

email
1.21.2021

TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION

Division of Water Resources

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

Notice of Intent (NOI) for General NPDES Permit for Stormwater Discharges from Construction Activities (TNR100000)

Site or Project Name: Clearview Acres, Section 3		NPDES Tracking Number: TNR	
Street Address or Location: Along Walnut Grove Road (HWY. 269)		Construction Start Date: September 2020	
		Estimated End Date: September 2021	
Site Description: Residential development, grading, roadwork, and related infrastructure		Latitude (dd.dddd): 35.7200	
		Longitude (-dd.dddd): -86.4322	
County(ies): Rutherford	MS4 (if applicable): Rutherford	Acres Disturbed: 16.62	
Check box if a SWPPP is attached : <input checked="" type="checkbox"/>	Check box if a site location map is attached: <input checked="" type="checkbox"/>	Total Acres: 91.50	
Check the appropriate box(s) if there are streams and/or wetlands on or adjacent to the construction site: Streams <input type="checkbox"/> Wetlands <input type="checkbox"/>			
Has a jurisdictional determination been made by the USACE or EPA identifying waters of the United States?: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>			
Note: if yes, attach the jurisdictional determination			
If an Aquatic Resource Alteration Permit (ARAP) has been obtained for this site, what is the permit number? NR(S)			
Receiving waters: Lytle Creek			

Site Owner/Developer (Primary Permittee): (Provide person, company, or entity that has operational or design control over construction plans and specifications): 3BC, LLC.			
For corporate entities only, provide correct Tennessee Secretary of State (SOS) Control Number: 000872272 (an incorrect SOS control number may delay NOI processing)			
Site Owner or Developer Contact Name: (signs the certification below) Bud George		Title or Position:	
Mailing Address: 702 Prince Edward Ct		City: Murfreesboro	State: TN
Phone: (615) 513-1173	Fax: ()	E-mail: bud@budgeorge.com	
Optional Contact:		Title or Position:	
Mailing Address:		City:	State:
Phone: ()	Fax: ()	E-mail:	

Owner/Developer(s) Certification: (must be signed by president, vice-president or equivalent, or ranking elected official) (Primary Permittee)			
I certify under penalty of law that this document and all attachments were prepared by me, or under my direction or supervision. The submitted information is to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. As specified in Tennessee Code Annotated Section 39-16-702(a)(4), this declaration is made under penalty of perjury.			
Owner/Developer Name (print/type): Bud George	Signature: <i>Bud George</i>	Date: 11/12/2020	
Owner/Developer Name (print/type):	Signature:	Date:	

Contractor Certification: (must be signed by president, vice-president or equivalent, or ranking elected official) (Secondary Permittee)		
I certify under penalty of law that I have reviewed this document, any attachments, and the SWPPP referenced above. Based on my inquiry of the construction site owner/developer identified above and/or my inquiry of the person directly responsible for assembling this NOI and SWPPP, I believe the information submitted is accurate. I am aware that this NOI, if approved, makes the above-described construction activity subject to NPDES permit number TNR100000, and that certain of my activities on-site are thereby regulated. I am aware that there are significant penalties, including the possibility of fine and imprisonment for knowing violations, and for failure to comply with these permit requirements. As specified in Tennessee Code Annotated Section 39-16-702(a)(4), this declaration is made under penalty of perjury.		
Contractor name, address, and SOS control number (if applicable): Moody Excavating LLC	Signature: <i>Howard Hawk</i>	Date: 1/20/21

OFFICIAL STATE USE ONLY

Received Date: 1.21.21	Reviewer:	Field Office: 04	Permit Tracking Number: TNR 244564	Exceptional TN Water:
Fee(s):	T & E Aquatic Flora/Fauna:	SOS Corporate Status:	Waters with Unavailable Parameters:	Notice of Coverage Date:

General Information

This Storm Water Pollution Prevention Plan (SWPPP) is developed in accordance with the Tennessee General NPDES Permit (TNR 100000) for Storm Water Discharges Associated with Construction Activity (TNCGP), and is prepared using sound engineering practices. SEC, Inc. personnel involved with the development of this plan have completed the *Design of Vegetative and Structural Measures for Erosion Prevention and Sediment Control* course available from the State of Tennessee.

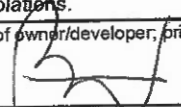
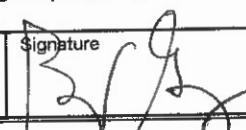
As instructed by the TNCGP, this plan and all attachments are hereby submitted to the local Environmental Field Office (EFO), along with the complete, correctly signed Notice of Intent (NOI). Construction will not be initiated prior to 30 days from the date of submittal of this document, or prior to receipt of a Notice of Coverage (NOC) from the Tennessee Department of Environment and Conservation (TDEC).

Owner/Developer: 3BC, LLC.


702 Prince Edward Ct

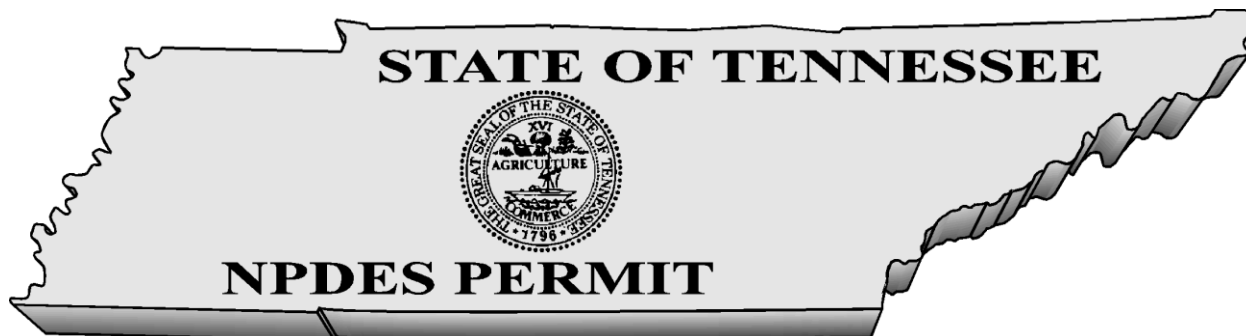
Murfreesboro, TN 37130

Contact: Bud George

I certify under penalty of law that this document and all 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 on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.		
Representative of owner/developer, print or type  Bud George	Signature 	Date 11-12-2020

Primary Contractor: / Moody Excavating LLC
Contact Person: Howard Hawk
Contact Phone Number: (615)785-9933

I certify under penalty of law that I have reviewed this document and any attachments. Based on my inquiry of the construction site owner/developer identified above, and/or my inquiry of the person directly responsible for assembling this Storm Water Pollution Prevention Plan, I believe the information submitted is accurate. I am aware that this Plan, if approved, makes the above described construction activity subject to the NPDES permit number TNR_____, and that certain of my activities on-site are thereby regulated. I am aware that there are significant penalties, including the possibility of fine and imprisonment for knowing violations, and for failure to comply with these permit requirements.		
Company name of primary contractor, print or type Moody Excavating LLC	Signature 	Date Jan 20, 2021



Tracking Number TNR244564

**NOTICE OF COVERAGE UNDER THE GENERAL NPDES PERMIT FOR STORMWATER
DISCHARGES ASSOCIATED WITH CONSTRUCTION ACTIVITY (CGP)**

Tennessee Department of Environment and Conservation
Division of Water Resources
William R. Snodgrass Tennessee Tower
312 Rosa L. Parks Avenue, 11th Floor
Nashville, TN 37243

Under authority of the Tennessee Water Quality Control Act of 1977 (T.C.A. 69-3-101 et seq.) and the delegation of authority from the United States Environmental Protection Agency under the Federal Water Pollution Control Act, as amended by the Clean Water Act of 1977 (33 U.S.C. 1251, et seq.):

Name of the Construction Project: **CUDRC - Clearview Acres SD (16.62 acres)**
Master Tracking Number at the Site: **TNR244564**
Permittee Name: **3BC, LLC**
Project Name: **Clearview Acres - Section 3**
Contractor(s): **no contractor**
is authorized to discharge: **storm water associated with construction activity**
from site located at: **along Walnut Grove Road (Hwy west of Hwy 231),
Rutherford County**
to receiving waters named: **Lytle Creek**
in accordance with effluent limitations, monitoring requirements and other conditions set forth herein.

Likely presence of threatened or endangered species in one mile radius: **YES**

Likely presence of threatened or endangered species downstream: **YES**

Additional pollution prevention requirements apply for discharges into waters which TDEC identifies as:

- Exceptional Tennessee Waters: NO

Your coverage under the CGP shall become effective on **December 18, 2020**, and shall be terminated upon receipt of [Notice of Termination](#).

A copy of the CGP can be obtained from

<https://www.tn.gov/content/tn/environment/permit-permits/water-permits1/npdes-permits1/npdes-stormwater-permitting-program/npdes-stormwater-construction-permit.html>



STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF WATER RESOURCES

Nashville Environmental Field Office
711 R.S. Gass Boulevard
Nashville, TN 37216

Phone 615-687-7000 Statewide 1-888-891-8332 Fax 615-687-7078

December 18, 2020

Mr. Bud George
e-copy: bud@budgeorge.com
702 Prince Edward Ct.
Murfreesboro, TN 37130

Subject: **NPDES Construction General Permit Tracking No. TNR244564**
 Master Tracking Number: TNR244564
 CUDRC - Clearview Acres SD
 3BC, LLC
 Christiana, Rutherford County, Tennessee

Dear Mr. George:

You recently submitted a Notice of Intent (NOI) form as part of an application package to obtain coverage under a General NPDES Permit for Storm Water Discharges Associated with Construction Activity. The Division of Water Resources (the division) acknowledges receipt of the most recent version of the application for the above referenced project on December 14, 2020. After review, the application was deemed to be complete on December 18, 2020. Enclosed is the Notice of Coverage (NOC) form which shows the site name and location, receiving stream, effective date of coverage, etc.

Contractor Information

You have not identified a contractor on the NOI. You must identify a primary contractor, or contractor otherwise responsible for sediment and erosion controls on the construction site, if appropriate, and submit a revised NOI to this office prior to beginning earth clearing operations onsite. When submitting the NOI, please include the above referenced permit tracking number.

Storm Water Pollution Prevention Plan (SWPPP)

You have submitted a Storm Water Pollution Prevention Plan (SWPPP) as required by Part 1.4.2 of the CGP. Please note that the division has not performed an engineering review of the SWPPP and does not certify whether the SWPPP adequately provides for the pollution prevention requirements at the site as described in the general permit. The division acknowledges that you have submitted a SWPPP that appears to include the required components of a SWPPP. It is the responsibility of all site operators to design, implement, and maintain measures that are sufficient to prevent pollution at the referenced site, and to remain in compliance with the terms and conditions of the general permit.

Site Assessment

Per Part 3.1.2. of the permit, a quality assurance of erosion prevention and sediment controls (EPSCs) shall be done by performing site assessments. The site assessment must be conducted at each outfall draining 10 or more acres. Site assessments must cover the entire disturbed area and occur within 30 days of construction commencing at each portion of the site that drains the qualifying acreage. At a minimum, site assessments should be performed to verify the installation, functionality and performance of the EPSC measures described in the [SWPPP](#). If structural BMPs (or equivalent EPSC measures) are not constructed or construction is in progress at the time of the site assessment, a follow-up monthly assessment(s) is required until the BMPs are constructed per the SWPPP.

Submittal of Site Assessment

The division requests that you submit the initial site assessment documentation to this office within 10 days upon completion of the assessment.

Threatened and Endangered Species

The receiving stream for the construction site for which the NOI was submitted has Federal or State listed threatened and endangered species in the area, or downstream of your project. Stormwater discharges and stormwater discharge-related activities that are not protective of legally protected listed or proposed threatened or endangered aquatic fauna in the receiving stream(s); or discharges or activities that would result in a 'take' of a Federally listed endangered or threatened fish or wildlife species are not authorized by the General Permit. If the division finds that stormwater discharges or stormwater related activities are likely to result in any of the above effects, the division will deny the coverage under this general permit unless and until project plans are changed to protect the listed species. In addition, discharges from your construction site that result in harm to such species may incur additional fines and penalties from the US Fish and Wildlife Service and/or the Tennessee Wildlife Resources Agency.

Annual Maintenance Fee and Termination of Permit Coverage

Effective July 1, 2014, permit fees for the General Permit have been revised. In addition to new application fee amounts, annual maintenance fees are now required for projects that exceed one year of coverage. Permittees wishing to terminate coverage must submit a completed notice of termination (NOT) form, which is available on the division's construction stormwater webpage at <https://www.tn.gov/content/tn/environment/permit-permits/water-permits1/npdes-permits1/npdes-stormwater-permitting-program/npdes-stormwater-construction-permit.html>.

The division will review the NOT for completeness and accuracy and, when necessary, investigate the site for which the NOT was submitted. The division will notify the applicant that either the NOT form was received and accepted, or that the permit coverage is not eligible for termination and has not been terminated. If applicable, the notification will include a summary of existing deficiencies.

We appreciate your attention to the general construction storm water permit and its requirements. A copy of the CGP can be obtained from <https://www.tn.gov/content/tn/environment/permit-permits/water-permits1/npdes-permits1/npdes-stormwater-permitting-program/npdes-stormwater-construction-permit.html>. We believe this does make a difference to the quality of state waters. If you have any questions, please contact Mr. Bill Murph at (615) 687-7124 or by e-mail at *Bill.Murph@tn.gov*.

Sincerely,

A handwritten signature in blue ink that reads "Bill Murph".

Timmy Jennette
Environmental Program Manager

cc: DWR, Nashville EFO Permit File
Sheila Huffmire, MS4 Coordinator Rutherford County Planning and Engineering,
shuffmire@rutherfordcountyttn.gov
Mr. Aws Ahmed, SEC, Inc., aahmed@sec-civil.com