



TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION (TDEC)

Division of Water Resources

William R. Snodgrass Tennessee Tower, 312 Rosa L. Parks Avenue, 11th Floor, Nashville TN 37243
1-888-891-TDEC (8332)

NO EXPOSURE CERTIFICATION FOR EXCLUSION FROM NPDES STORMWATER PERMITTING

Submission of this No Exposure Certification form constitutes notice that the entity identified below does not require authorization for its stormwater discharges associated with industrial activity under an NPDES Individual Permit or the Tennessee Multi-Sector General Permit for Industrial Activity (TMSP) due to the existence of a condition of no exposure. For more information, see instructions or contact your local Environmental Field Office at the toll-free number 1-888-891-8332 (TDEC).

Facility Information			
Name: I-40 Westbound Cumberland County Area			TMSP Tracking No. TNR: NA
Address: I-40 Westbound, near Mile Marker 327, Crossville, TN			Latitude (dd.dddd): 35.9283
County: Cumberland	SIC Code(s): 1. 9999	2.	3.
			Longitude (dd.dddd): -84.9135
Was the facility previously covered under an NPDES permit other than the TMSP tracking number listed? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			
If YES, enter the NPDES permit number: TNS077585			
For artificial entities (e.g., corporations or partnerships), provide TN Secretary of State (SOS) Control Number:			

Facility Contact			
Name: John Reagan		Title or Position: TDOT Crossville District Garage - Facility Manager	
Mailing Address: 2472 U.S. Highway 127 South		City: Crossville	State: TN Zip: 38572
Phone Number: (931) 510-0869		E-mail: John.Reagan@tn.gov	

Exposure Checklist: Are any of the following materials or activities exposed to precipitation and/or runoff, now or in the foreseeable future? If you answer "Yes" to any of these questions (1) through (11), you are not eligible for the no exposure exclusion (see instructions).		
1.	Using, storing or cleaning industrial machinery or equipment, and areas where residuals from using, storing or cleaning industrial machinery or equipment remain and are exposed to stormwater	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
2.	Materials or residuals on the ground or in stormwater inlets from spills/leaks	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
3.	Materials or products from past industrial activity	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
4.	Material handling equipment (except adequately maintained vehicles)	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
5.	Materials or products during loading/unloading or transporting activities	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
6.	Materials or products stored outdoors (except final products intended for outside use [e.g., new cars] where exposure to stormwater does not result in the discharge of pollutants)	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
7.	Materials or products contained in open, deteriorated or leaking storage drums, barrels, tanks, and similar containers	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
8.	Materials or products handled/stored on roads or railways owned or maintained by the discharger	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
9.	Waste material (except waste in covered, non-leaking containers [e.g., dumpsters])	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
10.	Application or disposal of process wastewater (unless otherwise permitted)	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
11.	Particulate matter or visible deposits of residuals from roof stacks and/or vents not otherwise regulated (i.e., under an air quality control permit) and evident in the stormwater discharge	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

A condition of no exposure exists at an industrial facility when all industrial materials and activities are protected by a storm resistant shelter to prevent exposure to rain, snow, snowmelt, and/or runoff. Industrial materials or activities include, but are not limited to, material handling equipment or activities, industrial machinery, raw materials, intermediate products, by-products, final products, or waste products. Material handling activities include the storage, loading and unloading, transportation, or conveyance of any raw material, intermediate product, final product or waste product. A storm resistant shelter is not required for the following industrial materials and activities:

- drums, barrels, tanks, and similar containers that are tightly sealed, have clean exteriors, are not deteriorated and do not leak. "Sealed" means banded or otherwise secured and without operational taps or valves;
- clean pallets that are free of residuals;
- adequately maintained vehicles used in material handling; and
- final products, other than products that would be mobilized in stormwater discharges (e.g., rock salt).

A No Exposure Certification form must be submitted for each facility qualifying for the no exposure exclusion, and must be re-submitted **once every five years**. In addition, the exclusion from NPDES permitting is available on a facility-wide basis only, not for individual outfalls. If any industrial activities or materials are or will be exposed to precipitation and/or runoff, the facility is not eligible for the no exposure exclusion. Signing and submitting this No Exposure Certification form certifies that a condition of no exposure exists at its facility or site, and the facility is obligated to comply with the terms and conditions of 40 CFR 122.26(g).

Certification and Signature: (must be signed by president, vice-president or equivalent ranking elected official).

<p>I certify under penalty of law that I have read and understand the eligibility requirements for claiming a condition of no exposure and obtaining an exclusion from NPDES stormwater permitting; and that there are no discharges of stormwater contaminated by exposure to industrial activities or materials from the industrial facility identified in this document (except as allowed under 40 CFR 122.26 (g)(2)). I understand that I am obligated to submit a No Exposure Certification form once every five years to the NPDES permitting authority and, if requested, to the operator of the local MS4 into which this facility discharges (where applicable). I understand that I must allow the NPDES permitting authority, or MS4 operator where the discharge is into the local MS4, to perform inspections to confirm the condition of no exposure and to make such inspection reports publicly available upon request. I understand that I must obtain coverage under an NPDES permit if any industrial activities or materials are or will be exposed to precipitation and/or runoff from the facility. I certify under penalty of law that this document and any attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based upon my inquiry of the person or persons who manage the system, or those persons directly involved in gathering the information, the information submitted is to the best of my knowledge and belief true, accurate and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations. As specified in Tennessee Code Annotated Section 39-16-702(a)(4), this declaration is made under penalty of perjury.</p>		
<p>Name: Ken Hampton</p>	<p>Title: Transportation Manager II</p>	<p>Email: Ken.Hampton@tn.gov</p>
<p>Signature: <u><i>Ken Hampton</i></u> <small>Ken Hampton (Mar 8, 2024 07:09 CST)</small></p>		<p>Date:</p>

Purpose of this Form and Instructions

Who may file a No Exposure Certification form:

Federal law at 40 CFR Part 122.26 prohibits point source discharges of stormwater associated with industrial activity to waters of the U.S. without a National Pollutant Discharge Elimination System (NPDES) permit. However, NPDES permit coverage is not required for discharges of stormwater associated with industrial activities identified at 40CFR 122.26(b)(14)(i)-(ix) and (xi) if the discharger can certify that a condition of no exposure exists at the industrial facility or site. Stormwater discharges from construction activities identified in 40 CFR 122.26(b)(14)(x) and (b)(15) are not eligible for the no exposure exclusion.

Obtaining and maintaining the no exposure exclusion:

This form is used to certify that a condition of no exposure exists at the industrial facility or site described herein, and must be re-submitted **once every five years**. The Division will review the form for completeness and accuracy and notify the facility owner/operator if the application has been deemed complete or incomplete. Additionally, the facility's permit record will be published as "Inactive" on TDEC's dataviewer, which can be found at http://environment-online.tn.gov:8080/pls/enf_reports/f?p=9034:34001.

The industrial facility operator must maintain a condition of no exposure at its facility or site in order for the no exposure exclusion to remain applicable. If conditions change resulting in the exposure of materials and activities to stormwater, the facility operator must obtain coverage under an NPDES stormwater permit.

Completing the form:

1. Enter the latitude and longitude of the approximate center of the facility or site in decimal form.
2. Enter the 4-digit Standard Industrial Classification (SIC) code which identifies the facility's primary activity and second 4-digit SIC code identifying the facility's secondary activities, if applicable. SIC codes can be obtained from the United States Department of Labor website: <https://www.osha.gov/pls/imis/sicsearch.html>
3. Artificial entities (e.g., corporations or partnerships) must submit the correct Tennessee Secretary of State (SOS), Division of Business Services, control number. For general partnerships, the form must be signed by each general partner in the general partnership.
4. Enter the legal name of the person (under Facility Contact), firm, public organization, or any other entity that operates the facility described in this application. The operator of the facility is the legal entity which controls the facility's operation, rather than the plant or site manager.
5. Enter the complete mailing address, email address, telephone number, and position of the operator. This address will be used for any future correspondence between the Division and the facility operator.
6. Complete the Exposure Checklist. If you answer "Yes" to any of the questions, you are not eligible for a no exposure exclusion and do not need to submit the form.
7. Certification statement and signature. Enter the certifier's printed name, title, and email address. Sign and date the form.

Who must sign the No Exposure Certification form:

For a corporation: Signed by a responsible corporate officer, which means: (i) president, secretary, treasurer, or vice-president of the corporation in charge of the principal business function, or any other person who performs similar policy or decision making functions, or (ii) the manager of one or more manufacturing, production, or operating facilities provided the manager is authorized to make management decisions which govern the operation of the regulated facility including having the explicit or implicit duty of making major capital investment recommendations, and initiating and directing other comprehensive measures to assure long term environmental compliance with environmental laws and regulations; the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for application requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures;

For a partnership or sole proprietorship: Signed by a general partner(s) or the proprietor; or

For a municipality State, Federal, or other facility: Signed by either a principal executive office or ranking elected official.

Where to submit the No Exposure Certification form:

The Division supports and encourages submission of the No Exposure Certification form electronically, using the following dedicated email address: Water.Permits@tn.gov. Alternatively, the form may be submitted to the Division at the following address:

Stormwater NOI Processing
Division of Water Resources
William R. Snodgrass – Tennessee Tower
312 Rosa L. Parks Avenue, 11th Floor
Nashville, Tennessee 37243