

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 Ala. 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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[Ed. Note: Forms are available on the ADEM website at www.adem.alabama.gov.](http://www.adem.alabama.gov)

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**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.

**SCHEDULE A****AIR QUALITY PERMITS**

<u>Type of Activity</u>	<u>Fee</u>
Permit Preparation (Per Permit)	\$1,465
State Regulations Only (Per Permit)	\$575
Public Comment Period (Per Application)	\$740
NSPS Review (Per Permit/Per NSPS)	\$2,795
NESHAPS Review (Per Permit/Per NESHAP)	\$2,795
MACT/112(g) Determination (Per Pollutant/Per Determination)	\$940
PSD Review (Per Application)	\$2,410
BACT Determination (Per Pollutant)	\$940
Non-Attainment Review Submittal Fee (Per Application)	\$2,410
LAER Determination (Per Permit per Pollutant/Per Determination)	\$940
Plantwide Applicablity Limits (PAL) Review (Per Pollutant)	\$11,830
Non-Criteria Air Pollutant Review (Per Pollutant)	\$1,895
<b>Modeling Review</b>	—
Modeling Protocol Review	\$2,575
Modeling Review	\$19,060
Class 1 Modeling Review	\$2,575

Emission Inventory Preparation

\$1,460  
+ \$150/  
point/pollutant

Meteorological Data

\$1,085

Adequacy Determination of Preconstruction  
Monitoring Network/Data

\$7,435

Soil Remediation Plan Review

\$650

Certification and Recertification of  
Asbestos Removal Contractors

\$740

Name Change

\$800 + \$150 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 greater than 5 acres and less than 25 acres in size.	\$9,025
b) Commercial and Residential Development 25 acres or greater and less than 100 acres in size.	\$19,070
c) Commercial and Residential Development 100 acres or greater in size.	\$25,920
Groundwater extraction from a well having capacity of 50 gpm or more (335-8-2-.09).	\$3,995
<u>Construction on Beaches and Dunes (335-8-2-.08)</u>	—
a) 1 single family dwelling or 1 duplex.	\$1,330
b) 2 single family dwellings or 2 duplexes.	\$1,750
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.	\$17,765
d) Hardened erosion control structure, including retaining walls, seawalls, bulkheads and similar structure, or the placement of rip-rap.	\$2,035
<u>Beach Nourishment Projects on Gulf Beaches</u>	—
a) Gulf Beach Nourishment Project filling less than 1,000 square feet of State waterbottoms.	\$1,895
b) Gulf Beach Nourishment Project filling 1,000 square feet to 100,000 square feet of State waterbottoms.	\$3,785

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

<u>Type of Activity</u>	<u>Fee</u>
c) Gulf Beach Nourishment Project filling greater than 100,000 square feet of State waterbottoms.	\$6,985
<u>Projects Impacting Wetlands</u>	—
a) Project involving the dredging or filling of less than 1,000 square feet of wetlands.	\$2,125
b) Project involving the dredging or filling of 1,000 square feet or more of wetlands.	\$4,235
c) Pile Supported residential, multifamily or commercial structure (does not include piers, walkways, gazebos).	\$3,940
<u>Projects Impacting Water Bottoms</u>	—
a) Project involving the filling of less than 1,000 square feet of water bottom.	\$2,125

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

<u>Type of Activity</u>	<u>Fee</u>
b) Project involving the filling of 1,000 square feet or more of water bottom.	\$4,235
c) Project involving the dredging of less than 10,000 cubic yards of material from the water bottom.	\$2,125
d) Project involving the dredging of 10,000 cubic yards to 100,000 cubic yards of material from the water bottom.	\$4,235
e) Project involving the dredging of greater than 100,000 cubic yards of material from the water bottom.	\$7,855
f) Project which involves the construction of coastal or inland marinas, canals, or creek relocation or modification.	\$4,235
g) Raised creek crossing.	\$800
<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.	\$800
b) Shoreline stabilization project involving greater than 200 feet of shoreline stabilization including bulkhead construction or placement of rip-rap.	\$1,330
Groin, jetty, and/or other sediment catching shoreline structure.	\$1,680
Construction of pile supported pier, dock, boardwalk, or other similar structure.	\$800
Siting, construction and operation of energy facility.	\$24,480
Mitigation bank project.	\$8,730
State agency permits subject to review, not otherwise specified in Schedule B.	\$1,680

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

<u>Type of Activity</u>	<u>Fee</u>
Federal license or permits not otherwise specified in Schedule B.	\$1,680
Project requiring certification for a Federal Energy Regulatory Commission permit or authorization.	\$6,550
All other projects and/or consistency reviews not otherwise specified in Schedule B which are subject to ADEM's Division 8 regulations.	\$800
Certification transfer or to change the name of the applicant only.	\$800
Modifications, and/or time extension, not requiring public notice.	\$800
Modifications and/or time extension, requiring public notice shall be one-half the fee listed in schedule B but in no case less than \$800.	½ or \$800
Additive fee for variance request.	\$3,275

**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	\$2,105	-----	\$1,138	\$2,105	-----
Base Application (Non Transporter) (25)	\$6,985	-----	-----	-----	-----
	\$36,475	\$27,520	\$2,320	\$9,025	\$8,154

**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)
Storage (Container/ Tank/Containment Building)					
Drip Pad	\$36,475	\$27,520	\$2,320	\$9,025	\$8,154
Treatment (7)	\$46,315	\$34,820	\$2,915	\$11,430	\$9,760
Thermal Treatment (8)	\$111,550	\$83,740	\$7,205	\$27,740	\$9,760
Land Treatment	\$62,550	\$47,035	\$3,940	\$15,515	\$18,590
Waste Pile	\$52,795	\$39,760	\$3,275	\$13,030	\$19,590
Surface Impoundment	\$85,410	\$64,225	\$5,400	\$21,185	\$19,590
Landfill	\$475,000	\$450,000	\$6,860	\$26,585	\$19,590
Post-Closure (9)	\$82,135	\$61,760	\$5,110	\$20,395	-----
SWMU Only (10)	\$16,310	-----	\$1,025	\$4,070	-----
Miscellaneous Units	\$93,780	\$70,475	\$5,820	\$23,300	-----
Corrective Action Management Unit (17)	\$42,380	\$31,825	\$2,770	\$10,640	Varies (18)
Non-Unit Specific Modifications (11)	-----	-----	\$1,160	\$5,400	-----
Modifications to Incorporate Final Corrective Measures	-----	-----	-----	\$14,550	-----
ADDITIVE FEES (12)	—	—	—	—	—
Groundwater Contamination (13)	—	—	—	—	—
Plume Undefined	\$61,960	\$46,460	-----	-----	-----
Plume Defined	\$32,615	\$24,410	-----	-----	-----
Trial Burn (14)	\$16,310	-----	-----	-----	-----
RCRA Facility Assessment (RFA) (24)	\$16,310	-----	-----	-----	-----
RCRA Facility Investigation (RFI) Certification (15)	\$24,470	\$18,790	-----	-----	-----

**FEE SCHEDULE C  
HAZARDOUS WASTE PERMITS**

<u>TYPE OF ACTIVITY</u>	<u>INITIAL UNIT (1)</u>	<u>NEW DESIGN/ ADDITIONAL UNIT (2)</u>	<u>MINOR MOD (3)</u>	<u>MAJOR MOD (4)</u>	<u>CLOSURE PLAN (5)</u>
Corrective Action Program (CAP) or Corrective Measures Implementation (CMI) Plan Certification (16)	\$42,390	\$31,825	\$2,780	\$10,640	-----
Temporary Unit	\$35,890	\$26,946	\$2,330	\$8,950	\$8,155
Off-Site Waste Analysis Certification (19)	\$8,155	-----	\$810	\$2,125	-----
Indirect Risk Assessment (20)	\$163,105	-----	-----	-----	-----
Landfill 5-Year Review Certification (25)	\$450,000	\$450,000	-----	-----	-----
Confirmatory Sampling (CS) Work Plan Certification (21)	\$20,395	\$15,305	-----	-----	-----
Interim Measures (IM) Work Plan Certification (22)	\$20,395	\$15,305	-----	-----	-----
Corrective Measures Study (CMS) Certification (23)	\$24,755	\$18,935	-----	-----	-----

**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. 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.
- (11) 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.



- (12) 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.
- (13) Fee applies to each trial burn performed.
- (14) 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.
- (15) 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).
- (16) 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.
- (17) Fee determined based on type of units (Storage - \$4,855; Treatment [except Land Treatment] - \$5,820; Disposal/Land Treatment - \$11,650).
- (18) Fee applies to facilities which receive hazardous waste from off-site sources (e.g., commercial facilities).
- (19) Fee applies to thermal treatment units required to conduct indirect risk assessments.
- (20) 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.
- (21) 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.

- (22) 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.
- (23) Fee is charged per each RFA Report prepared for a given facility.
- (24) Landfill 5-Year Review Certification fee applies to operating hazardous waste land disposal facilities subject to 335-14-5-.05.

**FEE SCHEDULE D  
WATER PERMITS**

<u>Type of Activity</u>	<u>Initial Registration/ Issuance Reissuance or Modification (effluent limit change) (injection zone change or compatibility study)</u>	<u>Modification (no effluent limit change) (no injection zone change or no compatibility study)</u>
Major Industrial Discharger	\$17,990	\$3,940
Minor Industrial Discharger	\$5,615	\$3,120
Major Municipal & Private	\$7,060	\$3,140
Minor Municipal & Private & Water Treatment	\$4,290	\$2,250
Municipal Stormwater <b>(MS-4)</b>	\$7,060	\$3,275
—	—	—
Mineral/Resource Extraction Mining, Storage Transloading, Dry Processing	\$5,820	\$3,400
	\$6,860	\$3,940

**FEE SCHEDULE D  
WATER PERMITS**

<u>Type of Activity</u>	<u>Initial Registration/ Issuance Reissuance or Modification (effluent limit change) (injection zone change or compatibility study)</u>	<u>Modification (no effluent limit change) (no injection zone change or no compatibility study)</u>
Wet Preparation, Processing, Beneficiation		
Coalbed Methane	\$6,860	\$3,940
General Permit	\$1,385	\$800
Minor NPDES Modifications	-----	\$800
<b>ADDITIVE FEES</b>	—	—
Modeling with Data Collection (10 Stations)	\$60,390	\$60,390
Modeling with Data Collection (5 Stations)	\$49,315	\$49,315
Modeling - desktop	\$4,855	\$4,855
Review of Model Performed by Others	\$2,705	\$2,705
Seasonal Limits	\$4,855/ additional season	\$4,855/ additional season
Biomonitoring & Toxicity Limits	\$1,015	\$1,015
316b Phase I, Phase II, and	\$5,065	0

**FEE SCHEDULE D  
WATER PERMITS**

<u>Type of Activity</u>	<u>Initial Registration/ Issuance Reissuance or Modification (effluent limit change) (injection zone change or compatibility study)</u>	<u>Modification (no effluent limit change) (no injection zone change or no compatibility study)</u>
Phase III Facilities [Permit Issuance/ Re-issuance Modification]	\$40,525 <a href="#">[1]</a>	0
Review of Site Specific Impingement and Entrainment Studies and/or Comprehensive Demonstration Studies		
<b>SID</b>	—	—
Indirect Discharge (SID)	\$3,850	\$2,125
Indirect Discharge with EPA Established Categorical Effluent Guidelines	\$4,375	\$2,520
<b>UIC</b>	—	—
Class III Well	\$33,650	\$2,250
Class V Well	\$4,290	\$2,250
General Permit	\$1,385	\$800
<b>WATER SUPPLY</b>	—	—
Surface Water Treatment Plant/System	\$4,595	\$2,250
Distribution System	\$2,995	\$1960
	\$3,715	\$1960

**FEE SCHEDULE D  
WATER PERMITS**

<u>Type of Activity</u>	<u>Initial Registration/ Issuance Reissuance or Modification (effluent limit change) (injection zone change or compatibility study)</u>	<u>Modification (no effluent limit change) (no injection zone change or no compatibility study)</u>
Groundwater Supply (Well/System)	-----	\$800
Name Change/Permit Minor Mod	—	—
	—	—
	\$7,435	\$5,820
<b>AFO/CAFO Individual Permit</b>		
<b>AFO/CAFO Registration:</b>	—	—
AFO	\$450	\$150
CAFO:	—	—
	\$725	\$450
1-999 Animal Units	\$1,390	\$815
1,000-1,499 Animal Units	\$2,060	\$1,175
	\$2,725	\$1,550
1,500-1,999 Animal Units		
2,000 or more Animal Units		

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[1] Due upon submittal of CDS

**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	\$2,035	\$725	\$1,330
New Technology Review	\$10,205	-----	-----
Commercial Treatment Facility	\$16,460	\$7,280	\$9,180
Commercial Transportation of Medical Waste	\$3,490	\$1,460	\$2,035
Storage of Untreated Medical Waste	\$2,630	\$665	\$1,960
Municipal Solid Waste Landfill/CCR Unit	\$83,880	-----	\$37,270
Minor Mod. (1)*	-----	\$3,275	-----
Major Mod. (2)*	-----	\$32,615	-----
Construction/Demolition Waste Landfill	\$7,145	-----	\$5,400
Minor Mod. (1)*	-----	\$1,460	-----
Major Mod. (2)*	-----	\$2,915	-----
Industrial Waste Landfill	\$12,670	-----	\$8,150
Minor Mod. (1)*	-----	\$1,460	-----
Major Mod. (2)*	-----	\$4,375	-----
Compost Facility	\$4,860	—	\$3,670
Minor Mod.	—	\$1,225	—
Major Mod	—	\$1,945	—
Additive Fees	—	—	—
Geological Review	\$4,865	\$3,275	\$3275

Solid Waste Disposal Notification	\$215	\$215	\$215
Variance Request	\$1,460	\$1,460	\$1,460
Beneficial Use Facility Registration	—	\$550	—
Beneficial Use Generator	\$1,680	---	\$1,680
Beneficial Use Distributor	\$3,360	---	\$3,360
Beneficial Use FPR Treatment Facility	\$5,050	---	\$5,050

—  
\*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).

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FEE SCHEDULE F

[RESERVED]

**(Repealed 10/6/17)**

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

<u>Type of Activity</u>	<u>Initial Issuance</u>	<u>Reissuance</u>
Well Driller's License	\$200	\$200
<b><u>Water and Wastewater Operator Certification</u></b>	—	—
Examination Fee	\$325	-----
Water and Wastewater Operator Certification Issuance Fee	\$125	-----
Water and Wastewater Operator Certification Renewal via Internet	-----	\$70
Water and Wastewater Operator Certification Renewal via Mail	-----	\$95
Water and Wastewater Operator Certification Renewal Late Fee	-----	\$215 <a href="#">[2]</a>
Water and Wastewater Operator Reciprocal Certification	\$180	-----
Microbiological lab certification	\$360	\$360
<b><u>Chemical laboratory certification</u></b>	—	—



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

<u>Type of Activity</u>	<u>Initial Issuance</u>	<u>Reissuance</u>
Metals	\$360	—
Pesticides	\$360	—
Herbicides	\$360	—
Volatile Organic Chemicals	\$360	—
Synthetic Organic Chemicals	\$540	—
Disinfection Byproducts	\$540	—
Inorganics	\$360	—
Radiologicals	\$360	—
Asbestos	\$360	—
Dioxin	\$360	—
Maximum annual chemical lab certification fee	\$1,460	—
<b>Coastal Variance See Schedule B</b>	—	—

[2] 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>
Well Driller's License	\$200	\$200
<b><u>Water and Wastewater Operator Certification</u></b>	—	—
Examination Fee	\$325	-----
Water and Wastewater Operator Certification Issuance Fee	\$125	-----
Water and Wastewater Operator Certification Renewal via Internet	-----	\$70
Water and Wastewater Operator Certification Renewal via Mail	-----	\$95
Water and Wastewater Operator Certification Renewal Late Fee	-----	\$215 <a href="#">[1]</a>
Water and Wastewater Operator Reciprocal Certification	\$180	-----
Microbiological lab certification	\$360	\$360
<b><u>Chemical laboratory certification</u></b>	—	—
Metals	\$360	—
Pesticides	\$360	—
Herbicides	\$360	—
Volatile Organic Chemicals	\$360	—
Synthetic Organic Chemicals	\$540	—
Disinfection Byproducts	\$540	—
—	—	—
Inorganics	\$360	—
Radiologicals	\$360	—
Asbestos	\$360	—

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

<u>Type of Activity</u>	<u>Initial Issuance</u>	<u>Reissuance</u>
Dioxin	\$360	—
Maximum annual chemical lab certification fee	\$1,460	—
<b>Coastal Variance See Schedule B</b>		—

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

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

<u>Hazardous Waste</u>	<u>Initial Issuance</u>	<u>Modification</u>	<u>Reissuance</u>
Disposal Certification of Waste at a Commercial Hazardous Waste Landfill	\$360	\$360	\$360
Variance from Classification as a Solid Waste Pursuant to ADEM Admin. Code r. 335-14-1- 03(10)	\$16,310	-----	\$16,310
Delisting Certification Pursuant to ADEM Admin. Code r. 335-14-1-.03(2)	\$16,310	-----	-----
Variance from a Hazardous Waste Treatment Standard Pursuant to ADEM Admin. Code r. 335-14-9-.04(5)	\$4,375	-----	\$4,375
Notification of Regulated Waste Activity	\$180	-----	\$180
Variance to be classified as a boiler pursuant to ADEM Admin. Code r. 335-14-1-.03(12)	\$4,375	-----	\$4,375
Variance to extend the effective date of a LDR on a case-by-case basis	\$4,375	-----	\$4,375

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

<u>Hazardous Waste</u>	<u>Initial Issuance</u>	<u>Modification</u>	<u>Reissuance</u>	—
Variance to allow land disposal of a prohibited waste	\$4,375	-----	\$4,375	—
Hazardous Waste Generator Closure Certification	\$4,375	-----	\$4,375	—

<b>Type of Activity</b>	<b>Initial Issuance</b>	<b>Reissuance</b>	<b>Reissuance After Expiration</b>
<b>Solid Waste Landfill Operator Certification</b>	—	—	—
Landfill Operator Certification Issuance Fee	\$125	-----	-----
Landfill Operator Certification Renewal Fee	-----	\$95	-----
Landfill Operator Certification Late Renewal Fee	-----	-----	\$310
Landfill Operator Reciprocal Certification Fee	\$180	-----	-----

**FEE SCHEDULE H**

**BROWNFIELD REDEVELOPMENT AND VOLUNTARY CLEANUP PROGRAM**

Non-Responsible ~~Party~~Person Applicant

<u>TYPE OF ACTIVITY</u>	<u>REVIEW FEE</u>	<u>MINOR MODIFICATION</u>	<u>MAJOR MODIFICATION</u>
<b>Application</b> (1)	\$5,060	\$250	\$500
With Variance	\$16,855	NA	NA
<b>Assessment Review</b> (2)	\$6,740	\$1,680	\$2,570
<b>Assessment Report</b>	\$4,260	—	—
<b>Cleanup Review</b> (2)	\$12,470	\$1,680	\$2,570
<b>Cleanup Report</b>	\$7,720	—	—
<b>Letter of Concurrence</b>	—	—	—
Unconditional	\$1,680	NA	NA
Conditional	\$4,210	NA	NA
<b>Property Eligibility Determination</b> (3)	\$670	NA	NA

Responsible **Party**Person Applicant

<b>Application</b> <sup>(1)</sup>	\$5,060	\$250	\$500
With Variance	\$16,855	NA	NA
<b>Assessment Review</b> <sup>(2)</sup>	\$24,470	\$2,770	\$9,840
<b>Assessment Report</b>	\$10,520	—	—
<b>Cleanup Review</b>	\$43,065	\$2,770	\$9,840
<b>Cleanup Report</b>	\$17,635	—	—
<b>Letter of Concurrence</b>	—	—	—
Unconditional	\$1,680	NA	NA
Conditional	\$4,210	NA	NA
<b>Property Eligibility Determination</b> <sup>(2)</sup>	\$670	NA	NA
—			—
		<b>Additive Fees</b> <sup>(4)</sup>	
<b>Public Notice</b> <sup>(5)</sup>		\$800	—
<b>Groundwater Monitoring</b> <sup>(6)</sup>		\$1,000	—
<b>Risk Management RM-1</b>		\$1,700	—
<b>Risk Management RM-2</b>		\$4,350	—
<b>Operation and Maintenance Plan</b> <sup>(6)</sup>		\$1,500	—
<del>(6)</del> <b><u>Brownfield Remediation Reserve Fund</u></b>		—	—
<b><u>Contribution</u></b>		<u>\$500</u>	—

(1) Submittal of the appropriate application fee is required prior to the review of any plans, reports, and, or certifications.

(2) An Assessment and/or Cleanup Review fee is assessed when review of a plan and report is required as determined by the Department.

(3) Property eligibility determinations are valid for a period of one year from date of issuance.

(4) Additive fees are levied on the assessment or cleanup fees as applicable. Total fees due are a sum of assessment and/or cleanup fees and additive fees applicable to a given applicant.

(5) A Public Notice fee is assessed on any Plan or Report which proposes final cleanup remedy recommendations, such as removal of contaminants and/or an Environmental Covenant.

(6) These fees are assessed annually until required activities are complete and/or terminated by the Department.

(7) Fee is added to a Cleanup Review and/or Report fee, when an Operation and Maintenance (OAM) is required as a part of the approved remedy. Modification of OAM activities would require a modification of the Cleanup Report and submittal of required fees.

(8) This fee applies only to Responsible Party Applicants and is assessed **per acre** of each qualifying property in addition to the voluntary cleanup program application and oversight fees.

\* This fee is enacted by Act 2023-356 of the 2023 Alabama Legislative Session.

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## **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	\$3,040	\$755	\$1,510
Class Two Processor Permit	\$2,525	\$635	\$1,260
Class Three Processor Permit	\$2,525	\$635	\$1,260
Scrap Tire Transporter Permit	\$1,015	\$260	\$510
Limited-use Transporter Permit (see Note1)	\$260	-----	\$260
Registration as an Exempt Processor	\$1,015	\$260	\$510
Registration for Engineered Use of Tire Materials	\$1,015	-----	-----

Note1: 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

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**Fee Schedule J**

**Environmental Covenants Fees**



<u>Type of Activity</u>	<u>Initial Issuance</u>	<u>Modification</u>
Processing and Review Fee	—	—
Institutional Controls	\$4,285	\$1,070
Engineering Controls	\$6,425	\$1,610
—	—	—
Registry Recording Fee	—	—
For Class 1 controls*	\$13,705	\$635
For Class 2 controls*	\$9,420	\$635
For Class 3 controls*	\$5,245	\$635

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

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(6).

**Author:** Marilyn Elliott, Russell A. Kelly, Brian C. Espy

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

**History:** Effective February 13, 1985. **Amended:** Filed December 12, 1996; effective January 16, 1997. **Amended:** Filed February 24, 1999; effective March 31, 1999. **Amended:** Filed December 5, 2001; effective January 9, 2002. **Amended (Schedule H only):** Filed April 11, 2002; effective May 16, 2002. **Amended (Schedules B, C, D, E, & F only):** Filed August 29, 2002; effective October 3, 2002. **Amended (Added Schedule I only):** Filed June 30, 2004; effective August 4, 2004. **Amended (Schedules A-H only):** Filed

December 6, 2005; effective January 10, 2006. **Amended (Schedules D & G only)**: Filed June 6, 2006; effective July 11, 2006. **Amended (Schedules A-I only)**: Filed October 10, 2006; effective November 14, 2006. **Amended (Schedules A thru I only)**: Filed December 18, 2007; effective January 22, 2008. **Amended (Schedule G only)**: Filed December 15, 2009; effective January 19, 2010. **Amended (Text and Schedules A thru J)**: Filed October 25, 2011; effective November 29, 2011. **Amended (Schedules A thru J only)**: Filed June 25, 2013; effective July 30, 2013. **Amended (Schedules A thru J only)**: Filed December 21, 2016, effective January 25, 2017. **Amended (Schedule E only)**: Filed April 24, 2018, effective June 8, 2018. **Amended (Schedule E only)**: Filed June 25, 2019; effective August 9, 2019. **Amended (Schedules E, H, and J only)**: Published February 28, 2020; effective April 13, 2020. **Amended (Schedules C and J only)**: Published December 31, 2020; effective February 14, 2021. **Amended (Schedule H only)**: Published April 29, 2022; effective June 13, 2022. **Amended (Fee Schedule E only)**: Published December 30, 2022; effective February 13, 2023; **Amended:** **Proposed: October 20, 2023.**

335-1-7-.03

Exemptions.

(1) Stationary sources which are not major sources as defined in 335-1-7-.02 are exempt from annual fee payments.

~~(2) Stationary sources which are subject to Phase I of Title IV in the 1990 Clean Air Act Amendments are exempt from the payment of fees for the calendar years through 1999.~~

~~(3) Fugitive emissions shall be exempt from the fees paid in Schedules A and B of this Chapter.~~

~~(4) Stationary sources within the boundaries of Jefferson County and the City of Huntsville shall be exempt from the payment of fees if each said source pays an equivalent amount to either the Jefferson County Department of Health or the City of Huntsville Department of Natural Resources and Environmental.~~

**Author:** Richard E. Grusnick, Ronald W. Gore.

**Statutory Authority:** Code of Ala. 1975, §§22-22A-4, 22-22A-5, 22-22A-6, and 22-22A-8.

**History:** Effective Date: December 19, 1991. **Amended:** January 16, 1997; Amended: Proposed: October 20, 2023.

~~(1) Major sources which have actual emissions of 1000 tons or more per year of an affected pollutant in the calendar years 1991, 1992, and 1993 shall pay permit fees to the Department according to Schedule A of this Chapter for pollutants which are limited by Division 335-3 regulations or by a permit condition developed pursuant to these requirements.~~

~~(2) Major sources which have actual emissions of 100 tons or more per year but less than 1000 tons per year of an affected pollutant in the calendar years 1992 and 1993 shall pay permit fees to the Department according to Schedule B of this Chapter for pollutants which are limited by Division 335-3 regulations or by a permit condition developed pursuant to these requirements.~~

~~(3) Beginning in the calendar year 1995, fees Fees will be due on October 31 for every major source at the rate established by the Department to fund Title V activities of the Department, ~~not to exceed \$25 per ton plus the difference in the CPI of the year the fees were assessed and the CPI of 1989~~ for each regulated pollutant, except carbon monoxide, as defined in 335-1-7-.02(g), for the actual emissions during the previous calendar year. ~~Prior to 1997, fees were due on May 1 for every major source at the rate of \$25 per ton plus the difference in the CPI of the year the fees were assessed and the CPI of 1989 for each regulated pollutant, except carbon monoxide, as defined in 335-1-7-.02(g), for the actual emissions during the calendar year 1994. Each subsequent year until 1997, fees were due on May 1 for the emissions of regulated pollutants during the year which precedes the year the fees are due by one year.~~~~

~~(4)~~ (2) Emissions from a major source of any pollutant subject to fees in this chapter which are emitted at a rate greater than 4000 tons per year shall be defined as 4000 tons per year for the purposes of assessing fees for each said pollutant.

~~(5)~~ (3) Emissions of a regulated pollutant shall not be counted more than once in determining fees.

~~(6) Facilities having paid fees for 1991 and/or, 1992, and/or 1993 emissions as assessed according to Fee Schedules A or B shall be given credit on the amount owed in the following five years (1995-1999), until the sum of the amount paid in 1992, 1993, and 1994 equals the amount of credit allowed. The fee credits shall be subtracted from the total fees due the~~

~~Department under paragraph (3) above. The annual total due to the Department shall be calculated as follows: \_~~

~~1995 fees assessed minus 30% 1992-1994 Total~~

~~1996 fees assessed minus 25% 1992-1994 Total~~

~~1997 fees assessed minus 20% 1992-1994 Total~~

~~1998 fees assessed minus 15% 1992-1994 Total~~

~~1999 fees assessed minus 10% 1992-1994 Total~~

~~(7) Fees required under paragraph (3) of this Rule may be reduced to reflect the budgetary circumstances of the Air Division.~~

**Author:** Richard E. Grusnick, Ronald W. Gore.

**Statutory Authority:** Code of Ala. 1975, §§22-22A-4, 22-22A-5, 22-22A-6, and 22-22A-8.

**History:** Effective Date: December 19, 1991. **Amended:** Filed November 23, 1993; effective December 28, 1993. **Amended:** Filed December 12, 1996; effective January 16, 1997; **Amended:**

Proposed: October 20, 2023.

**335-1-7-.05**

**Payment Of Fees.**

(1) ~~Payment of operating permit fees required under 335-1-7-.04 shall be made on or before May 1 of each year beginning in 1992. However, payment~~ of operating permit fees required under 335-1-7-.04 shall be made on or before October 31 of each year ~~beginning in 1997.~~

(2) Failure to submit payment as required in this Chapter shall be cause for revocation of air permit(s).

(3) Failure to make payment of fees within 30 days of the date the fees are due as provided in 335-1-7-.05(1) shall be cause for the Department to assess a late fee of 3% (of the original fee) per month or fraction thereof.

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

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

(6) On or before June 30th of each year, the source shall submit its estimate of emissions for the previous calendar year. The Department shall advise the source that it agrees with the actual emission estimate used to calculate the fees, disagrees with the actual emission estimate used to assess the fees or needs additional information. When the Department sends a notification agreeing with actual emission estimates, it may not reassess the fees for the year in question unless it determines that the source intentionally provided erroneous information.

(7) All fees generated by this program will be used to directly and indirectly support the Air Program.

**Author:** Richard E. Grusnick, [Ronald W. Gore](#)

**Statutory Authority:** Code of Ala. 1975, §§22-22A-4, 22-22A-5, 22-22A-6, and 22-22A-8.

**History:** Effective Date: December 19, 1991. **Amended:** Filed December 12, 1996; effective January 16, 1997; **Amended:**

**Proposed: October 20, 2023.**

# Alabama Department of Environmental Management

## Title VI Complaint Form 572

Available in the following locations:

Department website: [www.adem.alabama.gov](http://www.adem.alabama.gov)

Hard copy:

ADEM - Main Office  
1400 Coliseum Boulevard  
Montgomery, Alabama 36110

ADEM – Birmingham Field Office  
110 Vulcan Road  
Birmingham, Alabama 35209

ADEM – Decatur Field Office  
2715 Sandlin Road, S.W.  
Decatur, Alabama 35603

ADEM – Mobile Coastal Field Office  
3664 Dauphine Street, Suite B  
Mobile, Alabama 36608

Available in appropriate language for LEP populations.

<b>Section I:</b>		
Name:		
Address:		
Telephone (Home):	Telephone (Work):	
Email Address:		
<b>Section II:</b>		
Are you filing this complaint on your own behalf?	Yes*	No
*If you answered "yes" to this question, go to Section III.		
If not, please supply the name and relationship of the person for whom you are complaining:		
Please explain why you have filed for a third party:		
Please confirm that you have obtained the permission of the third party if you are filing on their behalf.	Yes	No
<b>Section III:</b>		
I believe the discrimination I experienced was based on (check all that apply):		
<input type="checkbox"/> Race <input type="checkbox"/> Color <input type="checkbox"/> National Origin <input type="checkbox"/> Age <input type="checkbox"/> Sex <input type="checkbox"/> Disability		
Date of Alleged Discrimination (Month, Day, Year): _____		
Explain as clearly as possible what happened and why you believe you were discriminated against. Describe all persons who were involved. Include the name and contact information of the person(s) who discriminated against you (if known) as well as names and contact information of any witnesses. If more space is needed, please use additional pages.		

