

oAPA-2
11/96

**ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
WATER DIVISION**

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Department of Environmental Management
RULE NO. & TITLE: 335-6-10-.09 Specific Water Quality Criteria (Amend)
INTENDED ACTION: The Alabama Department of Environmental Management proposes to amend rule 335-6-10-.09.

SUBSTANCE OF PROPOSED ACTION:

The Department proposes to amend rule 335-6-10-.09(2) to add language to better represent the “fishable/swimmable” goal of the Department, extend the recreational use season from June through September to May through October, replace “outdoor swimming places” with “outdoor swimming areas”, and correct the single sample maximum *E. coli* bacteria criteria from 487 colonies/100 ml to 298 colonies/100 ml due to an error.

The Department proposes to amend rule 335-6-10-.09(3) to replace “outdoor swimming places” with “outdoor swimming areas”.

The Department proposes to amend rule 335-6-10-.09(4) to add language clarifying that Shellfish Harvesting use classification only applies to coastal waters; update the reference from *National Shellfish Sanitation Program (NSSP) Guide for the Control of Molluscan Shellfish: 2011 Revision*, to *National Shellfish Sanitation Program (NSSP) Guide for the Control of Molluscan Shellfish: 2015 Revision*; add language to better represent the “fishable/swimmable” goal of the Department; extend the recreational use season from June through September to May through October; replace “outdoor swimming places” with “outdoor swimming areas”; add bacteria criteria of the enterococci group not to exceed a maximum of 275 colonies/100 ml for the winter months; and remove the *E. coli* bacteria criteria because the Shellfish Harvesting use classification only applies to coastal waters.

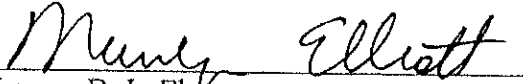
The Department proposes to amend rule 335-6-10-.09(5) to add language to better represent the “fishable/swimmable” goal of the Department, extend the recreational use season from June through September to May through October, replace “outdoor swimming places” with “outdoor swimming areas”, and correct the single sample maximum *E. coli* bacteria criteria from 487 colonies/100 ml to 298 colonies/100 ml due to an error.

TIME, PLACE, MANNER OF PRESENTING VIEWS:

Comments may be submitted in writing or orally at a public hearing to be held at 1:00 P.M., November 10, 2016, in the ADEM Main Hearing Room, 1400 Coliseum Boulevard, Montgomery, Alabama 36110.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: November 10, 2016

CONTACT PERSON AT AGENCY: Chris Johnson (334) 271-7827



Lance R. LeFleur
Director