

Tracking Number TNR240366

**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: **Multi Tenant Retail Center (1.34 acres)**  
Master Tracking Number at the Site: **TNR240366**  
Permittee Name: **CHM Rivergate, LLC**  
Contractor(s): **no contractor**  
is authorized to discharge: **storm water associated with construction activity**  
from site located at: **2240 Gallatin Pk., Davidson County**  
to receiving waters named: **Mansker 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: **NO**

Likely presence of threatened or endangered species downstream: **NO**

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

- **Unavailable Condition - Siltation**

- **Exceptional Tennessee Waters: NO**

Your coverage under the CGP shall become effective on **January 8, 2016**, and shall be terminated upon receipt of Notice of Termination.

A copy of the CGP can be obtained from

<http://www.tn.gov/environment/article/permit-npdes-stormwater-construction-permit>



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

January 8, 2016

Mr. Mike McGuffin  
CHM Rivergate, LLC  
e-copy: mmcguffin@chmllc.com  
1514 Demonbreun St., Suite B  
Nashville, TN 37203

Subject:        **NPDES Construction General Permit Tracking No. TNR240366**  
                 **Master Tracking Number: TNR240366**  
                 **Multi Tenant Retail Center**  
                 **CHM Rivergate, LLC**  
                 **Nashville, Davidson County, Tennessee**

Dear Mr. McGuffin:

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 28, 2015. After review, the application was deemed to be complete on December 28, 2015. 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, 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.

### **Receiving Stream not Supporting Designated Uses**

The receiving stream for the construction site for which the NOI was submitted appears on the state's list for partially supporting or for not supporting a stream's designated use due to siltation. Since the discharge from the proposed construction site may contain significant amounts of silt, the division considers the potential for degradation to the receiving stream from the discharge to be significant. Therefore, additional pollution prevention requirements for discharges into waters which the department identifies as impaired by siltation, as described in the General Permit, subpart 5.4., apply to your facility; requirements of section 5.4.2. apply to your construction site only if an impaired segment is located on or adjacent to the disturbed area.

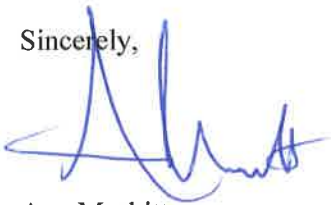
### **Annual Maintenance and Coverage Termination**

Effective July 1, 2014, permit fees for the CGP 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 <http://www.tn.gov/environment/article/permit-npdes-stormwater-construction-permit>.

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 <http://www.tn.gov/environment/article/permit-npdes-stormwater-construction-permit>. We believe this does make a difference to the quality of state waters. If you have any questions, please contact Mr. Brandon Yates at (615) 687-7101 or by e-mail at [Brandon.Yates@tn.gov](mailto:Brandon.Yates@tn.gov).

Sincerely,



Ann Morbitt  
Environmental Program Manager

cc: DWR, Nashville EFO Permit File  
Mr. David Abbey, , [dabbey@devmgmt.com](mailto:dabbey@devmgmt.com)