

**SUMMARY OF REASONS/CHANGES  
PROPOSED FOR DIVISION 13  
SOLID WASTE PROGRAM  
ADEM ADMINISTRATIVE CODE**

Revisions to the ADEM Admin. Code div. 335-13 are being proposed to ensure consistency with State and Federal statutes and provide clarification of State requirements for the management of solid waste. These changes include updated language to conform to the revised statute for alternate cover material and minor technical revisions to provide better clarity on regulatory requirements or address regulatory concerns. The provisions for obtaining a permit for landfill units, composting facilities, and coal combustion residual (CCR) facilities were relocated to Chapter 5 to provide a single location for all permitting requirements. Additionally, changes were made to the permit modification process to provide greater public participation for certain types of modifications. The Department is also proposing to correct several typographical and citation errors in the existing regulations.

<b>RULE</b>	<b>COMMENTS/REASONS FOR CHANGE</b>
335-13-1-.03	Updated several definitions to conform to the revised statute for alternate cover material and added definition of “working face”.
335-13-1-.07	Made minor typographical correction(s).
335-13-1-.09	Removed and reserved.
335-13-1-.11	Added Duty to Provide subparagraph.
335-13-4-.11	Made minor revisions to hydrogeological standards for landfill design.
335-13-4-.15	Updated language to conform to the revised statute for alternate cover material and correct minor typographical error(s).
335-13-4-.16	Corrected typographical error(s) and revised rule citation(s).

335-13-4-.20	Add requirement to comply with Division 5 standards for uniform environmental covenants.
335-13-4-.21	Added provision prohibiting disposal of regulated hazardous waste.
335-13-4-.22	Updated language to conform to the revised statute for alternate cover material, added clarifying language regarding working face, added a provision prohibiting disposal of free liquids in landfill units and moved reporting requirements for average daily volume from Chapter 5 to Chapter 4.
335-13-4-.23	Updated language to conform to the revised statute for alternate cover material, added clarifying language regarding working face, added a provision prohibiting disposal of free liquids in landfill units and moved reporting requirements for average daily volume from Chapter 5 to Chapter 4.
335-13-4-.26	Updated language to conform to the revised statute for alternate cover material.
335-13-4-.27	Corrected typographical error.
335-13-5-.01	Made minor revisions to incorporate all permitting requirements into one chapter.
335-13-5-.02	Revised to include permitting requirements for landfill units, composting facilities, and CCR units, added permit renewal application requirements and added clarifying language/corrected regulatory citations where necessary.
335-13-5-.03	Revised public notice procedures for landfills, composting facilities and CCR units and added clarifying language/corrected regulatory citations where necessary.
335-13-5-.04	Revised public hearing procedures, added clarifying language/corrected regulatory citations where necessary and corrected minor typographical errors.
335-13-5-.05	Added clarifying language.
335-13-5-.06	Revised to specify what modifications are major (and thus require public participation), which modifications are minor (with no public participation) and create a third category of permit modification that may require public participation.
335-13-5-.07	Added clarifying language.
335-13-8-.01	Added clarifying language.
335-13-8-.02	Added filing deadline for variances and requirement for list of adjacent landowners to be provided with variance request.
335-13-8-.03	Revised language to provide better clarity.
335-13-8-.04	Removed and reserved (moved to end of Chapter 8).
335-13-8-.12	Added public notice provisions.
335-13-8-.13	Added public hearing provisions.
335-13-14-.01	Corrected typographical error(s).

335-13-14-.03	Added clarifying language and corrected rule citation.
335-13-14-.04	Removed and reserved (moved to Chapter 5).
335-13-14-.07	Removed and reserved (moved to Chapter 5).
335-13-14-.10	Removed and reserved (moved to Chapter 5).
335-13-14-.11	Removed and reserved (moved to Chapter 5).
335-13-15-.01	Added language to direct permit applicants to Chapter 5 and added federal language regarding endangered species.
335-13-15-.02	Added definition for “taking” and renumbered subsequent definitions.
335-13-15-.04	Added operational requirements to mirror analogous provisions from Chapter 4 and corrected typographical error(s).
335-13-15-.05	Added operational requirements to mirror analogous provisions from Chapter 4 and corrected typographical error(s).
335-13-15-.06	Corrected minor technical and typographical error(s).
335-13-15-.07	Corrected minor technical and typographical error(s).
335-13-15-.08	Corrected minor typographical error(s).
335-13-15-.09	Removed and reserved (moved to Chapter 5).
335-13-15-.10	Removed and reserved (moved to Chapter 5).
335-13-15-.11	Removed and reserved (moved to Chapter 5).
335-13-15-.12	Removed and reserved (moved to Chapter 5).
335-13-15-.13	Removed and reserved (moved to Chapter 5).
335-13-15-.14	Removed and reserved (moved to Chapter 5).
335-13-15-.15	Corrected regulatory citation.