 85,100	-----	-----

**FEE SCHEDULE H
BROWNFIELD REDEVELOPMENT AND VOLUNTARY CLEANUP PROGRAM**

Non-Responsible Party Applicant

<u>TYPE OF ACTIVITY</u>	<u>ASSOCIATED FEE</u>	<u>MINOR MODIFICATION</u>	<u>MAJOR MODIFICATION</u>
Application (1)	\$2,360 <u>2,810</u>	NA	NA
With Variance	\$7,870 <u>9,365</u>	NA	NA
Assessment Plan Review	\$3,145 <u>3,745</u>	\$785 <u>935</u>	\$1,575 <u>1,875</u>
Cleanup Plan Review	\$5,505 <u>7,375</u>	\$785 <u>935</u>	\$1,575 <u>1,875</u>
Letter of Concurrence			
Unconditional	\$785 <u>935</u>	NA	NA
Conditional	\$1,965 <u>2,340</u>	NA	NA
Property Eligibility Determination (2)	\$315 <u>375</u>	NA	NA

Responsible Party Applicant

<u>TYPE OF ACTIVITY</u>	<u>ASSOCIATED FEE</u>	<u>MINOR MODIFICATION</u>	<u>MAJOR MODIFICATION</u>
Application (1)	\$2,360 <u>2,810</u>	NA	NA
With Variance	\$7,870 <u>9,365</u>	NA	NA
Assessment Plan Review	\$11,425 <u>13,595</u>	\$1,295 <u>1,540</u>	\$4,965 <u>5,910</u>
Cleanup Plan Review	\$19,785 <u>24,370</u>	\$1,295 <u>1,540</u>	\$4,965 <u>5,910</u>
Letter of Concurrence			
Unconditional	\$785 <u>935</u>	NA	NA
Conditional	\$1,965 <u>2,340</u>	NA	NA
Property Eligibility Determination (2)	\$315 <u>375</u>	NA	NA

- (1) Submittal of the appropriate application fee is required prior to the review of any plans, reports, and, or certifications.
- (2) Property eligibility determinations are valid for a period of one year from date of issuance.

**FEE SCHEDULE I
SCRAP TIRE PROGRAM PERMITS/REGISTRATIONS**

<u>Type of Activity</u>	<u>Initial Issuance</u>	<u>Modification</u>	<u>Reissuance</u>
Class One Processor Permit	\$ 1,420 <u>1,690</u>	\$ 355 <u>420</u>	\$ 705 <u>840</u>
Class Two Processor Permit	\$ 1,180 <u>1,405</u>	\$ 300 <u>355</u>	\$ 590 <u>700</u>
Class Three Processor Permit	\$ 1,180 <u>1,405</u>	\$ 300 <u>355</u>	\$ 590 <u>700</u>
Class Four Processor Permit (see Note 1)	\$240	\$60	\$120
Scrap Tire Transporter Permit	\$ 475 <u>565</u>	\$ 120 <u>145</u>	\$ 240 <u>285</u>
Limited-use Transporter Permit (see Note 2 <u>1</u>)	\$ 120 <u>145</u>	-----	\$ 120 <u>145</u>
Registration as an Exempt Processor	\$ 475 <u>565</u>	\$ 120 <u>145</u>	\$ 240 <u>285</u>
Registration for Engineered Use of Tire Materials	\$ 475 <u>565</u>	-----	-----

~~Note 1: This fee is in addition to the scrap tire transporter permit fee for a transporter acting as a processor. A SWDF or Class Two Receiver shall pay this fee only for a processor permit.~~

Note ~~2~~1: A limited-use transporter permit is available to property owners remediating a scrap tire pile on their own property, and shall be issued for a limited amount of time and under conditions as prescribed by ADEM.

See ADEM Admin. Code r. 335-4-3-.03(b) for definitions of processors.

**Fee Schedule J
Environmental Covenants Fees**

<u>Type of Activity</u>	<u>Initial Issuance</u>	<u>Modification</u>
Processing and Review Fee		
Institutional Controls	\$2,000 <u>2,380</u>	\$500 <u>595</u>
Engineering Controls	\$3,000 <u>3,570</u>	\$750 <u>895</u>
Registry Recording Fee		
For Class 1 controls*	\$6,400 <u>7,615</u>	\$300 <u>355</u>
For Class 2 controls*	\$4,400 <u>5,235</u>	\$300 <u>355</u>
For Class 3 controls*	\$2,450 <u>2,915</u>	\$300 <u>355</u>

* - For classification of institutional and engineering controls, see ADEM Admin. Code r. 335-5-1-.03(h).

Registry Recording Fee also includes costs of performing inspections for a 30-year period.

For sites utilizing both institutional controls and engineering controls, the processing and review fees shall be the greater of the applicable fees.

For sites with more than one classification of institutional or engineering control, the registry recording fee shall be the greater of the applicable fees.

For a property or site containing multiple individually deeded parcels covered by one or more similar covenants, the owner or operator may pay all applicable fees listed in Fee Schedule J or the owner or operator or other responsible party may include a provision in an order or agreement executed between the owner or operator or other responsible person and the Department to pay fees as provided in 335-5-1-.06(e).