

Presented below are water quality standards that are in effect for Clean Water Act purposes.

EPA is posting these standards as a convenience to users and has made a reasonable effort to assure their accuracy. Additionally, EPA has made a reasonable effort to identify parts of the standards that are not approved, disapproved, or are otherwise not in effect for Clean Water Act purposes.

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

**CHAPTER 335-6-1
GENERAL PROVISIONS**

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335-6-1-.01 General Definitions. The following definitions describe the meaning of certain terms used in this division, unless a different meaning clearly appears from the context or unless a different meaning is stated in a definition applicable only to a particular chapter within this division. Additional terms may also be defined in individual chapters.

(a) The following terms shall have the meanings set forth in the AWPCA "waters," "pollution," "sewage," "industrial wastes," "other wastes," "person," and "discharge."

(b) "AWPCA" means the Alabama Water Pollution Control Act, as amended, Code of Alabama 1975, §§ 22-22-1 to 22-22-14.

(c) "Administrator" means the Administrator of the United States Environmental Protection Agency.

(d) "Director" means the Director of the Alabama Department of Environmental Management, appointed pursuant to Code of Alabama 1975, § 22-22A-3(4).

(e) "Department" means the Alabama Department of Environmental Management established by Code of Alabama 1975, § 22-22A-3(1).

(f) "EPA" means the United States Environmental Protection Agency or its successor.

(g) "FWPCA" means the Federal Water Pollution Control Act, also known as the Clean Water Act, as amended, 33 U.S.C. §§ 1251 et seq. and regulations listed thereunder.

(h) "Regulation" or "Rule" means each Department statement of general applicability that implements, interprets, or prescribes law or policy, or describes the organization, procedure, or practice requirements of the Department. The term includes the amendment or repeal of a prior rule but

does not include: Department. The term includes the amendment or repeal of a prior rule but does not include:

1. Statements concerning only the internal management of an agency and not affecting private rights or procedures available to the public;
2. Intra-agency memoranda; or
3. An order which is directed to a specifically named person or to a group of specifically named persons which does not constitute a general class and the order is served on the person or persons by the appropriate means applicable thereto. The fact that the named person who is being regulated serves a group of unnamed persons who will be affected does not make such order a "rule" or "regulation."
 - (i) "State" means the State of Alabama.
 - (j) "Technical Staff" means the technical staff of the Department.

Author: David Ludder.

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

History: Unknown. **Amended:** October 10, 1984.

335-6-1-.02 Adoption of Rules and Standards. In addition to the other rule-making requirements imposed by law, the Department shall:

- (1) Adopt rules establishing water quality standards and stream classifications for all waters of the State as the Department sees fit;
- (2) Adopt effluent limitation guidelines; a system for issuance of permits which system shall include effluent limitations for each discharge for which a permit is issued; and, such other rules as necessary to enforce water quality standards adopted by the Department; and
- (3) Adopt any other rules within the Department's authority to further the policy and purpose of the AWPCA and to control pollution in the waters of the State.
- (4) No rule of the Department is valid or effective against any person or party, nor may it be invoked by the Department for any purpose until it has been made available for public inspection as herein required. This provision is not applicable in favor of any person or party who has actual knowledge thereof.

Author: David Ludder.

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

History: May 9, 1972. **Amended:** January 7, 1974; January 10, 1984; October 10, 1984.