

**NOTICE OF FINAL DECISION  
TO REISSUE A CORRECTIVE ACTION PERMIT  
E.I. duPONT de NEMOURS & COMPANY**

The Tennessee Department of Environment and Conservation's (TDEC) Division of Solid Waste Management (DSWM) has made a final decision to reissue a hazardous waste management corrective action permit to E. I. du Pont de Nemours & Company (DuPont), located at 2571 Fite Road, Memphis, Shelby County, Tennessee 38127; EPA Identification Number: TND 00 702 4672. The permit was issued on September 30, 2009, and shall remain in effect until September 30, 2019, unless continued, revoked and reissued, or terminated under applicable regulations. This action follows a 45-day public comment period, which ended on September 17, 2009. A public hearing was scheduled for September 14, 2009, but no member of the public attended. No comments on the draft permit were received from the public during this comment period. However, comments were received from DuPont and are addressed in the [Response to Comments](#).

The new permit TNHW-143, replacing TNHW-018, is issued under Tennessee Code Annotated, Section 68-212-101 *et seq.*, and Tennessee Rule Chapter 1200-1-11, Hazardous Waste Management. It identifies known solid waste management units (SWMUs) and areas of concern (AOCs) at the DuPont Memphis Plant. The facility shall be required to investigate any release of hazardous waste or hazardous constituents pursuant to this permit, regardless of the time at which waste was placed in a unit, and to take appropriate corrective action for any such release. In addition to corrective action, under the conditions of this permit, DuPont will also be required to notify of imminent hazards; and as applicable, comply with the requirements developed under land disposal restrictions and organic air emission standards.

A copy of the permit, including the [Response to Comments](#), is available for public inspection at the Frayser Public Library, 3712 Argonne Street, Memphis, TN 38127 (901-357-4115). These materials are also available for public inspection during normal business hours, 8:00 a.m. to 4:30 p.m., Monday through Friday, except legal holidays, at the TDEC Memphis Environmental Field Office, Public Access Area, 2510 Mt. Moriah, Perimeter Park, Suite E-645, Memphis, TN 38115-1520 (901-368-7939).

For further information, contact: Mr. Clayton Bullington; Corrective Action Section; Division of Solid Waste Management; TDEC; 5th Floor, L & C Tower; 401 Church Street; Nashville, TN 37243-1535; 615-532-0859; fax 615-532-0886; or e-mail [clayton.bullington@tn.gov](mailto:clayton.bullington@tn.gov).

Persons who wish to be on DSWM's mailing list should request a [Mailing List Request](#) form by calling or writing: Public Participation Officer; Division of Solid Waste Management; TDEC; 5th Floor, L & C Tower; 401 Church Street; Nashville, TN 37243-1535; 615-532-0798 or e-mail [solid.waste@tn.gov](mailto:solid.waste@tn.gov).

TDEC is committed to principals of equal opportunity, equal access, and affirmative action. Contact the EEO/AA Coordinator at 1-888-867-7455 or the ADA Coordinator at 1-866-253-5827 for further information. Hearing impaired callers may use the Tennessee Relay Service at 1-800-848-0298.

**RIGHTS OF APPEAL**

The administrative and judicial review of this final permit is pursuant under the Tennessee Uniform Administrative Procedures Act, T.C.A. Sections 4-5-317 and 4-5-222, and the Hazardous Waste Management Act, T.C.A. 68-212-113, and Tennessee Rule 1200-1-11-.07(7)(k).

**NOTICE ISSUED: October 23, 2009**