

APA-2  
11/96

**ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT  
AIR DIVISION**

**NOTICE OF INTENDED ACTION**

**AGENCY NAME:** Environmental Management

**RULE NO. & TITLE:** Rule 335-3-3-.05 - Incineration of Commercial and Industrial Solid Waste (Amend)

**INTENDED ACTION:** Revise Division 3 of the ADEM Administrative Code with the amendment of Rule 335-3-3-.05 (Incineration of Commercial and Industrial Solid Waste).

**SUBSTANCE OF PROPOSED ACTION:**

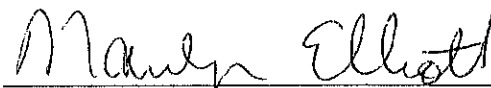
Revisions to Division 3 Code are being proposed to revise 335-3-3-.05 (Incineration of Commercial and Industrial Solid Waste) to allow Commercial and Industrial Solid Waste (CISWI) units in the waste-burning kiln subcategory to comply with an equivalent production-based mercury emission limit of 58 pounds of mercury per million tons of clinker produced instead of the concentration-based emission limit. The Department believes that this revision is justified since EPA itself stated in the preamble to the CISWI rules that a production-based limit of 58 pounds of mercury per million tons of clinker is equivalent to the concentration-based limit. The Department is also proposing to add additional monitoring and recordkeeping requirements that apply to waste-burning kilns that choose to comply with the equivalent production-based mercury emission limit. These additional requirements are necessary for determining whether a facility is in compliance with the equivalent production-based limit.

**TIME, PLACE, MANNER OF PRESENTING VIEWS:**

Comments may be submitted in writing or orally at a public hearing to be held 10:00 a.m., September 6, 2017, in the ADEM Hearing Room, 1400 Coliseum Blvd., Montgomery, Alabama 36110.

**FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:** September 8, 2017

**CONTACT PERSON AT AGENCY:** Larry Brown (334) 271-7878



Lance R. LeFleur  
Director