



STATE OF TENNESSEE  
TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION  
JOHNSON CITY ENVIRONMENTAL FIELD OFFICE

July 30, 2018

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Ms. Dawn Melton  
Senior Project Manager  
City of Kingsport  
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130 Shelby Street  
Kingsport, TN 37660

**CERTIFIED MAIL #7017 2680 0000 7027 8883**  
**RETURN RECEIPT REQUESTED**

RE: **Response to Compliance Evaluation Inspection (CEI)**  
EnviraGlass, LLC  
NPDES Permit TN0081582  
Sullivan County

Dear Ms. Melton:

The Tennessee Department of Environment and Conservation, Division of Water Resources acknowledges receipt, on July 2, 2018, of the City of Kingsport response to the May 29, 2018, compliance evaluation inspection report for the above referenced facility. The response was submitted to address deficiencies noted during the facility compliance inspection and included an approximate time line for achieving some specified corrective actions. As noted in the response, production operations at the facility have been idle since October 2015 when EnviraGlass defaulted on its site lease. This left Kingsport in possession of a production facility which had been essentially abandoned in place with *in situ* industrial materials.

The Division notes Kingsport's request to terminate NPDES permit TN0081582. However, as documented in the initial inspection report and discussed in the city's response, there are still discharges of groundwater and stormwater from the facility to waters of the state. Also, substantial amounts of industrial materials remain at the site, both in exposed outdoor areas and inside the buildings. Because of their condition and lack of maintenance, these materials may contaminate the site discharges. Termination of the existing permit in such circumstances may be problematic. The Division recommends that Kingsport apply for transfer of the existing NPDES permit and maintain compliance with it at least until the proposed site cleanup is completed. Alternately, Kingsport may wish to pursue issuance of a Tennessee Storm Water Multi-Sector General Permit for Industrial Activities (TMSP) to cover the continuing site discharges and covering the management and removal of industrial materials left exposed at the site. Issuance of a TMSP for housekeeping, maintenance, and discharges may allow termination of existing NPDES permit TN0081582, but termination or transfer of the existing permit must be coordinated with the permit writer, Mrs. Maybelle Sparks.

Kingsport's response to the inspection report commits to removal and disposal of cullet and scrap piles currently at the site. The response also commits to removal of deteriorated drums from outdoor areas, good housekeeping of warehouse areas, and removal of finished glass inventory. All of these proposed

**Response to Compliance Evaluation Inspection (CEI)**

EnviraGlass, LLC

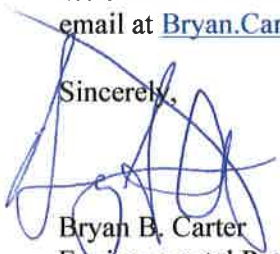
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actions are to be completed by July 2019. Note that failure to meet the proposed deadline may result in enforcement action by the Division of Water Resources.

Compliance with NPDES permit requirements and the Tennessee Water Quality Control Act helps ensure discharges are protective of downstream water quality and supportive of designated usages. Thank you for your efforts to ensure permit compliance and to protect state water quality. The Division requests that you provide, by August 31, 2018, a revised corrective action plan addressing the above permitting discussion and providing additional milestones as the proposed site cleanup progresses. The Division acknowledges Kingsport's desire to work collaboratively to properly address this site. If I may be of assistance in matters concerning this report, please contact me via telephone at (423) 854-5456 or via email at [Bryan.Carter@tn.gov](mailto:Bryan.Carter@tn.gov).

Sincerely,



Bryan B. Carter  
Environmental Protection Specialist  
Division of Water Resources  
Johnson City Environmental Field Office

BBC/190218211

cc: Mr. Michael Fox, Appalachian Environmental Resources (via email)  
Mr. Chris Rhodes, DWR Manager, Johnson City EFO (via email)  
Mr. Josh Boggan, DWR Program Coordinator, Johnson City EFO (via email)  
Ms. Angela Hall, DWR Compliance and Enforcement Unit, Nashville (via email)  
Mrs. Maybelle Sparks, DWR Water-Based Systems, Nashville (via email)  
File Copy, DWR, Johnson City EFO  
WaterLog Database