



DIVISION OF WATER RESOURCES MINING SECTION

Public Participation Opportunities Request for Public Comments Draft Permit Actions

March 24, 2021

Public Notice: M2021-04

Last Day to Comment: April 26, 2021

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment. The draft permits and applications are available on the Division's Data Viewer at the web address: http://tdec.tn.gov:8080/pls/enf_reports/f?p=9034:34001:0:::.

The Division has made the determination that the following NPDES permit applications are complete as required by Rule 0400-40-03-.06(1)(c).

Individual NPDES Permits

Coal Proposed Issuance

Applicant	Premium Coal Company, Inc.		
Facility	Baldwin Preparation Plant and Gum Branch Slurry Impoundment		
Permit Number	TN0049964	Permit Writer Initials	BJC
		Discharge Rating	Minor
County	Anderson	EFO Name	Knoxville
Street Address	7653 New River Highway, State Route 116		
City and Zip Code	Devonia 37710		
Description of Activity	Bituminous Coal Preparation Plant and Assoc. Area		
Effluent Description	Treated wastewater and storm water		
Receiving Stream	New River		
Facility Location	Latitude	36.150000	Longitude -84.385000

Non-Coal Proposed Issuances

Applicant	Mr. Fred Hall		
Facility	Topsoil Screening Operation		
Permit Number	TN0070629	Permit Writer Initials	LCK
		Discharge Rating	Minor
County	Warren	EFO Name	Cookeville
Street Address	Shelbyville Road		
City and Zip Code	McMinnville 37110		
Description of Activity	Construction Sand and Gravel Mining		
Effluent Description	Treated wastewater and storm water		
Receiving Stream	Barren Fork		
Facility Location	Latitude	35.663800	Longitude -85.863800

Applicant **Mr. Nate Pulley dba Yellow Creek Stone**
Facility **Yellow Creek Stone Quarry**
Permit Number **TN0070661** Permit Writer Initials **CMP** Discharge Rating **Minor**
County **Houston** EFO Name **Nashville**
Street Address Ellis Mills Road
City and Zip Code Erin 37061
Description of Activity Limestone: Crushed and Broken Quarrying
Effluent Description Treated wastewater and storm water
Receiving Stream Unnamed tributary to Yellow Creek (Indian Branch)
Facility Location Latitude 36.3170 Longitude -87.5557

Non-Coal Proposed Reissuance

Applicant **Delta Contracting Company, LLC**
Facility **Denmark Sand Plant**
Permit Number **TN0069094** Permit Writer Initials **BJC** Discharge Rating **Minor**
County **Madison** EFO Name **Jackson**
Street Address 329 Hardee Road
City and Zip Code Denmark 38391
Description of Activity Construction Sand Mining
Effluent Description Treated wastewater and storm water
Receiving Stream Hart Creek
Facility Location Latitude 35.513967 Longitude -88.942466

List of Permit Writers-Mining Section

BJC	Bonnie Craighead	865-594-5547	Bonnie.Craighead@tn.gov
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Environmental Field Offices

Chattanooga Environmental Field Office
1301 Riverfront Parkway Suite 206
Chattanooga, TN 37402-2233
(423) 634-5745 or 1-888-891-8332

Columbia Environmental Field Office
1421 Hampshire Pike
Columbia, TN 38401-5611
(931) 380-3371 or 1-888-891-8332

Cookeville Environmental Field Office
1221 South Willow Avenue
Cookeville, TN 38506-4107
(931) 520-6688 or 1-888-891-8332

Jackson Environmental Field Office
1625 Hollywood Drive
Jackson, TN 38305-4316
(731) 512-1300 or 1-888-891-8332

Johnson City Environmental Field Office
2305 Silverdale Road
Johnson City, TN 37601-4322
(423) 854-5400 or 1-888-891-8332

Knoxville Environmental Field Office
3711 Middlebrook Pike
Knoxville, TN 37921-6538
(865) 594-6035 or 1-888-891-8332

Nashville Environmental Field Office
711 R. S. Gass Boulevard
Nashville, TN 37216-2637
(615) 687-7000 or 1-888-891-8332

Memphis Environmental Field Office
8383 Wolf Lake Drive
Bartlett, TN 38133-4119
(901) 371-3000 or 1-888-891-8332

How to Comment

The Tennessee Department of Environment and Conservation (TDEC) is requesting public comments on the permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on the proposed permit actions may submit comments in writing to the Mining Section at the Knoxville Environmental Field Office, Attn: Public Notice Coordinator; by fax to (865) 594-6105; or by e-mail to Dennis.Conger@tn.gov. The Division must receive your comments before the close of the comment period (see page 1).

How to Request a Public Hearing

Interested persons may request in writing that the Division hold a public hearing on any application. The request must be filed before the close of the comment period. You must indicate the interest of the party requesting a hearing, the reasons that a hearing is warranted, and the water quality issues being raised. When there is significant public interest for a hearing, the Division will hold a hearing in accordance with Rule 0400-40-05-.06 (12). A separate public notice will announce the public hearing.

How the Department Will Proceed

The Director of the Division of Water Resources will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of Federal and State acts and regulations.

To Obtain Permit Details

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's decisions. Copies of the applications, draft permits, and supporting documentation are in the permit files maintained at the Knoxville Environmental Field Office, Mining Section. There is a nominal fee for copying. The files are available for public inspection during normal visiting hours. Please email Kara.Blevins@tn.gov or call (865) 594-5460 to schedule an appointment for the review.

State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in Rule 0400-40-03-.06 of the Tennessee Department of Environment and Conservation. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Board of Water Quality, Oil and Gas designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Waters (ETWs) and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non-Exceptional Tennessee Waters refer to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

State of Tennessee Policy of Non-Discrimination

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. You may direct any Equal Employment Opportunity/Affirmative Action inquiries or complaints to the EEO/AA Coordinator, Office of General Counsel, William R. Snodgrass - TN Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Direct any Americans with Disabilities Act (ADA) inquiries or complaints to the ADA Coordinator, Human Resources Division, William R. Snodgrass - TN Tower, 312 Rosa L. Parks Avenue, 2nd Floor, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298). If it is hard for you to read, speak, or understand English, TDEC may be able to provide translation or interpretation services free of charge. Please contact Saul Castillo at 615-532-0462 for more information.