

Brooke Grace

From: Brooke Grace
Sent: Tuesday, April 30, 2024 11:51 AM
To: 'richard.gatlin@fordcc.com'
Subject: Memphis Regional Megasite /Waste Site for DB2301, SR-222, Haywood County, TN - TNR122890 - Notice of Coverage (NOC) under Construction General NPDES Permit (CGP)
Attachments: TNR122890 CGP NOC.pdf

Good Morning,

The Division of Water Resources (the Division) has received your Notice of Intent (NOI) to be covered under the **General NPDES Permit for Storm Water Discharges Associated with Construction Activity (CGP)**. The Division acknowledges receipt of the most recent version of the application for the above referenced project on 04/24/2024. After review, the application was deemed to be complete on 04/30/2024. Enclosed is the Notice of Coverage (NOC) with the permit tracking number [TNR122890](#), which shows the site name and location, receiving stream, effective date of coverage, etc.

Contractor Information

The division does not transmit a copy of this letter to your contractor(s). You should make sure that all contractors listed on the NOI are aware of the General Permit requirements.

Storm Water Pollution Prevention Plan (SWPPP)

You have submitted a SWPPP as required by section 1.4.2 of the General Permit. 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 Designated Uses

The receiving stream for the construction site for which the NOI was submitted DOES NOT appear on the state's list for partially supporting or for not supporting a stream's designated use due to siltation. While the additional pollution prevention requirements described in subpart 6.4 of the General Permit are NOT applicable to your construction site, every effort should be made to minimize or eliminate amount of silt discharged to a receiving stream.

Exceptional Tennessee Waters

No Exceptional Tennessee Waters were identified by TDEC.

Site Assessment

Based on the information provided on the NOI, site assessment is NOT required at your site. However, if site conditions, extent of soil disturbance or if the receiving stream was found to be waters with unavailable parameters or Exceptional Tennessee Waters, requirements from Subsection 5.5.3.8 of the permit shall be applicable.

Submittal of Site Assessment Documentation

If site assessment documentation is requested to be submitted in the future, the division will make such request in writing.

Threatened and Endangered Species

TDEC identified likely presence of threatened or endangered species downstream from the site. See CGP Section 1.3.

Projects Exceeding 50 acres of Disturbance

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](#). 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.

In order to get a copy of the CGP, we ask you to visit TDEC's [Dataviewer](#). We will provide you with a printed copy of the general NPDES permit **only** upon your request.

At our [CGP website](#), you will find links to this general NPDES permit and the permit rationale, notice of determination, guidance documents, and links to relevant web sites. If you do not have access to the web, or have other questions, please contact Jackson [Environmental Field Office](#) or call us at 1-888-891-TDEC.

Issuance of this NOC does not imply that the permittee has any other development authorizations, including rights or expectations of approval for any other permits, authorizations, or coverages, either federal, state, or local. CGP coverage does not delineate or authorize impact to waters of the state. Coverage under the CGP cannot be used by permittees as a relevant factor in the review and approval and issuance of any other TDEC permits, authorizations, or coverages, including but not limited to other NPDES permits, Aquatic Resource Alteration Permits, engineering plans approval, or wastewater disposal issues. Proceeding with construction prior to resolution of any other regulatory requirement is at your own risk.

Thank you for your time and assistance. We appreciate your attention to the CGP and its requirements.

Sincerely,
Division of Water Resources

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