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Hazardous Waste Enforcement: Alabama Department of Environmental Management and Albertville Water Flow Control Manufacturing Facility Enter into Consent Order

12/17/2021

The Alabama Department of Environmental Management (“ADEM”) and Mueller Company (“MC”) entered into a December 4th Consent Order (“CO”) addressing alleged violations of the Alabama hazardous waste regulations. See Consent Order No. 22-XXX-CHW/CSW.

The CO provides that MC operates a portable water flow control manufacturing and packaging facility (“Facility”) in Albertville, Alabama.

The Facility is stated to hold an EPA hazardous waste identification number. Further, MC is stated to be a large quantity generator as that term is defined in ADEM Admin. Code Div. 14.

MC is also stated to be a permitted landfill operator under a Solid Waste Disposal Permit.

A representative of ADEM’s Industrial Hazardous Waste Branch is stated to have conducted a compliance evaluation inspection (“CEI”) of the Facility on May 4th. The CEI and a review of MC’s compliance allegedly showed the following:

- Disposal of spent solvent contaminated filters in the Facility’s onsite solid waste landfill without an Alabama Hazardous Waste Management Minimization Act Permit.
- Storage of hazardous waste in the secondary containment system for the Forge Paint Area for more than 90 days without a permit or an extension.
- Disposal of a F005 hazardous waste into the onsite industrial landfill without the appropriate permit.

MC is stated to have responded to a previously issued Notice of Violation on August 16th.

MC is stated to neither admit nor deny ADEM’s contentions.

A civil penalty of \$22,400 is assessed.

A copy of the CO can be downloaded [here](#).