

NOTE: According to the Division's record, email recipients failed to receive Public Notice M2007-11, dated August 9, 2007, with an expiration date of September 10, 2007. Due to this oversight, the Division is extending the thirty-day public comment period. The last day for comments is **October 18, 2007**.



**Tennessee Department of Environment and Conservation
Division of Water Pollution Control
Mining Section
3711 Middlebrook Pike
Knoxville, Tennessee 37921-6538
PHONE (865) 594-6035 FAX (865) 594-5253**

Public Participation Opportunities

September 17, 2007

Public Notice M2007-11 (Republication)

Public Notice Expiration October 18, 2007

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.

Individual NPDES Permits

Coal Proposed Issuances

Applicant	Appolo Fuels, Inc.
Facility	KY Line Rich Mountain Mine
NPDES Permit Number	TN0079626
County	Claiborne
Street Address	Valley Creek Road
City	Clairfield
Zip	37715
Description of Activity	Surface/auger coal mine
Receiving Stream	Unnamed tributary to Clear Fork
Effluent Description	Treated wastewater and storm water
Facility Latitude	36°35'07"
Facility Longitude	83°53'32"
Permit Writer	MRR

Applicant **National Coal Corporation**
Facility **Mine 15**
NPDES Permit Number **TN0079561**
County Anderson
Street Address Stallion Mountain
City Devonia
Zip 37710
Description of Activity Underground coal mine
Receiving Stream Wet weather conveyance to Stallion Branch
Effluent Description Treated wastewater and storm water
Facility Latitude 36°08'33"
Facility Longitude 84°26'00"
Permit Writer MRR

Coal Proposed Reissuances

Applicant **Estate of Bruno Gernt, Inc.**
Facility **Area 13**
NPDES Permit Number **TN0062928**
County Fentress
Street Address Stoker Coal Road
City Jamestown
Zip 38504
Description of Activity Reclaimed surface coal mine
Receiving Stream East Fork Obey River
Effluent Description Treated wastewater and storm water
Facility Latitude 36°20'00"
Facility Longitude 85°00'34"
Permit Writer DAT

Applicant **LCC Tennessee, LLC**
Facility **Grimsley Tipple**
NPDES Permit Number **TN0053007**
County Fentress
Street Address Stoker Coal Road
City Jamestown
Zip 38556
Description of Activity Reclaimed coal processing and loading area
Receiving Stream Wet weather conveyance to Fern Camp Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 36°20'15"
Facility Longitude 84°58'15"
Permit Writer JCP

Applicant **Tennessee Consolidated Coal Company**
Facility **River Dock**
NPDES Permit Number **TN0053341**
County Marion
Street Address Lock and Dam Road
City Jasper
Zip 37347
Description of Activity Coal loading facility
Receiving Stream Tennessee River
Effluent Description Treated wastewater and storm water
Facility Latitude 35°02'54"
Facility Longitude 85°32'40"
Permit Writer JCP

Coal Proposed Modification/Issuance

Applicant **National Coal Corporation**
Facility **Mine 2**
NPDES Permit Number **TN0072834**
County Anderson
Street Address S.R. 116 - New River Highway
City Devonia
Zip 37728
Description of Activity Reclaimed surface coal mine
Receiving Streams Wet weather conveyance tributaries to:
New River, Urserly Branch, and Double Camp Branch
Effluent Description Treated wastewater and storm water
Facility Latitude 36°08'07"
Facility Longitude 84°21'20"
Permit Writer JCP

Non-Coal Proposed Issuance

Applicant **Affordable Development Park, LLC**
Facility **Tri County Limestone Quarry**
NPDES Permit Number **TN0079782**
County Campbell
Street Address U.S. Hwy 25 (approx ½ mile south of Vasper)
City Vasper
Zip 37769 (Lake City)
Description of Activity Limestone mining and processing
Receiving Stream Unnamed tributary to Right Fork Coal Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 36°15'53"
Facility Longitude 84°11'06"
Permit Writer SJT

Non-Coal Proposed Reissuances

Applicant **Overton County Highway Department**
Facility **Overton County Quarry**
NPDES Permit Number **TN0065668**
County Overton
Street Address Rock Quarry Road
City Livingston
Zip 38570
Description of Activity Limestone mining and processing
Receiving Stream Unnamed tributary to Carr Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 36°22'00"
Facility Longitude 85 19'15"
Permit Writer SJT

Applicant **Poplar Springs Gravel Company**
Facility **North Plant Area 6**
NPDES Permit Number **TN0071692**
County Fayette
Street Address 1392 Poplar Springs Loop
City Gallaway
Zip 38036
Description of Activity Sand and gravel mining
Receiving Stream Cane Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 35°21'23"
Facility Longitude 89°36'05"
Permit Writer KBG

Applicant **Rogers Group, Inc.**
Facility **Oak Ridge Quarry**
NPDES Permit Number **TN0004219**
County Anderson
Street Address 250 Union Valley Road
City Oak Ridge
Zip 37830
Description of Activity Limestone quarry
Receiving Stream Union Valley Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 36°00'40"
Facility Longitude 84°12'00"
Permit Writer SJT

Applicant **Standard Construction Company, Inc.**
Facility **Hardin Pit**
NPDES Permit Number **TN0071790**
County Hardin
Street Address Doctor Williams Road (aka, Wayne Road)
City Counce
Zip 38326
Description of Activity Construction sand and gravel mining
Receiving Stream Unnamed tributary to Hoover Branch
Effluent Description Treated wastewater and storm water
Facility Latitude 35°01'37"
Facility Longitude 88°20'31"
Permit Writer SJT

Non-Coal Proposed Modification

Applicant **Tennessee Asphalt Company**
Facility **South Fork Plant**
NPDES Permit Number **TN0060348**
County Henry
Street Address 1389 Joe Milan Road
City Paris
Zip 38242
Description of Activity Construction sand and gravel mining and processing
Receiving Stream Unnamed tributary of South Fork Eagle Creek
Effluent Description Treated wastewater and storm water
Facility Latitude 36°24'33"
Facility Longitude 88°09'31"
Permit Writer SJT

Non-Coal Proposed Termination

Applicant **HMA Contractors, LLC**
Facility **HMA Kelso Quarry**
NPDES Permit Number **TN0076171**
County Lincoln
Street Address Winchester Highway
City Kelso
Zip 37348
Description of Activity Limestone quarry and processing facility
Receiving Stream Unnamed Tributary to the Elk River
Effluent Description Treated wastewater and storm water
Facility Latitude 35°07'14"
Facility Longitude 86°25'52"
Permit Writer JPJ

TDEC is requesting public comment on these 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 these proposed actions are invited to submit comments in writing to the Mining Section at the above letterhead address, Attn: Public Notice Coordinator, by fax (865) 594-5253 or by e-mail at Gary.Mullins@state.tn.us. Comments must be received by the end of comment period date (see page 1).

How to Request a Public Hearing:

Interested persons may request in writing that the Director of the Division of Water Pollution Control hold a public hearing on any application. The request must be filed within the comment period and must indicate the interest of the party filing it and the reasons why such a hearing is warranted. When there is significant public interest for a hearing, a hearing will be conducted according to *Rule 1200-4-5-.06 (12)* of the Division of Water Pollution Control. Public hearings will be announced through another public notice.

How the Department Will Proceed:

The Director of the Division of Water Pollution Control will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of the 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 determinations. Copies of the application(s), draft permit(s), and supporting documentation are in the permit files maintained at the Mining Section's office located at the letterhead address. There is a nominal fee for copying. These files are available for public inspection during normal visiting hours. Please email Elaine.Killion@state.tn.us or call (865) 594-1062 to schedule an appointment for the review(s).

List of Permit Writers

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State of Tennessee Antidegradation Policy

Tennessee's Antidegradation Statement is in Chapter *1200-4-3-.06* of the *Rules 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) or Tier 3 waters receive the greatest level of protection. The Water Quality Control Board designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Tier 2 waters and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Tier 1 waters refer to other 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. Equal Employment Opportunity/Affirmative Action inquiries or complaints should be directed to the EEO/AA Coordinator, Office of General Counsel, 401 Church Street, 20th Floor, L & C Tower, Nashville, TN 37243, 1-888-867-7455. Americans with Disabilities Act (ADA) inquiries or complaints should be directed to the ADA Coordinator, Human Resources Division, 401 Church Street, 12th Floor, L & C Tower, Nashville, TN 37243, 1-866-253-5827. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298).