



STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF WATER RESOURCES
William R. Snodgrass - Tennessee Tower
312 Rosa L. Parks Avenue, 11th Floor
Nashville, Tennessee 37243-1102

September 8, 2021

The Honorable Kathy Stewart
City Mayor
e-copy: cityofcopperhill@bellsouth.net
City of Copperhill
PO Box 640
160 Main Street
Copperhill, TN 37317

CERTIFIED MAIL
7009 2820 0003 6035 8254
RETURN RECEIPT REQUESTED

Subject: **Notice of Violation – Late Application**
NPDES Permit No. TN0024449
City of Copperhill
Copperhill, Polk County, Tennessee

Dear Mayor Stewart,

The above referenced NPDES permit will expire on September 30, 2021. To date, the Division of Water Resources (Division) has not received a complete application for the reissuance of the permit. Failure to submit an application within 180 days of expiration is a violation of the current permit and the Tennessee Division of Water Resources Rule Chapter 0400-40-05-.05(4) which states:

All permittees with currently effective permits shall submit a new application 180 days before the existing permit expires, except that the Commissioner may grant permission to submit an application later than the deadline for submission otherwise applicable, but no later than the permit expiration date.

On June 21, 2021, Ms. Maybelle T. Sparks, P.E. left a message for Mayor Kathy Stewart regarding the late application. In addition, an email was sent to Mayor Kathy Stewart and Mr. Joseph Allen on January 22, 2021, March 30, 2021 and June 16, 2021 that included a link to the permit application, documentation, and directions for submittal. On August 9, 2021, we were informed that Mr. Brett Ward with MTAS would assist with the permit application on August 23, 2021 and that the city will submit as soon as possible. As of today, we have not received an application.

Your current NPDES permit can't be administratively extended unless a complete application was submitted prior to the expiration date, September 30, 2021. If you intend to discharge effluent past September 30, 2021, submit a complete application to our office as soon as possible, but no later than October 31, 2021.

Failure to comply with this Notice of Violation may result in escalation of enforcement, including potential civil or monetary penalties. Copies of application forms can be obtained at: <https://www.tn.gov/environment/permit-permits/water-permits1/npdes-permits1/national-pollutant-discharge-elimination-system--npdes--permit.html>. We accept and encourage electronic document submittals to Water.Permits@tn.gov.

If you have questions, please contact Ms. Maybelle T. Sparks, P.E. at (615) 532-0651 or by E-mail at Maybelle.Sparks@tn.gov.

Sincerely,



Vojin Janjić
Manager, Water-Based Systems

cc: Permit File
Maybelle T. Sparks, P.E., Maybelle.Sparks@tn.gov
Mr. Brett Ward, MTAS, brett.ward@tennessee.edu
Chattanooga Environmental Field Office