

Public Participation Opportunity
Tennessee Department of Environment and Conservation (TDEC)
Division of Water Pollution Control
Notice Requesting Public Comments on Draft Permit Actions

May 18, 2009

Public Notice Number: **MMIX-010**
Expiration Date: June 22, 2009

The purpose of this notice is to advise the public of the following proposed permit actions and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment. A list of Notices of Intent (NOIs) that were recently received by the DWPC is available on our web page :

<http://state.tn.us/environment/wpc/wpcppo/>

Individual NPDES Permits

Proposed Reissuances

Applicant Name	Turner Holdings, LLC-Covington				
Permit Number	TN0000655	Permit Writer Initials	JAH	Discharger rating	Minor
County	Tipton	EFO Name	Memphis		
Street Address/Location	653 Turner Lane				
City and/or Zip Code	Covington, TN 38019				
Description of Activity	Ice Cream and Frozen Desserts				
Effluent Description	non-contact cooling water through Outfall 001				
Receiving Stream	unnamed tributary to Town Creek at mile 4.3				
Facility Latitude	35.566667	Facility Longitude	-89.650000		

State Operation Permits

Proposed New Issuances

Applicant Name	Henderson County Board of Education - Pin Oak Elementary School				
Permit Number	SOP-09015	Permit Writer Initials	HVA	Discharger rating	Minor
County	Henderson	EFO Name	Jackson		
Street Address/Location	19925 Highway 412 East				
City and/or Zip Code	Lexington, TN 38351				
Description of Activity	Facultative lagoon (existing) and a 1.5 acre fenced drip irrigation area. The drip irrigation will eliminate discharge to unnamed tributaries to Mile 0.3 of Browns Creek currently permitted via NPDES# TN0055000.				
Wastewater Description	No discharge allowed from this system				
Receiving Stream	N/A				
Facility Latitude	35.6356	Facility Longitude	-88.2783		

Applicant Name **Henderson County Board of Education - Scotts Hill Elementary School**
Permit Number **SOP-09016** Permit Writer Initials **HVA** Discharger rating **Minor**
County Henderson EFO Name **Jackson**
Street Address/Location Main Street
City and/or Zip Code Scotts Hill, TN 38374
Description of Activity Septic tank, recirculating fixed film, disc filter (all existing), and a 1.75 acre fenced drip irrigation. The drip irrigation will replace the discharge to East Prong Doe Creek Mile 7.7 currently permitted under NPDES #TN0054976.
Wastewater Description No discharge allowed from this system
Receiving Stream N/A
Facility Latitude 35.5117 Facility Longitude -88.2436

Applicant Name **Henderson County Board of Education - South Haven Elementary School**
Permit Number **SOP-09017** Permit Writer Initials **HVA** Discharger rating **Minor**
County Henderson EFO Name **Jackson**
Street Address/Location 545 Highway 22a
City and/or Zip Code Lexington, TN 38351
Description of Activity Facultative lagoon (existing), and a 1.3 acre fenced drip irrigation area. The drip irrigation will replace the discharge to an unnamed tributary to Wolf Creek Mile 4.7 currently permitted via NPDES #TN0054984.
Wastewater Description No discharge allowed from this system
Receiving Stream N/A
Facility Latitude 35.6333 Facility Longitude -88.4583

Applicant Name **Henderson County Board of Education - Westover Elementary School**
Permit Number **SOP-09018** Permit Writer Initials **HVA** Discharger rating **Minor**
County Henderson EFO Name **Jackson**
Street Address/Location 300 Crucifer Road
City and/or Zip Code Huron, TN 38345
Description of Activity Facultative lagoon (existing), and a 2 acre fenced drip irrigation area. The drip irrigation will replace the discharge to an unnamed tributary to the Middle Fork Forked Deer River Mile 54.6 currently permitted via NPDES #TN0055247.
Wastewater Description No discharge allowed from this system
Receiving Stream N/A
Facility Latitude 35.6883 Facility Longitude -88.5394

Proposed Reissuances

Applicant Name **Watts Bar U.D. - Highland Reserve**
Permit Number **SOP-08018** Permit Writer Initials **HVA** Discharger rating **Minor**
County Roane EFO Name **Knoxville**
Street Address/Location Smalley Lane
City and/or Zip Code Kingston, TN 37774
Description of Activity Pump and haul of domestic wastewater from Highland Reserve to the City of Dayton STP
Wastewater Description No discharge allowed from this system
Receiving Stream N/A
Facility Latitude 35.808033 Facility Longitude -84.534266

POTW - Pretreatment Program Approvals:

None

The Division of Water Pollution Control is authorized to approve local POTW Pretreatment Programs for the administration and enforcement of the National Pretreatment Standards of Performance for industrial users of the respective Publicly Owned Treatment Works listed in this notice. Additionally, the POTW Programs are required to prevent the introduction of pollutants into the POTW's which will interfere with their operation, including the use or disposal of sludge, and prevent the introduction of pollutants into the POTW's which will pass through the treatment works or be otherwise incompatible. All POTW Pretreatment Programs approved are in accordance with the Tennessee Water Quality Control Act, the federal Clean Water Act, and appropriate regulations.

End of List

How to Comment:

TDEC is requesting public comment on this permit action. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on the proposed action are invited to submit comments in writing to the Division of Water Pollution Control at 6th Floor, L&C Tower, 401 Church Street, Nashville, TN 37243, Attn: Public Notice Coordinator, by fax number (615) 532-0686, or by E-mail at environment@state.tn.us. Comments must be received by the public notice expiration date (June 22, 2009).

How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed by the public notice expiration date (June 22, 2009) and must indicate the interest of the party filing it and the reasons why such a hearing is warranted. When there is significant public interest for a hearing, a hearing will be conducted according to Division of Water Pollution Control Rule 1200-4-5-.06(12). Public hearings will be announced through another public notice.

How the Department will Proceed:

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the Federal and State acts and regulations.

To Obtain Permit Details:

Copies of the application(s) and draft permit(s) are also available for public inspection by contacting TDEC at <http://state.tn.us/environment/org/>, by calling 1-888-891-TDEC (8332), or by visiting the following locations during normal business hours:

Environmental Field Office - Chattanooga
540 McCallie Avenue, Suite 550
Chattanooga, TN 37402
(423) 634-5745

Bledsoe, Bradley, Grundy, Hamilton, Marion, McMinn, Meigs, Polk, Rhea, Sequatchie

Environmental Field Office - Columbia
2484 Park Plus Drive
Columbia, TN 38401
(931) 380-3371

Bedford, Coffee, Franklin, Giles, Hickman, Lawrence, Lewis, Lincoln, Marshall, Maury, Moore, Perry, Wayne

Environmental Field Office - Cookeville
1221 South Willow Avenue
Cookeville, TN 38506
(931) 432-4015

Cannon, Clay, Cumberland, Fentress, Jackson, Macon, Overton, Pickett, Putnam, Smith, Van Buren,
Warren, White

Environmental Field Office - Jackson
1625 Hollywood Drive
Jackson, TN 38305
(731) 512-1300

Benton, Carroll, Chester, Crockett, Decatur, De Kalb, Dyer, Gibson, Hardeman, Hardin, Haywood,
Henderson, Henry, Lake, Lauderdale, Madison, McNairy, Obion, Weakley

Environmental Field Office - Johnson City
2305 Silverdale Road
Johnson City, TN 37601
(423) 854-5400

Carter, Greene, Hancock, Hawkins, Johnson, Sullivan, Unicoi, Washington

Environmental Field Office - Knoxville
3711 Middlebrook Pike
Knoxville, TN 37921
(865) 594-6035

Anderson, Blount, Campbell, Claiborne, Cocke, Grainger, Hamblen, Jefferson, Knox, Loudon, Monroe,
Morgan, Roane, Scott, Sevier, Union

Environmental Field Office - Memphis
2510 Mt. Moriah Road, Suite E-645
Memphis, TN 38115
(901) 368-7939
Fayette, Shelby, Tipton

Environmental Field Office - Nashville
711 R.S. Gass Boulevard
Nashville, TN 37243
(615) 687-7000

Ceatham, Davidson, Dickson, Houston, Humphreys, Montgomery, Robertson, Rutherford, Stewart,
Sumner, Trousdale, Williamson, Wilson

List of WPC Permit Writers

BJB	Mr. Benjamin Brown	(615) 532-0709	Benjamin.Brown@tn.gov
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HVA	Mr. Hari Akunuri	(615) 532-0650	Hari.Akunuri@tn.gov
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WML	Mr. Mike Lee	(615) 532-0712	Mike.Lee@tn.gov

State of Tennessee Antidegradation Policy:

Antidegradation determinations have been made in regard to the permits referenced in this Public Notice. Tennessee's Antidegradation Statement is found in Chapter 1200-4-3-.06 of the Rules of the Tennessee Department of Environment and Conservation. The primary purpose of the antidegradation policy is to establish a greater level of protection for those waters that are identified to be of high quality. Generally, there are two types of high quality waters. Some high quality waters are those at near pristine conditions. These Outstanding National Resource Waters (ONRWs) are specifically designated by the Water Quality Control Board and are afforded the greatest level of protection. No new discharges or expansion of existing discharges are allowed to result in degradation of the existing water quality. Waters determined to be high quality due to specialized uses and/or unique features and are identified by the Department as Exceptional Tennessee Waters are also protected against degradation.

Some degradation may be allowed in the Exceptional Tennessee Waters only if the Water Quality Control Board deems it economically and socially necessary. Other surface waters not specifically identified and/or designated as high quality are referred to as waters with available or unavailable conditions. Generally, new discharges or increases in existing discharges may be allowed in waters not identified as ONRWs or Exceptional Tennessee Waters. The Division of Water Pollution Control's evaluation of such discharges may include the following provisions:

- The proposed lowering of water quality by the discharge is necessary for economic growth or community benefit; the proposed discharge can not be mitigated by reasonable pollution prevention measures; and
- There is no other reasonable non-discharge alternative available to prevent the new/increased discharge to waters with available or unavailable conditions.

In all cases, the proposed discharge must meet water quality standards and fully protect all classified uses. Information used by the Division of Water Pollution Control in evaluating any of the above provisions is available upon request.

State of Tennessee Policy of Non-Discrimination:

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20th Floor L & C Tower, Nashville, TN 37243, 1-888-867-7455. ADA inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12th Floor L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).

Please bring this notice to the attention of persons you believe will be interested.