



STATE OF TENNESSEE  
DEPARTMENT OF ENVIRONMENT AND CONSERVATION  
NASHVILLE ENVIRONMENTAL FIELD OFFICE  
DIVISION OF WATER RESOURCES  
711 R.S. GASS BOULEVARD  
NASHVILLE, TN 37243  
PHONE 615-687-7000 STATEWIDE 1-888-891-8332 FAX 615-687-7078

May 13, 2024

ATTN: Carl Gerhold  
PO Box 4696  
Clarksville, Tn 37044  
[gerholdc@apsu.com](mailto:gerholdc@apsu.com)

Subject: **Notice of Violation**  
APSU Health Professions Building  
341 8th Street  
Clarksville, 37040 Montgomery  
County, Tennessee Permit ID: TNR246917

Dear Mr. Gerhold:

On April 30, 2024, the Division of Water Resources (the division) made a compliance evaluation inspection (CEI) at the APSU Health Professions Building located at 341 8th Street, Clarksville, Montgomery County, Tennessee. During the inspection, division staff inspected the site's stormwater pollution prevention plan (SWPPP), erosion prevention sediment controls (EPSCs), inspection reports and best management practices (BMPs) for compliance with the Construction General Permit (CGP).

During the CEI, the division found the following violations:

- 1) EPSC were absent or not installed. The EPSC measures present have not been maintained and several storm drains were either missing filters or had filters that were torn and not maintained (§5.5.3)
- 2) No SWPPP Box on site, no inspections to review. Improper posting of information on-site (§7.2.1).

The division contacted you by email to resolve these matters, to which you responded but never followed back up with corrections. In order for this site to return to compliance, the division requires that the following be addressed:

- 1.) Install effective silt fence for the site as per the EPSC plans
- 2.) Conduct EPSC maintenance for all outfalls and inlet protection measures
- 3.) Install SWPPP Box
- 4.) Provide pictures of the measures implemented

The division requires that these issues be addressed, and responses be received by **May 21, 2024**, or enforcement actions will be pursued.

Your prompt attention to these matters is greatly appreciated. If you have any questions regarding this matter, please contact me at (629) 215-0465 or [Hunter.Borash@tn.gov](mailto:Hunter.Borash@tn.gov).

Sincerely,

*Hunter Borash*

Hunter J. Borash,  
Division of Water Resources

CC:

Bill Murph, TDEC-DWR, [Bill.Murph@tn.gov](mailto:Bill.Murph@tn.gov)

Timmy Jennette, TDEC-DWR, [Tim.Jennette@tngov](mailto:Tim.Jennette@tngov)

Danny Deffendoll, Clarksville MS4, [Danny.Deffendoll@cityofclarksville.com](mailto:Danny.Deffendoll@cityofclarksville.com)

Attachments



**TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION**

Division of Water Resources

William R. Snodgrass Tennessee Tower, 312 Rosa L. Parks Avenue, 11th Floor, Nashville TN 37243

1-888-891-8332 (TDEC)

**Compliance Inspection for General NPDES Permit for Stormwater Discharges from Construction Activities (CGP)**

<b>Site/Project Name:</b> APSU Health Professions Building		<b>NPDES Tracking Number:</b> TNR246917
<b>Street Address or Location:</b> 341 8th Street		<b>Date Coverage was Issued:</b> 15-AUG-23
<b>Site Description:</b> South of Marion Street, spanning from 8th Street to Ford Street.		<b>Start Date:</b> 16-AUG-23
<b>County(ies):</b> Montgomery		<b>Estimated End Date:</b> 01-SEP-25
<b>EFO:</b> Nashville	<b>MS4 Jurisdiction:</b> TNS088285	<b>Latitude (dd.ddd):</b> 36.53457
		<b>Longitude (-dd.ddd):</b> -87.350083
		<b>Acres Disturbed:</b> 2.99
		<b>Total Acres:</b>

<b>Name of Permittee (Developer/Operator):</b> Austin Peay State University		
<b>Name of Official Contact:</b> Carl Gerhold	<b>Email:</b> gerholdc@apsu.edu	<b>Contact Phone:</b> 931-221-6103
<b>Address:</b> PO BOX 4696	<b>City:</b> Clarksville	<b>State:</b> TN <b>Zip:</b> 37044

<b>Construction Phase:</b>	<input type="checkbox"/> Site preparation	<input type="checkbox"/> Grading	<input type="checkbox"/> Construction	<input type="checkbox"/> Final Stabilization
<b>Inspection Purpose:</b>	<input type="checkbox"/> Routine	<input type="checkbox"/> Follow-up	<input type="checkbox"/> Complaint	<input type="checkbox"/> NOT

	Yes	No	Comments
Have all construction activities stopped and 70% uniform permanent cover established?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

	Yes	No	Comments
<b>Notable impacts to waters as a result of site activities/discharges?</b>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
<b>Evidence of insufficiently treated stormwater discharges at outfall locations?</b>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
<b>Evidence of structural EPSC measure failure/absence?</b>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
<b>Evidence of non-structural EPSC measure failure/absence?</b>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	See Notes
<b>Unauthorized discharges?</b>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Evidence of offsite impacts?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Evidence of construction buffer disturbance?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	See Notes

Compliance Evaluation: Any Y = recommend NOV/EAR or follow-up - date: \_\_\_\_  
 Any Y = recommend follow-up ( email, letter, inspection, etc.) - date: \_\_\_\_

	Yes	No	Comments
<b>Are copies of the SWPPP &amp; inspection reports on site or made available?</b>	<input type="checkbox"/>	<input type="checkbox"/>	See Notes
<b>Has SWPPP been implemented &amp; satisfactory?</b>	<input type="checkbox"/>	<input type="checkbox"/>	
Are 2/week inspections being performed?	<input type="checkbox"/>	<input type="checkbox"/>	
Are inspection reports completed & signed?	<input type="checkbox"/>	<input type="checkbox"/>	
Are inspection reports filled out by a qualified EPSC inspector?	<input type="checkbox"/>	<input type="checkbox"/>	

Compliance Evaluation: Any N = recommend follow-up (email, letter, inspection, etc.) date: \_\_\_\_

	Yes	No	Comments
Are there ARAP violations or unauthorized stream/wetland alteration?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

Compliance Evaluation: Y = perform follow-up ARAP inspection - date: \_\_\_\_

<b>On-Site Contact (if available)</b>			
<b>On-Site Contact Name (Print):</b>	<b>On-Site Contact Title:</b>	<b>Signature:</b>	<b>Date:</b>

<b>TDEC Personnel/Information</b>	<b>EFO:</b> Nashville EFO
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<b>Inspector's Name (Print):</b> <b>Hunter Borash</b>	<b>Signature:</b> <i>Hunter Borash</i>	<b>Date: 30 April 2024</b> <b>Time: 1520</b>	711 R.S. Gass Boulevard Nashville, TN 37216
<p>Notes:</p> <ul style="list-style-type: none"><li>• The EPSC plans indicate silt fence should outline the entire site, minus the construction entrances. No silt fence was found to be installed anywhere.</li><li>• The EPSC plans indicate 2 construction entrances; a 3<sup>rd</sup> was found on the northwest side of the construction site along 8<sup>th</sup> street &amp; Marion Street.</li><li>• EPSC maintenance is needed at construction entrances/exits and for inlet protection of drains.</li><li>• No SWPPP Box was found onsite, no inspections reports were able to be reviewed.</li></ul>			



Inspector: Hunter Borash  
Direction: North  
Note: No silt fence, along neighboring property.



 **Note cam lite**

Address : Ford St, Clarksville,  
37040, TN, United States

Latitude : 36.533765°

Longitude : -87.349926°

Date : 04/30/2024 03:24 PM



Inspector: Hunter Borash  
Direction: South / South East  
Note: No silt fence, along neighboring property.  
Unknown outlet or inlet



**Note cam lite**

Address : Ford St, Clarksville,  
37040, TN, United States

Latitude : 36.533753°

Longitude : -87.349983°

Date : 04/30/2024 03:24 PM



Inspector: Hunter Borash  
Direction: West / South West  
Note: Unmarked 3<sup>rd</sup> Construction Entrance  
along 8<sup>th</sup> Street and Marion Street.  
Small amount of sediment buildup



**Note cam lite**

Address : Marion St, Clarksville,  
37040, TN, United States

Latitude : 36.535086°

Longitude : -87.350111°

Date : 04/30/2024 03:27 PM



Inspector: Hunter Borash  
Direction: South  
Note: No Silt Fence along the entire side, Ford St. Small amounts of sediment on road.



**Note cam lite**

Address : Ford St, Clarksville,  
37040, TN, United States

Latitude : 36.534717°


Longitude : -87.349204°

Date : 04/30/2024 03:29 PM



Inspector: Hunter Borash  
Direction: South/ Ford St Construction  
Entrance  
Note: Sediment Runoff, improperly covered  
and protected drain



 **Note cam lite**  
Address : Ford St, Clarksville,  
37040, TN, United States  
Latitude : 36.534426°  
Longitude : -87.349215°  
Date : 04/30/2024 03:29 PM