



**Tennessee Department of Environment and Conservation  
Division of Water Pollution Control  
Mining Section  
3711 Middlebrook Pike  
Knoxville, Tennessee 37921-6538  
PHONE (865) 594-6035 FAX (865) 594-6105**

**Public Participation Opportunities**

**July 30, 2009**

**Public Notice M2009-15**

**Last Day to Submit Comments: September 2, 2009**

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment.

**Individual NPDES Permits**

***Coal Proposed Reissuance***

Applicant **Mountainside Coal Company**  
Facility **Cooper Ridge Area 3**  
NPDES Permit Number **TN0076406**  
County **Claiborne**  
Street Address **Black Diamond Road**  
City **Clairfield**  
Zip **37715**  
Description of Activity **Surface coal mine**  
Receiving Streams **Unnamed tributaries to Straight Creek**  
Effluent Description **Treated wastewater and stormwater**  
Facility Latitude **36°32'46"**  
Facility Longitude **83°53'26"**  
Permit Writer **MES**

***Non-Coal Proposed Modification/Reissuances***

Applicant **American Materials Technologies, LLC**  
Facility **Chattanooga Quarry**  
NPDES Permit Number **TN0072109**  
County **Hamilton**  
Street Address **2 Pelican Drive**  
City **Chattanooga**  
Zip **37417**  
Description of Activity **Limestone mining and processing**  
Receiving Stream **Unnamed tributary to Friar Branch**  
Effluent Description **Treated wastewater and stormwater**  
Facility Latitude **35°04'04"**  
Facility Longitude **85°11'24"**  
Permit Writer **KBG**

Applicant **American Sand Company, LLC**  
Facility **50 Acre Tract**  
NPDES Permit Number **TN0066231**  
County Putnam  
Street Address Rocky Point Road  
City Monterey  
Zip 38574  
Description of Activity Construction sand mining  
Receiving Streams Unnamed tributaries to Dry Valley and Falling Water River  
Effluent Description Treated wastewater and stormwater  
Facility Latitude 36°07'57"  
Facility Longitude 85°20'48"  
Permit Writer SJT

Applicant **Rogers Group, Inc.**  
Facility **Caryville Quarry**  
NPDES Permit Number **TN0066168**  
County Campbell  
Street Address 429 Queener Road  
City Caryville  
Zip 37714  
Description of Activity Limestone mining and processing; asphalt production  
Receiving Stream Cove Creek embayment of Norris Reservoir  
Effluent Description Treated wastewater and stormwater  
Facility Latitude 36°18'40"  
Facility Longitude 84°11'45"  
Permit Writer SJT

Applicant **Rogers Group, Inc.**  
Facility **LaFollette Quarry**  
NPDES Permit Number **TN0029262**  
County Campbell  
Street Address 504 Towe String Road  
City Jacksboro  
Zip 37757  
Description of Activity Limestone mining and processing; asphalt production  
Receiving Streams Cuckle Creek and Big Creek embayment of Norris Reservoir  
Effluent Description Treated wastewater and stormwater  
Facility Latitude 36°20'30"  
Facility Longitude 84°09'15"  
Permit Writer SJT

***Non-Coal Proposed Reissuance***

Applicant	<b>Carmeuse Lime and Stone</b>
Facility	<b>Luttrell Operation</b>
NPDES Permit Number	<b>TN0060844</b>
County	Union
Street Address	486 Clinch Valley Road
City	Luttrell
Zip	37779
Description of Activity	Limestone mining and processing
Receiving Streams	Flat Creek, Unnamed tributary to Little Creek Unnamed tributary to Flat Creek
Effluent Description	Treated wastewater and stormwater
Facility Latitude	36°13'15"
Facility Longitude	83°43'20"
Permit Writer	KBG

The Tennessee Department of Environment and Conservation (TDEC) is requesting public comment on these permit actions. 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 these proposed actions may submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-6105 or by e-mail at [Gary.Mullins@tn.gov](mailto:Gary.Mullins@tn.gov). The Division must receive your comments before the close of the comment period date (see page 1).

**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 Division must receive your request before the close of the comment period. You must indicate the interest of the party filing it and the reasons for the hearing. When there is significant public interest for a hearing, a hearing will be conducted according to *Rule 1200-4-5-.06 (12)* of the Division of Water Pollution Control. A separate public notice will announce the public hearing.

**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:**

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. There is a nominal fee for copying. These files are available for public inspection during normal visiting hours. Please email [Tina.E.Jones@tn.gov](mailto:Tina.E.Jones@tn.gov) or call (865) 594-5616 to schedule an appointment for the review(s).

List of Permit Writers

<b>KBG</b>	<b>Kristen Gettelfinger</b>	<b>865-594-5545</b>	<a href="mailto:Kristen.Gettelfinger@tn.gov">Kristen.Gettelfinger@tn.gov</a>
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<b>MES</b>	<b>Michael Swanger</b>	<b>865-594-5585</b>	<a href="mailto:Michael.Swanger@tn.gov">Michael.Swanger@tn.gov</a>
<b>SJT</b>	<b>Steven Turaski</b>	<b>865-594-5584</b>	<a href="mailto:Steven.Turaski@tn.gov">Steven.Turaski@tn.gov</a>
<b>DAT</b>	<b>Dave Turner</b>	<b>865-594-5541</b>	<a href="mailto:Dave.Turner@tn.gov">Dave.Turner@tn.gov</a>

**State of Tennessee Antidegradation Policy**

Tennessee's Antidegradation Statement is in *Rule 1200-4-3-.06* of the Tennessee Department of Environment and Conservation. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Waters and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non Exceptional Tennessee Waters refer to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

**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. You may direct any Equal Employment Opportunity/Affirmative Action inquiries or complaints to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20<sup>th</sup> Floor, L & C Tower, Nashville, TN 37243, 1-888-867-7455. Direct any Americans with Disabilities Act (ADA) inquiries or complaints to the ADA Coordinator, Human Resources Division, 401 Church Street, 12<sup>th</sup> Floor, L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).