

**ALABAMA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT WATER DIVISION -
WATER QUALITY PROGRAM
ADMINISTRATIVE CODE**

**CHAPTER 335-6-9
SURFACE MINING RULES**

335-6-9-.05

Permit Required.

(1) All surface mining operations must have an NPDES permit issued by the Department pursuant to this Chapter. Such permits shall conform with, and be issued in accordance with, NPDES Rules.

(2) The permit to conduct any surface mining operation shall be based on a determination by the Department that the pollution abatement and/or prevention plan and accompanying data submitted by the applicant is adequate to provide for protection of water quality in and adjacent to the area of operations and the pollution abatement and/or prevention plan and any amendments or modifications thereto shall become a part of the permit upon its acceptance.

(3) Any waste treatment facility required in the pollution abatement and/or prevention plan shall be specifically identified in the permit and any special conditions applicable to the operation of such facilities shall be included.

(4) Effluent limitations, for point source pollution, monitoring requirements and compliance schedules, if necessary for each applicant, will be specified in the permit conditions.

(5) Permits issued pursuant to this Rule shall be valid for a period of five years from the date of issuance, unless suspended, modified or revoked.

Author: Joe Myers

Statutory Authority: Code of Ala. 1975, §§22-22-9, 22-22A-5, 22-22A-6, 22-22A-8.

History: Effective: June 14, 1974. **Amended:** January 13, 1978; October 19, 1979; January 10, 1981; October 10, 1984.