TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control No. Rule No.	335 Department or Agency Environmental Managemen					
Rule Title:	335-14-229 Subpart CC - Air Emission Standards for Tanks, Surface Impoundments, and Containers					
	New	Х			peal	Adopt by Reference
Would the absignificantly welfare, or sa	harm or	the pro endange	posed rule er the public he	alth,	_	YES
Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare?						YES
Is there another, less restrictive method of regulation available that could adequately protect the public?						NO
Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree?						NO
Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule?						NO
Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public?						YES
*****	*****	****	*****	*****	*****	******
Does the proposed rule have an economic impact?						NO
41-22-23, <u>Co</u>	de of Alal	at note poama 19		ordance with	n subsectio	equired to be on (f) of section
****************************	*********	*****	************	******	******	*******
Certification o						
all applicable Legislative Ref	of Chapt filing req ference S	er 22, 1 uiremer ervice.	posed rule has be itle 41, <u>Code of</u> ats of the Admir	Alahama 19	175 and th	ompliance with the nat it conforms to vision of the
Signature of c	ertifying	officer _	11 West	N W	Lot	
Date October	r 20, 201	6		•		A The market is a second of the second of th

ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT LAND DIVISION

NOTICE OF INTENDED ACTION

AGENCY NAME:

Department of Environmental Management

RULE NO. & TITLE:

335-14-2-.01 General

335-14-2-.04 Lists of Hazardous Wastes 335-14-2-.05 Exclusions/Exemptions

335-14-2-.08 Financial Requirements for Management of

Excluded Hazardous Secondary Materials

335-14-2-.27 Subpart AA - Air Emission Standards for Process

Vents

335-14-2-.28 Subpart BB - Air Emission Standards for

Equipment Leaks

335-14-2-.29 Subpart CC - Air Emission Standards for Tanks,

Surface Impoundments, and Containers

335-14-2 APPENDIX IX Wastes Excluded Under 335 14 1 .03(2)

INTENDED ACTION:

Amend chapter 335-14-2 of the ADEM Administrative Code

SUBSTANCE OF PROPOSED ACTION

The Department of Environmental Management proposes to amend portions of the Division 14 Hazardous Waste Program Regulations to make typographical and grammatical corrections, to make clarifications necessary to maintain consistency with analogous federal rules, and to adopt new amendments required by the USEPA which are necessary to maintain the programs fully authorized status.

TIME, PLACE, MANNER OF PRESENTING VIEWS:

Comments may be submitted in writing or orally at a public hearing to be held Wednesday, December 7, 2016 at 2:00 p.m. in the Main Hearing Room at the ADEM Central Office located at 1400 Coliseum Blvd, Montgomery, Alabama 36110.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE

Wednesday, December 7, 2016 at 5:00 p.m.

CONTACT PERSON AT AGENCY: Chip Crockett, Chief of the Industrial Hazardous Waste Branch, ADEM Land Division, (334) 270-5627.

Lance R. LeFleur

Ellest

Director

335-14-2-.29 Subpart CC - Air Emission Standards for Tanks, Surface Impoundments, and Containers.

The Environmental Protection Agency Regulations, as set forth in 40 CFR, Part 261, Subpart CC (as published by EPA on January 13, 2015), are incorporated herein by reference.

In the event that any Code of Federal Regulations Rule(s) incorporated herein by reference refers to or cites another Code of Federal Regulations Rule(s), other than 40 CFR Part 261, Subpart CC, such reference to the other Code of Federal Regulations Rule(s) is not incorporated in this ADEM Administrative Code and the ADEM Administrative Code rule specifically addressing said issue or circumstance shall take precedence, be applicable and govern. Any provision of 40 CFR Part 261, Subpart CC, which is inconsistent with the provisions of ADEM Administrative Code, Division 14, is not incorporated herein by reference.

The materials incorporated by reference are available for purchase and inspection at the Department's offices at 1400 Coliseum Boulevard, Montgomery, Alabama 36110-20592400.

- (1) § 261.1080 Applicability (as published by EPA on January 13, 2015).
 - (2) § 261.1081 Definitions (as published by EPA on January 13, 2015).
- (3) § 261.1082 Standards: General (as published by EPA on January 13, 2015).
- (4) § 261.1083 Material determination procedures (as published by EPA on January 13, 2015).
- (5) § 261.1084 Standards: Tanks (as published by EPA on January 13, 2015).
 - (6) § 261.1085 [Reserved].
- (7) § 261.1086 Standards: Containers (as published by EPA on January 13, 2015).
- (8) § 261.1087 Standards: Closed-vent systems and control devices (as published by EPA on January 13, 2015).
- (9) § 261.1088 Inspection and monitoring requirements (as published by EPA on January 13, 2015).
- (10) § 261.1089 Recordkeeping requirements (as published by EPA on January 13, 2015).
 - (11) § 261.1090 [Reserved].

Author: Bradley N. Curvin; Vernon H. Crockett.
Statutory Authority: Code of Alabama, 1975, §§ 22-30-11.
History: April 8, 2016; XXXXX,XXXX.