



TENNESSEE DEPT OF ENVIRONMENT & CONSERVATION
WATER QUALITY PERMIT APPLICATION

PUBLIC NOTICE

Applicant: ADM GRAIN COMPANY File # NBS 16099

Proposes to: PERFORM MAINTENANCE DREDGING NEAR THE ADM DOCKING FACILITY

Comment Period: 8/1/2016 thru 8/31/2016

For more info: <http://www.tn.gov/environment/ppo/#water>
To comment on this proposal: water.permits@tn.gov

AUGUST 19-25, 2016

SS JOURNAL

PUBLIC NOTICE
TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION Division of Water Resources William R. Snodgrass Tennessee Tower 311 Ross L. Parks Avenue, 12th Floor Nashville, Tennessee 37243
33 WPC07 (P) NEW CONCERN: The application described below has been submitted for an Aquatic Resource Alteration Permit under the Tennessee Water Quality Control Act of 1977, T.C.A. 80-3-106. In addition, federal permits may be required from the U. S. Army Corps of Engineers and the Tennessee Valley Authority under 804 of the Clean Water Act and 824 of the Tennessee Valley Authority Act, respectively. Section 401 of the Clean Water Act requires that an applicant obtain a water quality certification from the state when a federal permit is required. This notice may cover applications subject to 401.

No decision has been made whether to issue or deny this application. The purpose of this notice is to inform interested parties of this permit application and to ask for comments and information necessary to determine possible impacts to water quality. Persons wishing to comment on the proposal are invited to submit written comments to the department. Written comments must be received within thirty days of the date that this notice is posted. Comments will become part of the record and will be considered in the final decision. The applicant's name and application number should be referenced. The permit application, supporting documentation including detailed plans and maps, and related comments are available at the department's address (listed above) for review and/or copying or visiting the TDEC website at <http://environment.tn.gov> and searching on the application number NBS 16,099.

Interested persons may also request in writing that the department hold a public hearing on this application. The request must be filed within the comment period, indicate the interest of the person requesting it, the reasons that the hearing is warranted, and the water quality issues being raised. When there is sufficient public interest in water quality issues, the department shall hold a public hearing in accordance with 0400-40-07-.04(4)(f). In deciding whether to issue or deny a permit, the department will consider all comments of record and the requirements of applicable federal and state laws. In making this decision, a determination will be made regarding the lost value of the resource compared to the value of any proposed mitigation. The department shall consider practicable alternatives to the alteration. The department shall also consider loss of waters or habitat, diminishment in biological diversity, cumulative or secondary impacts to the water resource, and adverse impact to unique, high quality, or impaired waters.

APPLICATION NUMBER: NBS 16,099
PERMIT COORDINATOR: Robert Baker 615-512-0710 Robert.B.Baker@tn.gov
APPLICANT: ADM Grain Company 4646 Fairies Parkway Decatur, Illinois 62526 217-424-5200
LOCATION: McKellar Lake, Shelby County Latitude N 35.2944 Longitude W -90.1046

POINTS OF IMPACT Sediment would be dredged via hydraulic dredge from an area about 300 feet x 35 feet and a maximum depth of about 7 feet from the existing bottom elevation. The dredging would occur at the applicant's port facility. Dredging would occur as needed for the 5-year duration of the permit. Dredged material is proposed to be pumped to and deposited within a contained dredged material disposal site on Treasure Island nearby. More details on the proposal can be viewed on the Internet at <http://www.tn.gov/environment/ppo/#water>.

LEGAL NOTICE
STATE OF TENNESSEE Department of Environment and Conservation Division of Remediation Notice of an Approved Administrative Settlement Pursuant to 42 U.S.C. § 9613(f) and Voluntary Brownfield Agreement with Respect to the Auto-Chlor Site, 746 Poplar Avenue, Memphis, TN, 38105

The Division of Remediation ("DOR") has accepted into its Brownfield Program an approximately 5.1 acre parcel of property to facilitate redevelopment of the Site by Auto-Chlor System, LLC (the "Voluntary Party"). The Brownfield Agreement between the Voluntary Party and DOR includes liability protection for the Voluntary Party and related parties, including protection against third-party contribution claims regarding matters addressed in the Voluntary Agreement. This notice serves the dual purpose of notice of the terms of the Voluntary Agreement

to the general public and to third parties that hold contribution claims under 42 U.S.C. § 9606 et seq. The Site is an approximately 5.1 acre site located at 746 Poplar Avenue, Memphis, TN, 38105. The Site was formerly owned and operated by Sealed Air Corporation, formerly JohnsonDiversey, Inc., and was transferred to Auto-Chlor System, LLC, by Auto-Chlor, LLC. The DOR acknowledges that the Site has been impacted by past industrial and commercial activities, and the residuals of historical gasoline service station operations. Soil and Groundwater were contaminated at the Site with Petroleum Hydrocarbons from gasoline servicing and dispensing operations. There is no evidence that the Petroleum Hydrocarbon contamination poses a threat to move off site. Remedial Action with regard to the Site is being overseen by the Tennessee Division of Remediation. All reports of the investigation and remediation of the Site are on file with the Tennessee Division of Remediation. The Voluntary Party proposes to use the subject property for industrial, commercial and retail purposes. This will include using an

OFFICIAL NOTICES

NOW ACCEPTING NOMINATIONS
Hilton Memphis | Friday, November 11, 2016