



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

May 12, 2009

Public Notice M2009-09

Last Day to Submit Comments: June 15, 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 Reissuances

Applicant **LCC Tennessee, LCC**
Facility **Big Brush Creek Mine**
NPDES Permit Number **TN0054151**
Counties Sequatchie and Van Buren
Street Address Highway 111
City Dunlap
Zip 37327
Description of Activity Reclaimed surface coal mine
Receiving Streams Big Brush Creek and Gladly Fork
Effluent Description Treated wastewater and stormwater
Facility Latitude 35°32'15"
Facility Longitude 85°26'00"
Permit Writer DAT

Applicant **LCC Tennessee, LLC**
Facility **SRS Surface Mine**
NPDES Permit Number **TN0076198**
Counties Anderson and Morgan
Street Address Jackson Mountain
City Oliver Springs
Zip 37840
Description of Activity Reclaimed surface coal mine
Receiving Stream Hundred Acre Hollow and unnamed tributary to Prudential Hollow
Effluent Description Treated wastewater and stormwater
Facility Latitude 36°04'08"
Facility Longitude 84°23'54"
Permit Writer MES

Applicant **National Coal Corporation**
Facility **Tipple/Washer No. 1**
NPDES Permit Number **TN0043800**
County **Scott**
Street Address **Smoky Creek Road**
City **Smoky Junction**
Zip **37756**
Description of Activity **Coal preparation plant and associated areas**
Receiving Stream **New River**
Effluent Description **Treated wastewater and stormwater**
Facility Latitude **36°17'24"**
Facility Longitude **84°21'54"**
Permit Writer **MES**

Non-Coal Proposed Reissuances

Applicant **General Shale Brick, Inc.**
Facility **Millertown A – Mine No. 7**
NPDES Permit Number **TN0054453**
County **Knox**
Street Address **7301 Millertown Pike**
City **Knoxville**
Zip **37924**
Description of Activity **Shale mining and processing**
Receiving Streams **Woods Creek and Legg Creek**
Effluent Description **Treated wastewater and stormwater**
Facility Latitude **36°03'07"**
Facility Longitude **83°49'47.5"**
Permit Writer **KBG**

Applicant **Rogers Group, Inc.**
Facility **Hillsdale Quarry**
NPDES Permit Number **TN0072371**
County **Macon**
Street Address **Carter Branch Road**
City **Dixon Springs**
Zip **37202**
Description of Activity **Limestone mining and processing**
Receiving Stream **Goose Creek**
Effluent Description **Treated wastewater and stormwater**
Facility Latitude **36°26'20"**
Facility Longitude **86°04'38"**
Permit Writer **SJT**

Applicant **Signal Mountain Cement Co., dba Buzzi Unicem USA**
Facility **Area 1- Clayfield**
NPDES Permit Number **TN0066460**
County **Hamilton**
Street Address **Hudson Road**
City **Chattanooga**
Zip **37405**
Description of Activity **Shale and clay mining**
Receiving Stream **Unnamed tributary to Tennessee River near mile 456.7 (Nickajack Reservoir)**
Effluent Description **Treated wastewater and stormwater**
Facility Latitude **35°04'13.3"**
Facility Longitude **85°20'14.6"**
Permit Writer **SJT**

Applicant **Vulcan Construction Materials, LP**
Facility **Pleasant View Quarry**
NPDES Permit Number **TN0063142**
County Robertson
Street Address 3025 Joe Dowlen Road
City Pleasant View
Zip 37901
Description of Activity Limestone mining and processing
Receiving Stream Unnamed tributary to Hollis Creek
Effluent Description Treated wastewater and stormwater
Facility Latitude 36°23'45.7"
Facility Longitude 87°00'08.2"
Permit Writer KBG

Applicant **Vulcan Construction Materials, LP**
Facility **Readyville Quarry**
NPDES Permit Number **TN0065714**
County Cannon
Street Address 482 Hurst Lane
City Readyville
Zip 37149
Description of Activity Limestone mining and processing
Receiving Stream Unnamed tributary to Brawley's Fork
Effluent Description Treated wastewater and stormwater
Facility Latitude 35°48'00"
Facility Longitude 89°09'45"
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 are invited to 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. Comments must be received by the end of 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 request must be filed within the comment period 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 *Rule 1200-4-5-.06 (12)* of the Division of Water Pollution Control. 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:

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 or call (865) 594-5616 to schedule an appointment for the review(s).

List of Permit Writers

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JPJ	Jesse Jones	865-594-5543	Jesse.P.Jones@tn.gov
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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. 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. Americans with Disabilities Act (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).