



STATE OF TENNESSEE  
**DEPARTMENT OF ENVIRONMENT AND CONSERVATION**

Division of Solid Waste Management  
Johnson City Environmental Field Office  
2305 Silverdale Drive  
Johnson City, Tennessee 37601

May 2, 2023

Mr. Steve Barnett, Vice President MM  
Lighting Resources, LLC  
2212 Buffalo Road, Suite 210  
Johnson City, Tennessee 37604

**CERTIFIED MAIL**  
9489 0090 0027 6509 5003 13  
**RETURN RECEIPT REQUESTED**

**RE: Notice of Technical Deficiency (NOTD) #2**  
**Proposed Permit Modification Permit-By-Rule Notification for a Solid Waste Processing Facility**  
**Lighting Resources, LLC – 2212 Buffalo Road Facility – SWP 900001576**

The Division of Solid Waste Management (DSWM) is in receipt of the proposed permit modification Permit-By-Rule (PBR) notification package for a Solid Waste Processing Facility dated April 21, 2023 and received on April 25, 2023, prepared by the facility in response to April 10, 2023 Notice of Technical Deficiency (NOTD) #1.

In accordance with the Regulations Governing Solid Waste Processing and Disposal in Tennessee, Rule Chapter 0400-11-01, the notification package documents for the above facility has been reviewed for technical deficiencies. Based on this review, the notification application is deficient. The deficiencies and comments for the permit application are detailed below. If you wish to continue the to revise the Permit-By-Rule (PBR) notification package for a Solid Waste Processing Facility, a completed revised Permit-By-Rule (PBR) notification package for a Solid Waste Processing Facility to address the deficiencies should be submitted.

**Rule 0400-11-01-.02(2) [Rule pages 24 through 48]:**

1. Please provide a revised "Solid Waste Permit-By-Rule Notification CN-1035. The updated form should be re-signed so as to certify the revised complete notification documents.
2. Closure Cost to Process 3<sup>rd</sup> Party
  - a. Provide a summary for Non-PCB Lighting Ballast, as provided for the other Non-Hazardous Regulated Waste, to match the cost associated with Non-PCB Ballast in the table for the Summary Cost.
  - b. Please reflect the transportation cost, associated with Magnetic/Copper and Electronic, in the table for the Summary Cost. Adjust summary cost as needed in the financial assurance.

- c. As previous requested in NOTD #1 issued on April 10, 2023, provide the agreement(s) or letter(s) that include current cost estimates from a 3rd Party for financial assurance for a third party to come into the facility and: (a) either remove the “regulated materials in the permit” to a permitted Class I landfill or (b) have a 3rd Party to come into the facility to take control over the “regulated materials in the permit” and take the material and properly manage the materials by sending it into their facility, appropriate recyclers, a Class I solid waste landfill, or other processing facility. Either option should include all relevant costs associated with labor, transportation, cleaning, sampling, and testing, disposal of solid waste (including cleaning debris), etc. as needed. Previous approved permit had agreement with J&J Contracting, LLC-MN.

The JCFO will need one complete hard copy/revised pages and one electronic PDF version. If you have any questions concerning this letter, the attached comments, or the registration process, please not do hesitate to contact me at 423-254-4218.

Sincerely,

George Thornsbury  
George Thornsbury (May 1, 2023 15:45 EDT)

George M. Thornsbury, P.E.  
Environmental Protection Specialist 3

cc: Craig Almanza, Dep. Director of Central Office, DSWM  
Rob Ashe, Dep. Director of Field Offices, DSWM  
Brian Wolf, P.E., Solid Waste Program Manager, DSWM  
Nick Lytle, Solid Waste Permits Manager, DSWM  
Rob Burnette, P.E., Chief Engineer, DSWM  
Chris Lamb, Field Office Manager, DSWM  
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