



STATE OF TENNESSEE  
DEPARTMENT OF ENVIRONMENT AND CONSERVATION  
Division of Solid Waste Management  
William R. Snodgrass Tennessee Tower  
312 Rosa L. Parks Avenue, 14<sup>th</sup> Floor  
Nashville, Tennessee 37243

October 26, 2022

Sid Brian  
Trinity Business Group (TBG)  
5800 One Perkins Dr., Suite 6A  
Baton Rouge, LA 70808

**CERTIFIED MAIL**  
**#7019 1640 0001 2447 0303**  
**RETURN RECEIPT REQUESTED**

**RE: Permit-By-Rule for a Solid Waste Processing Facility,  
Jackson Law Applicability for TBG Maury County Permits:  
SWP600001589, SWP600001590, SWP600001591, SWP600001592**

Dear Mr. Brian:

During the review of your Permit-By-Rule notifications for Energy Recovery (SWP600001590), C&D Recycling (SWP600001591), and MSW Recycling (SWP600001592), the Division of Solid Waste Management (DSWM) has determined that these notifications are subject to Tennessee Code Annotated (TCA) § 68-211-701 (Jackson Law). This law, adopted by the City of Columbia on November 14, 2013, requires the City to approve solid waste processor facilities prior to Tennessee Department of Environment and Conservation (TDEC) review and approval for all facilities within one mile of the city boundary. Additionally, TDEC has been notified that on October 17, 2022, Maury County voted to adopt the Jackson Law as well.

A search of property data revealed the recent annexation by the City of Columbia of 534 acres along Monsanto Road, including Parcel Number 077 001.09. A one-mile buffer of this parcel encompasses all three permit notifications listed above in addition to the TBG Tire Processing and Reclamation Facility (SWP600001589) approved on June 21, 2022. DSWM notes that the four Permit-By-Rule submittals did not depict current City of Columbia boundaries including the annexed areas in their notification packets.

Per Rule 0400-11-01-.02(1)(c)2(vii) in order to continue to process these notifications, DSWM requires evidence of notification of and approval by the City of Columbia and Maury County for each proposal. Additionally, for the approved TBG Tire Processing and Reclamation Facility (SWP600001589), due to this newly discovered information and taking into account the City buffer was not disclosed in the permitting process, this letter serves as notice pursuant to Rule 0400-11-01-.02 (e)(3)(i) that DSWM is preparing to rescind this Permit-By-Rule's authorization to operate pending local approval in accordance with Rule 0400-11-01-.02(2)(e) 2(i) for not sub-

Sid Brian-Trinity Business Group  
October 26, 2022  
Page Two

mitting a complete application that included the required local approval, and Rule 0400-11-01-02(2)(e)2(iii) for failure to report the current city boundary.

Please respond within 30 days with any concerns pertaining to this decision by contacting Nick Lytle at [Nickolaus.Lytle@tn.gov](mailto:Nickolaus.Lytle@tn.gov) or 615-854-4581. Attorneys should contact Ellery Richardson in the Office of General Counsel at [Ellery.R.Richardson@tn.gov](mailto:Ellery.R.Richardson@tn.gov) or call 615-532-0138.

Sincerely,



Lisa A. Hughey, CHMM  
Director

cc: Jason Repsher, Barge Design Solutions  
Sheila K. Butt, Maury County Mayor  
Chaz Molder, City of Columbia Mayor  
Steven Wintheiser, DSWM, Columbia Environmental Field Office  
Chuck Yoest, TDEC Regional Director for External Affairs, Columbia Environmental Field Office  
[Records.SWM@tn.gov](mailto:Records.SWM@tn.gov)