

PRELIMINARY DETERMINATION

Permit Renewal

Franklin County Commission
Post Office Box 1028
Russellville, AL 35653

Franklin County Waste Disposal Facility
Permit No. 30-05

May 24, 2024

The Franklin County Commission has submitted to the Alabama Department of Environmental Management (ADEM) an application to continue to operate an industrial waste landfill known as the Franklin County Waste Disposal Facility (Permit No. 30-05). The waste stream for the Franklin County Waste Disposal Facility would remain nonputrescible and nonhazardous construction and demolition waste and rubbish as defined by ADEM Admin. Code r. 335-13-1-.03, discarded tires, and the industrial waste Vetrotex (a.k.a. Celotex). The service area for the Franklin County Waste Disposal Facility would remain Franklin, Marion, Winston, Lawrence, and Colbert Counties in Alabama. The maximum average daily volume of waste disposed at the Franklin County Waste Disposal Facility would remain 500 tons per day. The permit renewal application requested that all conditions of the current permit for the Franklin County Waste Disposal Facility, including previously approved variances and special conditions, be granted in the renewed permit.

The Franklin County Waste Disposal Facility is described as being located in a part of the Southeast ¼ and Northeast ¼ of Section 31, Township 6 South, Range 12 West, Franklin County, Alabama. The Franklin County Waste Disposal Facility consists of 91.89 acres with 49.85 acres approved for disposal.

The Land Division has determined that the permit renewal application complies with the requirements of ADEM's Administrative Code Division 13 regulations for an industrial waste landfill.

Technical Contact:

Mr. Jonathan Crosby
Solid Waste Engineering Section
Land Division
334-270-5644



SOLID WASTE DISPOSAL FACILITY PERMIT

PERMITTEE: Franklin County Commission

FACILITY NAME: Franklin County Waste Disposal Facility

FACILITY LOCATION: Southeast ¼ and Northeast ¼ of Section 31, Township 6 South, Range 12 West in Franklin County, Alabama. The facility area consists of approximately 91.89 acres with a disposal area of 49.85 acres.

PERMIT NUMBER: 30-05

PERMIT TYPE: Industrial

WASTE APPROVED FOR DISPOSAL: Nonputrescible and nonhazardous construction and demolition waste and rubbish as defined by ADEM Admin. Code r. 335-13-1-.03, discarded tires, and the industrial waste Vetrotex (a.k.a. Celotex).

APPROVED WASTE VOLUME: Maximum Average Daily Volume of waste is 500 tons per day.

APPROVED SERVICE AREA: Franklin, Marion, Winston, Lawrence, and Colbert Counties in Alabama

In accordance with and subject to the provisions of the Alabama Solid Wastes and Recyclable Materials Management Act, as amended, Code of Alabama 1975, SS 22-27-1 to 22-27-27 ("SWRMMA"), the Alabama Environmental Management Act, as amended, Code of Alabama 1975, SS 22-22A-1 to 22-22A-15, and rules and regulations adopted thereunder, and subject further to the conditions set forth in this permit, the Permittee is hereby authorized to dispose of the above-described solid wastes at the above-described facility location.

ISSUANCE DATE: XXXXXXXXXX

EFFECTIVE DATE: XXXXXXXXXX

EXPIRATION DATE: XXXXXXXXXX

**ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
SOLID WASTE PERMIT**

Permittee: Franklin County Commission
Post Office Box 1028
Russellville, AL 35653

Landfill Name: Franklin County Waste Disposal Facility

Landfill Location: A part of the Southeast ¼ and Northeast ¼ of Section 31, Township 6 South, Range 12 West, Franklin County, Alabama

Permit Number: 30-05

Landfill Type: Industrial Landfill

Pursuant to the Alabama Solid Wastes and Recyclable Materials Management Act, Code of Alabama 1975, §§ 22-27-1, *et seq.*, as amended, and attendant regulations promulgated thereunder by the Alabama Department of Environmental Management (ADEM), this permit is issued to Franklin County Commission (hereinafter called the Permittee), to operate to a solid waste disposal facility, known as the Franklin County Waste Disposal Facility.

The Permittee must comply with all terms and conditions of this permit. This permit consists of the conditions set forth herein (including those in any attachments), and the applicable regulations contained in Ch. 335-13-1 through Ch. 335-13-16 of the ADEM Administrative Code (hereinafter referred to as the "ADEM Admin. Code"). Rules cited are set forth in this document for the purpose of Permittee reference. Any Rule that is cited incorrectly in this document does not constitute grounds for noncompliance on the part of the Permittee. Applicable ADEM Administrative Codes are those that are in effect on the date of issuance of this permit or any revisions approved after permit issuance.

This permit is based on the information submitted to the Department for permit renewal on September 28, 2023, and as amended, and known as the Permit Application (hereby incorporated by reference and hereinafter referred to as the Application). Any inaccuracies found in this information could lead to the termination or modification of this permit and potential enforcement action. The Permittee must inform ADEM of any deviation from or changes in the information in the Application that would affect the Permittee's ability to comply with the applicable ADEM Admin. Code or permit conditions.

This permit is effective as of **XXXXXXXXXX**, and shall remain in effect until **XXXXXXXXXX** unless suspended or revoked.

Alabama Department of Environmental Management

Date Signed

SECTION I. STANDARD CONDITIONS

A. Effect of Permit

The Permittee is allowed to dispose of nonhazardous solid waste in accordance with the conditions of this permit and ADEM Admin. Code Div. 13. Issuance of this permit does not convey property rights of any sort or any exclusive privilege, nor does it authorize any injury to persons or property, any invasion of other private rights, or any infringement of state or local laws or regulations. Except for actions brought under Code of Alabama 1975, §§ 22-27-1, et seq., as amended, compliance with the conditions of this permit shall be deemed to be compliance with applicable requirements in effect as of the date of issuance of this permit and any future revisions.

B. Permit Actions

This permit may be suspended, revoked or modified for cause. The filing of a request for a permit modification or the notification of planned changes or anticipated noncompliance on the part of the Permittee, and the suspension or revocation does not stay the applicability or enforceability of any permit condition.

C. Severability

The provisions of this permit are severable, and if any provision of this permit, or the application of any provision of this permit to any circumstance, is held invalid, the application of such provision to other circumstances, and the remainder of this permit, shall not be affected thereby.

D. Definitions

For the purpose of this permit, terms used herein shall have the same meaning as those in ADEM Admin. Code Division 13, unless this permit specifically provides otherwise; where terms are not otherwise defined, the meaning associated with such terms shall be as defined by a standard dictionary reference or the generally accepted scientific or industrial meaning of the term.

1. "EPA" for purposes of this permit means the United States Environmental Protection Agency.
2. "Permit Application" for the purposes of this permit, means all permit application forms, design plans, operational plans, closure plans, technical data, reports, specifications, plats, geological and hydrological reports, and other materials which are submitted to the Department in pursuit of a solid waste disposal permit.

E. Duties and Requirements

1. Duty to Comply

The Permittee must comply with all conditions of this permit except to the extent and for the duration such noncompliance is authorized by a variance granted by the Department. Any permit noncompliance constitutes a violation of Code of Alabama 1975, Section 22-27-1 et seq., as amended, and is grounds for enforcement action, permit suspension, revocation, modification, and/or denial of a permit renewal application.

2. Duty to Reapply

If the Permittee wishes to continue an activity regulated by this permit after the expiration date of this permit, the Permittee must apply for and obtain a new permit. The renewal application must be submitted to the Department at least 180 days before this permit expires.

3. Permit Expiration

This permit and all conditions therein will remain in effect beyond the permit's expiration date if the Permittee has submitted a timely, complete application as required by Section I.,E.,2., and, through no fault of the Permittee, the Department has not made a final decision regarding the renewal application.

4. Need to Halt or Reduce Activity Not a Defense

It shall not be a defense for the Permittee in an enforcement action that it would have been necessary to halt or reduce the permitted activity to maintain compliance with the conditions of this permit.

5. Duty to Mitigate

In the event of noncompliance with this permit, the Permittee shall take all reasonable steps to minimize releases to the environment and shall carry out such measures as are reasonable to prevent significant adverse impacts on human health or the environment.

6. Proper Operation and Maintenance

The Permittee shall at all times properly operate and maintain all facilities and systems of control (and related appurtenances) that are installed or used by the Permittee to achieve compliance with the conditions of this permit.

7. Duty to Provide Information

If requested, the Permittee shall furnish to ADEM, within a reasonable time, any information that ADEM may reasonably need to determine whether cause exists for denying, suspending, revoking, or modifying this permit, or to determine compliance with this permit. If requested, the Permittee shall also furnish the Department with copies of records kept as a requirement of this permit.

8. Inspection and Entry

Upon presentation of credentials and other documents as may be required by law, the Permittee shall allow the employees of the Department or their authorized representative to:

- a. Enter at reasonable times the Permittee's premises where the regulated facility or activity is located or conducted, or where records must be kept under the conditions of this permit.
- b. Have access to and copy, at reasonable times, any records that must be kept under the conditions of this permit.
- c. Inspect, at reasonable times, any facilities, equipment (including monitoring and control equipment), practices, or operations regulated or required under this permit.
- d. Sample or monitor, at reasonable times, any substances or parameters at any location for the purposes of assuring permit compliance or as otherwise authorized by Code of Alabama 1975, Section 22-27-1 *et seq.*

9. Monitoring, Corrective Actions, and Records

- a. Samples and measurements taken for the purpose of monitoring or corrective action shall be representative of the monitored activity. The methods used to obtain representative samples to be analyzed must be the appropriate method from Chapter 335-13-4 or the methods as specified in the Application attached hereto and incorporated by reference. Laboratory methods must be those specified in Standard Methods for the Examination of Water and Wastewater (American Public Health Association, latest edition), Methods for Chemical Analysis of Water and Wastes

(EPA-600/4-79-020), Test Methods for Evaluating Solid Waste, Physical/Chemical Methods (EPA Publication SW-846, latest edition), other appropriate EPA methods, or as specified in the Application. All field tests must be conducted using approved EPA test kits and procedures.

- b. The Permittee shall retain records, at the location specified in Section I.,I., of all monitoring, or corrective action information, including all calibration and maintenance records, copies of all reports and records required by this permit, and records of all data used to complete the application for this permit for a period of at least three years from the date of the sample, measurement, report or record or for periods elsewhere specified in this permit. These periods may be extended by the request of the Department at any time and are automatically extended during the course of any unresolved enforcement action regarding this facility.
 - c. Records of monitoring and corrective action information shall include.
 - i. The exact place, date, and time of sampling or measurement.
 - ii. The individual(s) and company who performed the sampling or measurements.
 - iii. The date(s) analyses were performed.
 - iv. The individual(s) and company who performed the analyses.
 - v. The analytical techniques or methods used.
 - vi. The results of such analyses.
 - d. The Permittee shall submit all monitoring and corrective action results at the interval specified elsewhere in this permit.
10. Reporting Planned Changes
- The Permittee shall notify the Department, in the form of a request for permit modification, at least 120 days prior to any change in the permitted service area, increase in the waste received, or change in the design or operating procedure as described in this permit, including any planned changes in the permitted facility or activity which may result in noncompliance with permit requirements.
11. Transfer of Permit
- This permit may be transferred to the new owner or operator. All requests for transfer of permits shall be in writing and shall be submitted on forms provided by the Department. Before transferring ownership or operation of the facility during its operating life, the Permittee shall notify the new owner or operator in writing of the requirements of this permit.
12. Certification of Construction
- Before the Permittee may commence disposal of waste in any new cell or phase:
- 1. The Permittee must submit a letter to the Department signed by both the Permittee and a professional engineer stating that the facility has been constructed in compliance with the permit.
 - 2. The Department must inspect the constructed cells or phases unless the Permittee is notified that the Department will waive the inspection.
 - 3. The Permittee may not commence disposal activities in any new cells or phases until approval of the new cells or phases is granted by the Department.

13. Noncompliance

The Permittee shall report all instances of noncompliance with the permit at the time noncompliance is discovered.

14. Other Information

If the Permittee becomes aware that information required by the Application was not submitted or was incorrect in the Application or in any report to the Department, the Permittee shall promptly submit such facts or information. In addition, upon request, the Permittee shall furnish to the Department, within a reasonable time, information related to compliance with the permit.

F. Design and Operation of Facility

The Permittee shall maintain and operate the facility to minimize the possibility of a fire, explosion, or any unplanned sudden or nonsudden release of contaminants (including leachate and explosive gases) to air, soil, groundwater, or surface water, which could threaten human health or the environment.

G. Inspection Requirements

1. The Permittee shall comply with all requirements of ADEM Admin. Code r. 335-13-4-.21(1)(b).
2. The Permittee shall conduct random inspections of incoming loads.
3. Records of all inspections shall be included in the operating record.

H. Recordkeeping and Reporting

1. The Permittee shall maintain a written operating record at the location specified in Section I.I. The operating record shall include:
 - a. Documentation of inspection and maintenance activities.
 - b. Daily Volume reports.
 - c. Personnel training documents and records.
 - d. Solid/Hazardous Waste Determination Forms for Industrial Wastes, and associated ADEM disposal approval correspondence for industrial waste and special waste.
 - e. Groundwater monitoring records (if applicable).
 - f. Explosive gas monitoring records (if applicable).
 - g. Surface water and leachate monitoring records.
 - h. Copies of this Permit and the Application.
 - i. Copies of all variances granted by the Department, including copies of all approvals of special operating conditions.
2. Quarterly Volume Report

Beginning with the effective date of this permit, the Permittee shall submit, within thirty (30) days after the end of each calendar quarter, a report summarizing the daily waste receipts for the previous (just ended) quarter. Copies of the quarterly reports shall be maintained in the operating record.

3. Monitoring and Corrective Action Reports

The Permittee shall submit reports on all monitoring and corrective action activities conducted pursuant to the requirements of this permit, including, but not limited to, groundwater, surface water, explosive gas and leachate monitoring. Groundwater monitoring is not required at this time, but if it is determined that monitoring is necessary, the Permittee shall conduct monitoring and submit reports as directed by the Department. Likewise, if necessary, explosive gas monitoring must be conducted and reports submitted as directed by the Department. Copies of the groundwater and explosive gas monitoring reports shall be maintained in the operating record.

4. Availability, Retention, and Disposition of Records

- a. All records, including plans, required under this permit or Division 13 must be furnished upon request, and made available at reasonable times for inspection by any officer, employee, or representative of the Department.
- b. All records, including plans, required under this permit or Division 13 shall be retained by the Permittee for a period of at least three years. The retention period for all records is extended automatically during the course of any unresolved enforcement action regarding the facility, or as requested by the Department.
- c. A copy of records of waste disposal locations and quantities must be submitted to the Department and local land authority upon closure of the facility.

I. Documents to be Maintained by the Permittee

The Permittee shall maintain, at the Franklin County Waste Disposal Facility, the following documents and amendments, revisions and modifications to these documents until an engineer certifies closure of the permitted landfill.

1. Operating record.
2. Closure Plan.

J. Mailing Location

All reports, notifications, or other submissions which are required by this permit should be sent via signed mail (i.e. certified mail, express mail delivery service, etc.) or hand delivered to:

Mailing Address.
Chief, Solid Waste Branch, Land Division
Alabama Department of Environmental Management
P.O. Box 301463
Montgomery, AL 36130-1463

Physical Address.
Chief, Solid Waste Branch, Land Division
Alabama Department of Environmental Management
1400 Coliseum Blvd.
Montgomery, Alabama 36110-2400

K. Signatory Requirement

All applications, reports or information required by this permit, or otherwise submitted to the Department, shall be signed and certified by the owner as follows:

1. If an individual, by the applicant.
2. If a city, county, or other municipality or governmental entity, by the ranking elected official, or by a duly authorized representative of that person.
3. If a corporation, organization, or other legal entity, by a principal executive officer, of at least the level of Vice President, or by a duly authorized representative of that person.

L. Confidential Information

The Permittee may claim information submitted as confidential if the information is protected under Code of Alabama 1975 §§ 22-39-18, as amended.

M. State Laws and Regulations

Nothing in this permit shall be construed to preclude the initiation of any legal action or to relieve the Permittee from any responsibilities, liabilities, or penalties established pursuant to any applicable state law or regulation.

SECTION II. GENERAL OPERATING CONDITIONS

A. Operation of Facility

The Permittee shall operate and maintain the disposal facility consistent with the Application, this permit, and ADEM Admin. Code Division 13.

B. Open Burning

The Permittee shall not allow open burning without prior written approval from the Department and other appropriate agencies. A burn request should be submitted in writing to the Department outlining why that burn request should be granted. This request should include, but not be limited to, specifically what areas will be utilized, types of waste to be burned, the projected starting and completion dates for the project, and the projected days and hours of operation. The approval, if granted, shall be included in the operating record.

C. Prevention of Unauthorized Disposal

The Permittee shall follow the approved procedures for detecting and preventing the disposal of free liquids, regulated hazardous waste, PCB's, medical waste, and other unauthorized waste streams at the facility.

D. Unauthorized Discharge

The Permittee shall operate the disposal facility in such a manner that there will be no water pollution or unauthorized discharge. Any discharge from the disposal facility or practice thereof may require a National Pollutant Discharge Elimination System permit under the Alabama Water Pollution Control Act.

E. Industrial Waste Disposal

The Permittee shall dispose of industrial waste in accordance with ADEM Admin. Code r. 335-13-4-.21(1)(c), and as specified in the Application.

F. Boundary Markers

The Permittee shall ensure that the facility is identified with a sufficient number of permanent boundary markers that are at least visible from one marker to the next.

G. Certified Operator

The Permittee shall be required to have an operator certified by the Department on-site during hours of operation, in accordance with the requirements of ADEM Admin. Code r. 335-13-12.

SECTION III. SPECIFIC REQUIREMENTS FOR INDUSTRIAL WASTE LANDFILLS

A. Waste Identification and Management

1. Subject to the terms of this permit, the Permittee may accept for disposal the nonhazardous solid wastes listed in III.B. Disposal of any other waste is prohibited, except waste granted a temporary or one time waiver by the Director.
2. The total permitted area for the Franklin County Waste Disposal Facility is approximately 91.89 acres with disposal permitted within approximately 49.85 acres.
3. The maximum average daily volume of waste disposed at the facility, as contained in the permit application and approved by the Franklin County Commission, shall not exceed 500 tons/day. Should the average daily volume exceed this value by 20% or 100 tons/day, whichever is less, the permittee shall be required to modify the permit in accordance with ADEM Admin. Code r. 335-13-5-.06(2)(b)2. An increase in maximum average daily volume shall not be approved by ADEM unless the permittee has received local approval for the increased maximum average daily volume. The average daily volume shall be computed as specified by ADEM Admin. Code r. 335-13-4-.23(2)(f).

B. Waste Streams

Nonputrescible and nonhazardous construction and demolition waste, rubbish as defined by ADEM Admin. Code r. 335-13-1-.03, discarded tires, and the industrial waste Vetrotex (a.k.a. Celotex).

C. Service Area

The service area for this landfill, as contained in the permit application and approved by the Franklin County Commission is Franklin, Marion, Winston, Lawrence, and Colbert Counties in Alabama.

D. Waste Placement, Compaction, and Cover

All waste shall be confined to an area as small as possible and placed onto an appropriate slope not to exceed 3 to 1. (See Section VIII. 4.) All waste shall be spread in layers five feet or less in thickness (See Section VIII. 6) and thoroughly compacted weekly with adequate landfill equipment prior to placing additional layers of waste or placing the weekly cover. A minimum of six inches of compacted earth or other alternative cover material approved by the Department and listed in Section VIII. shall be added at the conclusion of each week's operation. The Permittee has been approved for two working faces. (See Section VIII.7.) These are the minimum requirements for waste placement, compaction, and cover unless a variance is granted in Section VIII.

E. Liner Requirements

The Permittee is not required to install a liner system. If it is determined that a liner system is necessary, the Permittee must install a liner that meets the requirements of the Department. The base of the waste or the base of the liner system shall be a minimum of five (5) feet above the highest measured groundwater level as determined in ADEM Admin. Code r. 335-13-4-.11(2)(a).

F. Security

The Permittee shall provide artificial and/or natural barriers, which prevent entry of unauthorized vehicular traffic to the facility.

G. All Weather Access Roads

The Permittee shall provide an all-weather access road to the dumping face that is wide enough to allow passage of collection vehicles.

H. Adverse Weather Disposal

The Permittee shall provide for disposal activities in adverse weather conditions.

I. Personnel

The Permittee shall maintain adequate personnel to ensure continued and smooth operation of the facility.

J. Environmental Monitoring and Treatment Structures

The Permittee shall provide protection and proper maintenance of environmental monitoring and treatment structures.

K. Vector Control

The Permittee shall provide for vector control as required by ADEM Admin. Code Division 13.

L. Bulk or Noncontainerized Liquid Waste

The Permittee shall not dispose of bulk or noncontainerized liquid waste, or containers capable of holding liquids, unless the conditions of Rule 335-13-4-.23(1)(j) are met.

M. Empty Containers

Empty containers larger than 10 gallons in size must be rendered unsuitable for holding liquids prior to disposal in the landfill unless otherwise approved by the Department.

N. Other Requirements

The Department may enhance or reduce any requirements for operating and maintaining the landfill as deemed necessary by the Land Division.

O. Other Permits

The Permittee shall operate the landfill according to this and any other applicable permits.

P. Scavenging and Salvaging Operations

The Permittee shall prevent scavenging and salvaging operations, except as part of a controlled recycling effort. Any recycling operation must be in accordance with plans submitted and approved by the Department.

Q. Signs

If the landfill is available to the public or commercial haulers, the Permittee shall provide a sign outlining instructions for use of the site. The sign shall be posted and have the information required by ADEM Admin. Code r. 335-13-4-.23(1)(f).

R. Litter Control

The Permittee shall control litter.

S. Fire Control

The Permittee shall provide fire control measures.

SECTION IV. GROUNDWATER MONITORING REQUIREMENTS

Groundwater monitoring is not required at this landfill provided that the waste stream is in accordance with Section III, Paragraph B. Should any waste be disposed of other than the waste streams indicated in Section III, Paragraph B, the Department may require that groundwater-monitoring wells be installed. (See Section VIII. 2.)

SECTION V. GAS MONITORING REQUIREMENTS

The Department has granted a variance from ADEM Admin. Code r. 335-13-.16(2)(c)4. requiring monitoring points to be located every 300 feet along the landfill permitted boundaries. The Permittee shall monitor every 300 feet along public highways, permanent structures, and low points for explosive gas. (See Section VIII. 1.)

SECTION VI. LEACHATE AND SURFACE WATER MANAGEMENT REQUIREMENTS

At this time, a leachate collection system is not required. If at any time the Department determines that a leachate collection system is deemed necessary for the protection of human health and environment, the permittee must, within 90 days submit an application for permit modification for the installation of a leachate collection system that meets the proper regulatory requirements of the Alabama Department of Environmental Management. (See Section VIII., 3.)

The permittee shall construct and maintain run-on and run-off control structures. Any discharges from drainage control structures shall be permitted through a discharge permit issued by the ADEM Water Division.

SECTION VII. CLOSURE AND POST-CLOSURE REQUIREMENTS

The Permittee shall close the landfill and perform post-closure care of the landfill in accordance with Division 13.

A. Final Cover

The Permittee shall grade final soil cover such that surface water does not pond over the permitted area as specified in the Application. The Permittee has been granted a variance for 3 to 1 (33%) slopes for the final cover. (See Section VIII. 5.) All other requirements for the final cover system shall comply with ADEM Admin. Code Division 13.

B. Vegetative Cover

The Permittee shall establish a vegetative or other appropriate cover within 90 days after completion of final grading requirements in the Application. Preparation of a vegetative cover shall include, but not be limited to, the placement of seed, fertilizer, mulch, and water.

C. Notice of Intent

The Permittee shall place in the operating record and notify the Department of their intent to close the landfill prior to beginning closure.

D. Completion of Closure Activities

The Permittee must complete closure activities of each landfill unit in accordance with the Closure Plan within 180 days of the last known receipt of waste.

E. Certification of Closure

Following closure of each unit, the Permittee must submit to the Department a certification, signed by an registered professional engineer, verifying the closure has been completed according to the Closure Plan.

F. Post-Closure Care Period

Post-closure care activities shall be conducted after closure of each unit throughout the life of this permit and continuing for a minimum of thirty (30) years following closure of the facility. The Department may shorten or extend the post-closure care period applicable to the solid waste disposal facility.

G. Post-Closure Maintenance

The Permittee shall provide post closure maintenance of the facility to include regularly scheduled inspections. This shall include maintenance of the cover, vegetation, monitoring devices and pollution control equipment and correction of other deficiencies that may be observed by ADEM. Monitoring requirements shall continue throughout the post closure period as determined by the Department unless all waste is removed and no unpermitted discharge to waters of the State have occurred.

H. Post-Closure Use of Property

The Permittee shall ensure that post closure use of the property never be allowed to disturb the integrity of the final cover, liner, or any other component of the containment system. This shall preclude the growing of deep-rooted vegetation on the closed area.

I. Certification of Post-Closure

Following post-closure of each unit, the Permittee must submit to the Department a certification, signed by a registered professional engineer, verifying the post-closure has been completed according to the Post-Closure Plan.

J. Recording Instrument

The Permittee must provide documentation of compliance with the requirements of the Uniform Environmental Covenants Program in ADEM Admin. Code 335-5 and shall execute the following:

1. Record a notation onto the land deed within ninety (90) days from the certification of closure. This notation shall state that the land has been used as a solid waste disposal facility, the name of the Permittee, type of disposal activity, location of the disposal facility, and beginning and closure dates of the disposal activity.

2. File the covenant at the courthouse where the land deed is held within thirty (30) days of receipt of the covenant signed by ADEM's Land Division Chief.
3. The Permittee shall submit a certified copy of the recording instrument to ADEM within one hundred twenty (120) days after permit expiration, revocation, or as directed by ADEM as described in the Application.

K. Removal of Waste

If the Permittee, or any other person(s), wishes to remove waste, waste residues, or any liner or contaminated soils, the owner must request and receive prior approval from the Department.

SECTION VIII. VARIANCES AND SPECIAL CONDITIONS

1. The Department has granted a variance from ADEM Admin. Code r. 335-13-.16(2)(c)4. requiring explosive gas monitoring points to be located every 300 feet along the landfill permitted boundaries. The Permittee shall only monitor every 300 feet along public highways, permanent structures, and low points for explosive gas. (See Section V).
2. Groundwater monitoring is not required at this landfill provided that the waste stream is in accordance with Section III, Paragraph B. Should any waste be disposed of other than the waste streams indicated in Section III, Paragraph B, the Department may require that groundwater-monitoring wells be installed. (See Section IV.)
3. At this time, a leachate collection system is not required. If at any time The Department determines that a leachate collection system is deemed necessary for the protection of human health and environment, the permittee must, within 90 days submit an application for permit modification for the installation of a leachate collection system that meets the proper regulatory requirements of the Alabama Department of Environmental Management. (See Section VI.)
4. The Department has granted a variance from ADEM Admin. Code r. 335-13-4-.23(1)(c) requiring all waste to be confined to an area as small as possible and placed on a slope not to exceed 4 to 1. The Permittee shall be required to maintain a 3 to 1 slope on the working face. (See Section III. D.)
5. The Department has granted a variance from ADEM Admin. Code r. 335-13-.20 (2)(c)2. requiring the maximum final grade of the final cover system shall not exceed 4 to 1. The maximum grade of the final cover system shall be 3 to 1. (See Section VII. A.)
6. The Department has granted a variance from ADEM Admin. Code r. 335-13-4-.23(1)(b) requiring all waste to be thoroughly spread in layers two feet or less in thickness and thoroughly compacted weekly with adequate landfill equipment prior to placing additional layers of waste or placing the weekly cover. The Permittee shall be allowed to spread waste in layers 5 feet or less. (See Section III. D.)
7. The Department has granted a variance from ADEM Admin. Code r. 335-13-4-.23(1)(c) requiring all waste to be confined to as small an area as possible. The Permittee shall be allowed to operate two working faces to accommodate Vetrotex (a.k.a. Celotex) disposal along with other waste streams disposed. (See Section III. D.)

Any variance granted by the Department may be terminated by the Department whenever the Department finds, after notice and opportunity for hearing, that the petitioner is in violation of any requirement, condition, schedule, limitation or any other provision of the variance, or that operation under the variance does not meet the minimum requirements established by state and federal laws and regulations or is unreasonably threatening the public health.

PERMIT APPLICATION



P.O. BOX 3241
FLORENCE, AL 35630
256.284.2043
SEE-ENV.COM

September 20, 2023

Received

SEP 28 2023

Land Division

Jonathan Crosby
Solid Waste Engineering Section
Alabama Department of Environmental Management
P.O. Box 301463
Montgomery, AL 36130-1463

Reference: Permit Renewal Application & Request for Variances
Franklin County Waste Disposal Facility
Russellville, Franklin County, AL
Permit # 30-05

Dear Mr. Crosby:

Southern Environmental Engineering has completed the permit renewal application for Franklin County Waste Disposal Facility. A copy of this application along with a check for **\$8,150.00** for the application fee is attached with this submittal. No changes to the existing permit are being requested. Therefore, local government approval or a statement of consistency is not required.

Franklin County Commission would like to request the continuation of the following variances:

- (1.) A variance from ADEM Rule 335-13-.16(2)(c)4. requiring explosive gas monitoring points to be located every 300 feet along the landfill permitted boundaries. The variance would allow the Permittee to only monitor every 300 feet along public highways, permanent structures, and low points for explosive gas. (Approved in the 4-20-2009 Permit)
- (2.) A variance from ADEM Rule 335-13-4-.23(1)(c) requiring all waste to be confined to area small as possible and placed on a slope to not exceed 4 to 1. The variance would require the Permittee to maintain a 3 to 1 slope on working face. (Approved in the 4-20-2009 Permit)
- (3.) A variance from ADEM Rule 335-13-.20(2)(c)2. requiring the maximum final grade of the final cover system shall not exceed 4 to 1. The variance would allow the maximum grade of the final cover system to be 3 to 1. (Approved in the 4-20-2009 Permit)
- (4.) A variance from ADEM Rule 335-13-4-.23(1)(b) requiring all waste to be thoroughly spread in layers two feet or less in thickness and thoroughly compacted weekly with adequate landfill equipment prior to placing additional layers of waste or placing the weekly cover. The variance would allow the Permittee to spread waste in layers 5 feet or less. (Approved in the 6-25-2010 Permit)
- (5.) A variance from ADEM Rule 335-13-4-.23(1)(c) requiring all waste to be confined to as small an area as possible. The variance would allow the Permittee to operate two working faces to

accommodate Vetrotex (a.k.a. Celotex) disposal along with other waste streams disposed.
(Approved in the 6-25-2010 Permit)

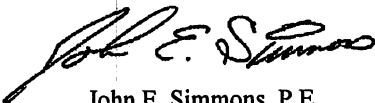
- (6.) The landfill is not required to perform groundwater monitoring provided that the waste stream is in accordance with Section III, Paragraph B of the current permit. Should any waste be disposed other than the waste streams indicated in Section III Paragraph B of the current permit, the Department may require that groundwater-monitoring wells be installed. (Approved in the 4-20-2009 Permit)

Other information required for the application has been submitted to the department previously as listed below.

- A copy of the original local approval and any subsequent local approvals relevant to current operations (Franklin County Commission approval of major permit modification dated 9-21-2009, part of the application for 4-20-2009 permit/Franklin County approval of 5-8-2017 Franklin County Solid Waste Management Plan on 6-4-2018).
- Any siting requests and approvals relevant to current operations. (10/10/2008 application for the 4-20-2009 Permit)
- The hydrogeological evaluation relevant to current operations. (10/10/2008 application for the 4-20-2009 Permit)
- Stormwater runoff calculations used to size sediment ponds relevant to current operations. (10/10/2008 application for the 4-20-2009 Permit)
- The most recent operations plan as well as any additional modification made since the last operations plan was written, including waste screening procedures. (10/10/2008 application for the 4-20-2009 Permit)
- The most recent groundwater monitoring plan. (Not Applicable)
- The most recent gas monitoring plan as well as any modifications made since the last gas monitoring plan was written. (2-21-2022 submitted as part of the Explosive Gas Remedial Action Plan)
- The most recent closure plan as well as any modifications made since the last closure plan was written. (10/10/2008 application for the 4-20-2009 Permit)
- The cell certification and subsequent approval letter from ADEM for the current cell waste is being disposed in. (Cell 3 Certification of Construction 12-11-2020, ADEM approval 12/18/2020)
- The most recent permit drawings relevant to site operations. (10/10/2008 application for the 4-20-2009 Permit)
- Boundary Plat and legal description prepared, signed, and sealed by a land surveyor of the permitted facility boundary and permitted disposal area of the facility. (10/10/2008 application for the 4-20-2009 Permit)

If you need any additional information or have any questions, please feel free to call our office at (256) 443-8319.

Sincerely,



John E. Simmons, P.E.
President

Gene Ward, Landfill Manager
Franklin County Waste Disposal Facility

SOLID WASTE APPLICATION

PERMIT APPLICATION
SOLID WASTE DISPOSAL FACILITY
ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
(Submit in Triplicate)

1. Facility type: Municipal Solid Waste Landfill (MSWLF)
 Industrial Landfill (ILF)
 Construction and Demolition Landfill (C/DLF)
 CCR Landfill (CCRLF)
 CCR Surface Impoundment (CCRSI)
 Other (explain) _____

2. Facility Name Franklin County Waste Disposal Facility

3. Applicant/Permittee:

Name: Franklin County Commission

Address: Post Office Box 1028
Russellville, Alabama 35653

Telephone: (256) 332-8850

If applicant/permittee is a Corporation, please list officers:

4. Location: (include county highway map or USGS map)

Township 6 South Range 12 West
Section 31 County Franklin

5. Land Owner:

Name: Franklin County Commission

Address: Post Office Box 1028
Russellville, Alabama 35653

Telephone: (256) 332-8850

(Attach copy of agreement from landowner if applicable.)

**Solid Waste Permit Application
Page 2**

6. Contact Person:

Name Gene Ward

Position or
Affiliation Landfill Manager

Address: Post Office Box 1028
Russellville, AL 35653

Telephone: Billing Office: (256) 332-8412 Landfill: (256) 332-5983

7. Size of Facility:

Size of Disposal Area(s):

91.89 Acres

49.85 Acres

8. Identify proposed service area or specific industry that waste will be received from:

Franklin, Marion, Winston, Lawrence, and Colbert Counties in Alabama

9. Proposed maximum average daily volume to be received at landfill (choose one):

500 Tons/Day n/a Cubic Yards/Day

10. List all waste streams to be accepted at the facility (i.e., household solid waste, wood boiler ash, fires, trees, limbs, stumps, etc.):

Nonputrescible and nonhazardous construction and demolition waste and rubbish
as defined by Rule 335-13-1-.03, discarded tires, and the industrial waste Vertotex
(a.k.a.) Celotex

SIGNATURE (Responsible official of permit applicant):

 TITLE: County Commission Chairman

Barry Moore DATE: _____
(please print or type name)

Adjacent Landowners

Joe D Hester
325 Woods Road
Russellville, Alabama 35653

GMO Threshold Timber Land Co.
P.O. Box 827
Waynesboro, Tennessee 38485

Franklin County Solid Waste
P.O. Box 250
Russellville, Alabama 35653