

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control 335 Department or Agency Environmental Management
Rule No. 335-7-5-.13
Rule Title: Springs

 New X Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? 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

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of section 41-22-23, Code of Alabama 1975.

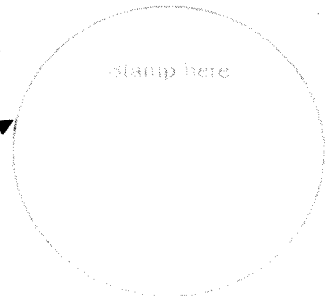
Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer *Mandy Elliott*

Date March 20, 2012

Date Filed



APA-2
11/96

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT
WATER DIVISION

NOTICE OF INTENDED ACTION

AGENCY NAME: DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

RULE NO. & TITLE: 335-7-5-.13 Springs (Amend)
335-7-5-.15 Ground Water Quality (Amend)
335-7-5-.17 Disinfection Requirements (Amend)
335-7-5-.18 Filtration Requirements (Amend)
335-7-5-.22 Ground Water Rule (Amend)

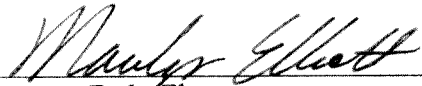
INTENDED ACTION: The Alabama Department of Environmental Management proposes to revise division 335-7, Public Water Supply.

SUBSTANCE OR PROPOSED ACTION: Revisions to rules 335-7-5-.13(b) 335-7-5-.15 (b), 335-7-5-.17 (a) 3, and 335-7-5-.18, 335-7-5-.22 (5)(a) 1. (ii) and 335-7-5-.22(6)(b) 3. (i) (l) are being proposed to make administrative changes and to clarify requirements.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Comments may be submitted in writing or orally at a public hearing to be held May 2, 2012, at 10:00 a.m. in the Main Hearing Room at the ADEM Central Office located at 1400 Coliseum Blvd., Montgomery, AL 36110.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: May 4, 2012 at 5:00 p.m.

CONTACT PERSON AT AGENCY: George M. Cox, Section Chief
Groundwater Section {334/271-7778}



Lance R. LeFleur
Director

335-7-5-.13 Springs. Springs, quarries, and other groundwater sources open to the atmosphere and under the direct influence of surface water are classified as a surface source requiring complete treatment and filtration. A proposal for use of a spring without complete treatment shall meet the following requirement:

(a) The results of flow, turbidity and temperature data taken twice weekly for a minimum of 12 consecutive months,

(b) Total and fecal coliform (or ~~e.coli~~ E. coli) bacteria results from weekly sampling for a minimum of 12 consecutive months,

(c) Data indicating the site is not subject to flooding, and

(d) Analysis results from a certified laboratory for all contaminants identified in the primary and secondary standards and any listed unregulated contaminants.

Author: Joe Alan Power, Edgar K. Hughes.

Statutory Authority: Code of Alabama 1975, §§ 22-23-33, 22-23-49, 22-22A-5, 22-22A-6.

History: May 23, 1977, Repealed and readopted: January 4, 1989; October 31, 1990.

Amended: September 19, 1995 (ER); November 28, 1995; December 8, 1998; effective January 25, 1998; June 7, 2000; December 12, 2005; XXXXX, 2012.