



Hazardous Waste Treatment Permit (TSD)

Description: A hazardous waste treatment permit establishes the administrative and technical conditions under which hazardous waste at the facility must be managed. This permit provides the owner/operator with legal authority to treat hazardous waste and detail how the facility must comply with regulations.

Issuing Division: Land **Branch:** Industrial Hazardous Waste

When is a permit required? A permit is required prior to the treatment, storage, or disposal of any hazardous waste as identified or listed in Chapter 335-14-2 of the Alabama Department of Environmental Management (ADEM) Administrative Code.

Permit is required ☒ **before construction** ☐ **before operation** ☐ **before discharge**

Days from complete application to issuance: 203 (**minimum**) 1,095 (**maximum**)

Notes on approval timeline: The timeline for approval may vary significantly depending on the type and complexity of the facility and the quality of the initial application submittal. For each Notice of Deficiency (NOD) issued on the permit application, the facility will have 30 to 60 days to respond. Once the application is determined complete, a draft permit will be developed and placed on public notice for a period of 45 days. If a public hearing is requested, and the Department deems one appropriate, the hearing must be public noticed for a 30 day period prior to the planned hearing. Based on the outcome of the public notice and/or public hearing, a final determination will be made by the Department to issue and approve the permit.

Local approval required? No.

Application procedure: A Resource Conservation and Recovery Act (RCRA) permit application should be submitted by any person required to have a hazardous waste treatment permit. It is the responsibility of the operator of the facility to obtain the permit, however the owner of the facility must also sign the permit application. There are two parts to the RCRA permit application. Part A consists of Environmental Protection Agency (EPA) form 8700-23 which defines the processes to be used for treatment, storage, and disposal of hazardous wastes; the design capacity of such processes and the specific hazardous wastes to be handled at a facility. The form also includes detailed facility contact and location information. Part B of the permit application includes detailed design specification and operating plans for the proposed facility. Prior to the submission of a RCRA permit application for a facility, the applicant must hold at least one meeting with the public in order to solicit questions from the community and inform the local community of proposed hazardous waste management activities. A summary of the meeting along with a list of attendees must accompany the permit application. Upon receipt of the application, the Department must issue a notice to the public informing them that an application has been received and make the application available for review for the duration of the application process. The Department will begin review of the application after a completeness determination and all public notice requirements have been performed.

Base permit fee: The base permit fee for an operating treatment facility will start at \$46,315. This amount may increase based on the number of treatment units and types of treatment performed (reference Fee Schedule C, ADEM Division 1 Regulations, Chapter 6).

Additive fees (explain): Additive fees will consist of at least a RCRA Facility Assessment (RFA) (\$16,310 + \$1,610 (Greenfield)). Other fees may be required depending on site specific information (reference Fee Schedule C, ADEM Division 1 Regulations, Chapter 6) (+\$8,450 (public hearing)).

Term of permit: 10 years

Public notice required? ☒ Yes ☐ No Length of notice: 45 days

Public hearing required? ☐ Yes ☐ No ☒ Departmental discretion/based on comments

ADEM Contact Person: Brian Espy Phone: 334-271-7749

Additional Information: In accordance with Section 22-30-5.1 of the Code of Alabama, only one hazardous waste treatment facility or disposal site may be situated in any one county of the state.

Forms Required

Form #	Form Name	Applicability/Notes
8700-23	EPA Hazardous Waste Permit Application Part A	Required as part of the permit application for Hazardous Waste Treatment.