

Amended 10/07/13

AGENDA\*  
MEETING OF THE  
ALABAMA ENVIRONMENTAL MANAGEMENT COMMISSION

DATE: October 18, 2013

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](http://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 AUGUST 16, 2013

2. ELECTIONS

The Commission will elect a Commission Chair and Vice Chair.

3. REPORT FROM THE DIRECTOR

4. REPORT FROM THE COMMISSION CHAIR

5. CONSIDERATION OF ADOPTION OF PROPOSED AMENDMENTS TO ADEM ADMIN. CODE DIVISION 335-6, WATER QUALITY PROGRAM REGULATIONS

The Commission will consider proposed amendments to ADEM Admin. Code Division 335-6, Water Quality Program Regulations, Chapter 335-6-16, Administrative Guidelines and Procedures for the Alabama Underground and Aboveground Storage Tank Trust Fund , Rule 335-6-16-.09, Scope of Tank Trust Fund Coverage. Revisions to this Rule are being proposed to establish the scope of Trust Fund coverage, effective January 1, 2014. The scope of Trust Fund coverage is proposed at \$1.3 million per incident. The Department held a public hearing on the proposed amendments on September 11, 2013.

6. THE CITY OF BRUNDIDGE, ALABAMA V. ADEM, AND BRUNDIDGE ACQUISITIONS, LLC, EMC DOCKET NO. 13-02

The Commission will consider the Report of Hearing Officer in this appeal/request for hearing regarding the transfer of Solid Waste Disposal Facility Permit No. 55-07 by ADEM to Brundidge Acquisitions, LLC on March 22, 2013.

7. OTHER BUSINESS

8. FUTURE BUSINESS SESSION

**PUBLIC COMMENT PERIOD**

(The Requests from the public to address the Commission are attached to the agenda.)

**Request 1**

Nelson Brooke, Black Warrior Riverkeeper, on behalf of Black Warrior Riverkeeper, Inc.  
SUBJECT: The City of Uniontown's Wastewater Treatment Plant, Uniontown Lagoon  
(Chair Brown will recommend that the Commission grant the Request contingent upon the presentation not including references to matters that are the subject of pending legal or administrative actions.)

**Request 2**

Barbara Evans, Citizen

SUBJECT: Wastewater Spray Field in Uniontown, Alabama  
(Chair Brown will recommend that the Commission grant the Request contingent upon the presentation not including references to matters that are the subject of pending legal or administrative actions.)

**Request 3**

Benjamin Eaton, on behalf of Black Belt Citizens Fighting for Health and Justice  
SUBJECT: Uniontown's Wastewater Treatment Plant, Wastewater Spray Field  
(Chair Brown will recommend that the Commission grant the Request contingent upon the presentation not including references to matters that are the subject of pending legal or administrative actions.)

REQUEST 1

Black Warrior RIVERKEEPER®  
712 37<sup>th</sup> Street South  
Birmingham, AL 35222  
Tel: (205) 458-0095  
Fax: (205) 458-0094  
edillard@blackwarriorriver.org  
[www.BlackWarriorRiver.org](http://www.BlackWarriorRiver.org)



September 13, 2013

H. Lanier Brown, II, Esq., Chairman  
Environmental Management Commission  
PO Box 301463  
Montgomery, AL 36130-1463

*Via electronic mail only*

Re: Request to Address the Environmental Management Commission  
October 18, 2013  
The City of Uniontown's Wastewater Treatment Plant

Dear Chairman Brown:

Black Warrior Riverkeeper, Inc. (Riverkeeper) is a nonprofit organization located in Birmingham, Alabama, whose mission is to protect and restore the Black Warrior River and its tributaries. At this time, on behalf of Riverkeeper, Nelson Brooke and I would each like the opportunity to address the Environmental Management Commission (EMC) on the Uniontown Lagoon, which is located in the Black Warrior River watershed. If our request is granted, we will of course provide the EMC with copies of our respective presentations closer to the scheduled meeting.

Please know that I appreciate your kind consideration of our request. Thank you.

Sincerely,

Eva Dillard  
Staff Attorney

cc: Debi Thomas, EMC Executive Assistant



**Barbara Evans  
278 Harriet Tubman Road  
Lowndesboro, Alabama 36752**

September 27, 2013

H. Lanier Brown II, Esq.  
Chairman, Alabama Environmental Management Commission  
P.O. Box 310463  
Montgomery, Alabama 36130

Dear Chairman Brown:

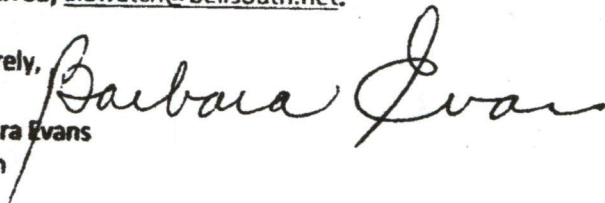
This is a request for me to have 3 minutes on the agenda at the upcoming EMC meeting on October 18, 2013. My subject will be the wastewater sprayfield in Uniontown, Alabama.

I will be brief and courteous. I am not a part of any legal action involving ADEM.

I appreciate your consideration. If there are any questions or concerns, I can be contacted at (334)284-0555 or (preferred) [alawatch@bellsouth.net](mailto:alawatch@bellsouth.net).

Sincerely,

Barbara Evans  
citizen





**BLACK BELT CITIZENS  
FIGHTING FOR HEALTH AND JUSTICE**  
P.O. Box 523  
Uniontown, AL 36786

October 4, 2013

H. Lanier Brown, II, Esq., Chairman  
Environmental Management Commission  
PO Box 301463  
Montgomery, AL 36130-1463

Via Fax to 334-279-3052  
Total of 2 pages

Re: Request to Address the Environmental Management Commission on  
October 18, 2013, regarding Uniontown's Wastewater Treatment Plant

Dear Chairman Brown:

Black Belt Citizens Fighting for Health and Justice is a non-profit organization of concerned citizens in Uniontown, Alabama. On behalf of our group, the undersigned member hereby requests to be placed on the agenda to address the Environmental Management Commission (EMC) at its next meeting to be held on October 18, 2013. We have an issue that we wish to bring before the EMC.

Regarding the City of Uniontown's upgrades to its Wastewater Treatment Plant (WWTP) we will express to the EMC our strenuous objections to the location proposed for construction of a second spray field. Mr. John Stevens, PE, Vice President of Sentell Engineering, Inc. in Tuscaloosa, Alabama, is the engineer in charge of this project.

The proposed new spray field site on the south side of Perry County Road 53 (coordinates of approximately 32-23.176N, 87-30.830W) is completely unsuitable for use as a wastewater spray field for many compelling reasons, which we will discuss in detail.

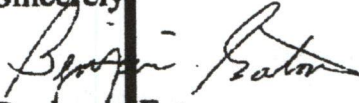
We will request ADEM's cooperation and support to find a reasonable and appropriate alternative location to resolve this issue for the long term for all the various stakeholders in the City of Uniontown's WWTP, before the grant and loan funds are mis-spent in building a new spray field that is doomed to fail.

H. Lanier Brown, II, Esq., Chairman

October 4, 2013

We ask that you approve this request for the undersigned member of our group to speak on behalf of the Black Belt Citizens Fighting for Health and Justice and other Uniontown citizens. We appreciate your consideration of our request. Thank you very much.

Sincerely,



Benjamin Eaton

PO Box 276

Uniontown, AL 36786

Home: 334-628-3012

Cell: 334-507-8951

[beneaton@bellsouth.net](mailto:beneaton@bellsouth.net)