



STATE OF TENNESSEE  
**DEPARTMENT OF ENVIRONMENT AND CONSERVATION**  
Division of Air Pollution Control  
9th Floor, L&C Annex  
401 Church Street  
Nashville, Tennessee 37243-1531

CERTIFIED MAIL 7007 0710 0004 8572 6275  
RETURN RECEIPT REQUESTED

January 25, 2013

Mr. Scot Sandefur  
American Tower Corporation  
P. O. Box 63604  
Phoenix, AZ 85082

**Re:** Operating Permit Applications for American Tower Corporation  
53-0180/66789 (1975 Price Road, Lenoir City) and 78-0229/66788 (4309 Douglas Dam Road, Kodak)

Dear Mr. Sandefur:

The Division of Air Pollution Control received your operating permit applications for the above-referenced facilities on December 17, 2012. Condition 13 of construction permit 965493P and condition 13 of construction permit 965492P require emission sources 53-0180-01 and 78-0229-01, respectively, to apply for operating permits within 30 days of startup of each source. The startup certifications submitted by American Tower Corporation indicate startup dates of May 10, 2012, for 53-0180-01 and May 17, 2012, for 78-0229-01. Your operating permit applications for these emission sources were due no later than June 9, 2012, and June 16, 2012, but the applications were not received until December 17, 2012.

Rule 1200-03-09-01(1)(d) of the Tennessee Air Pollution Control Regulations states in part that construction of a new air contaminant source must be in accordance with the approved construction permit application, the provisions and stipulations set forth in the construction permit, all provisions of the Tennessee Air Pollution Control Regulations, and all provisions of the Tennessee Air Quality Act.

The Tennessee Air Quality Act allows for enforcement action against individuals who violate the Act or its Regulations. If you have any information that proves the violation did not occur you may submit that information in writing to the Technical Secretary, 9th Floor L & C Annex, 401 Church Street, Nashville, Tennessee 37243-1531. To ensure that information you wish to submit will be considered, it must be submitted within 20 days of your receipt of this Notice of Violation. After a review of the facts, the Technical Secretary has elected to take no further action regarding this **Notice of Violation**. Please be advised the Division will be much less tolerant of noncompliance of Air Pollution Control Regulations in the future.

Technical inquiries surrounding this allegation of noncompliance should be directed to Travis Blake at (615) 532-0617. Questions concerning the enforcement process should be directed to Tammy Gambill at (615) 532-0531 or [tammy.gambill@tn.gov](mailto:tammy.gambill@tn.gov).

Sincerely,

*John A. Trimmer*

John A. Trimmer  
Chief, East Tennessee Permit Program  
Division of Air Pollution Control

JAT/TJB

cc: Knoxville Environmental Field Office  
53-0180-G2  
78-0229-G2

Green File  
TJB