



**STATE OF ALABAMA**  
**SURFACE MINING COMMISSION**

P.O. BOX 239D - JASPER, ALABAMA 35502-2390  
(205) 221-4130 • FAX: (205) 221-5077

Permit Renewal Number: P-3970-33-22-S

RENEWAL TO PERMIT

FOR SURFACE COAL MINING OPERATIONS

Pursuant to the Alabama Surface Mining Control and Reclamation Act, Act No. 81-435, and duly promulgated rules of the Commission, Renewal is hereby approved for permit:

Issued to: P-3970-33-22-S  
Birmingham Coal & Coke Company, Inc.  
912 Edenton Street  
Birmingham, AL 35242  
(Knight Mine)

License No.: L-378

The permit is renewed for an additional term of 5 years.

All terms and conditions of the permit remain in effect.

Renewal Condition 1: The permittee must flag the approximately 32 acres (21 acres in Increment 5 and 11 acres in Increment 2) of potential summer roosting habitat for the Indiana bat and Northern Long-eared Bat in a flagging color different than the permit boundary flagging.

Renewal Condition 2: The permittee can only conduct tree removal from October 15 through March 31 within the areas that have been flagged as potential summer roosting habitat for the Indiana bat and the northern Long-eared Bat.

Renewal Condition 3: If timber removal from the potential summer roosting habitat is necessary outside the October 15-March 31 timeframe an Indiana bat and Northern Long-eared Bat Presence/Absence Survey and Fish and wildlife approval must be submitted to ASMC prior to tree removal.

Renewal Condition 4: Coal removal may not resume on P-3970-33-22-S until a current NPDES permit has been issued by the Alabama Department of Environmental Management, NPDES permit AL0074373.

Renewal Findings 1: By comments dated September 25, 2017 the U.S. Fish and wildlife service concurred that the proposed project is not likely to adversely affect the Indiana bat and/or the northern long-eared bat if tree removal only occurs between October 15 and March 31.

EFFECTIVE DATE: November 15, 2017

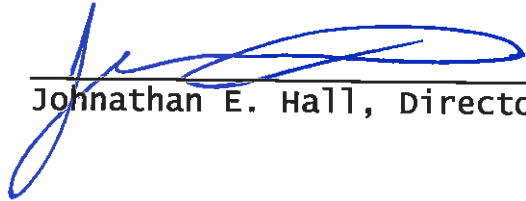
ISSUE DATE: November 15, 2017

EXPIRATION DATE: November 05, 2022



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CC: I & E, Permit File  
Dept. of Industrial Relations  
Alabama Historical Commission  
Franklin County Commission

  
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Johnathan E. Hall, Director