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JUN 13 2008

Mrs. Darlene Standley, Chief
Utilities Division
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

TN REGULATORY AUTHORITY
UTILITIES DIVISION

RE: Tennessee Department of Environment and Conservation permits

Dear Mrs. Standley:

Tennessee Wastewater Systems, Inc. provides the following permit information per your request dated May 23, 2008 as modified by an E-mail from Michelle Ramsey dated May 30th, 2008.

We have enclosed the state operating permits for Oakwood Subdivision, Swan Harbor Subdivision, and South Ridge Estates. The permit for Watkins Creek (SOP98041) is Titled Lewis Gardens Subdivision (a former name for that subdivision). We have enclosed permits for Abington Ridge (97-01393) (Which is also known as Millview Treatment Facility), Arno Page (now known as Stag's Leap), Saddle Springs, River Road, Tall Oaks Subdivision, Windsor Pointe and Cornerstone at Mitchell Creek. Bolton Area – Shelby County (99-00724) - an operating permit was never applied for and the project has been abandoned.

Additional permits enclosed are for Harbor Pointe, Townsend Town Square, Hidden Springs Resort, Starr Crest Resort.

In the Coopertown service area we have Maple Green Treatment facility((SOP01028), and Pebble Brook Treatment Facility (SOP-01029). Those permits are enclosed. The Watts Road Permit has been eliminated and the facility was never built.

We have enclosed permits for Eagle Crest Resort and Eagle Crest Resorts. The Topside Investment Group Project was cancelled.

We have enclosed permits for Jackson Bend, Dyers Hollow (Stewart County East), Hoffman Subdivision (Blue Water Bay), Herndon's Bluegrass Market, Browning Subdivision, Starr Crest II Resorts, K&J Market, and Horseshoe Bend Condominiums, Stewart County West (Cindy's Restaurant) is regulated by Ground Water Protection and there is no operating permit.

We have also enclosed permits for Falling Waters, Black Bear Ridge Resort, Black Bear Ridge Resort#2, Boswell Road(Tims Ford), Fanning Bend Treatment facility (Tims Ford), Cedar Hill Baptist Church, Sunnybrook Farms, Legacy Mountain East, Legacy Preserve#1 Resort, Timber Tops Rental, Smokey Cove Subdivision, King Branch Road, and King's Bluff Cabins.

The Weigels permit was cancelled and the project has been abandoned.

We have enclosed permits for Paris Landing, Turner's Landing Subdivision, DeShea Creek (Marion Womack).

The Merrill Taylor Subdivision (Louisville) permit (SOP04034) has been applied for but has not been received.

The Marvin Keys permit (SOP05011) has been cancelled and the project has been abandoned.

We have enclosed permits for the Clarkrange Treatment Facility (Fentress Area), the Highlands (Fentress Area), Muddy Branch Reclamation Facility (East Montgomery), Shady Gove, Norton Creek- Hickory Gap STP, and Smokey Mountain Reflections R.V. Park.

If you have any further questions, or need any additional information, please feel free to contact me.

Sincerely,



Charles Pickney, Jr.
President

**TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF WATER POLLUTION CONTROL**

6th Floor, L & C Annex
401 Church Street
Nashville, TN 37243-1534

Permit No. SOP-01009

**PERMIT
For the operation of Wastewater Treatment Facilities**

In accordance with the provision of Tennessee Code Annotated section 69-3-108 and Regulations promulgated pursuant thereto:

PERMISSION IS HEREBY GRANTED TO

Tennessee Wastewater Systems, Inc.-Jackson Bend Subdivision
Louisville, Blount County, Tennessee

FOR THE OPERATION OF

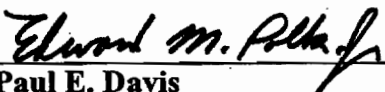
Septic tanks, effluent collection system, recirculating sand filter and drip irrigation system located at latitude 35.842778 and longitude -84.039444 in Blount County, Tennessee. The design capacity of the system is 0.02 MGD.

This permit is issued as a result of the application filed on September 14, 2005, in the office of the Tennessee Division of Water Pollution Control and in conformity with approved plans, specifications and other data submitted to the Department in support of the above application, all of which are filed with and considered as a part of this permit, together with the following named conditions and requirements.

This permit shall become effective on: July 1, 2006

This permit shall expire on: May 31, 2011

Issuance date: May 31, 2006


for **Paul E. Davis**
Director
Division of Water Pollution Control

PART I

A. GENERAL REQUIREMENTS

The treatment system shall be monitored by the permittee as specified below:

<u>Parameter</u>	<u>Sample Type</u>	<u>Daily Maximum</u>	<u>Sampling Point</u>	<u>Measurement Frequency</u>
Flow	instantaneous		*	1/month
BOD ₅	grab	45 mg/l	*	1/quarter
Ammonia as N	grab	Report	*	1/quarter

* Effluent to the drip irrigation plots.

The drip fields must be fenced. A minimum chain link or 4' woven wire fence must be used. The permittee must disinfect the wastewater in order to meet the above *E. Coli* limit.

Sludge or any other material removed by any treatment works must be disposed of in a manner which prevents its entrance into or pollution of any surface or subsurface waters. Additionally, the disposal of such sludge or other material must be in compliance with the Tennessee Solid Waste Disposal Act, TCA 68-31-101 et seq. and Tennessee Hazardous Waste Management Act, TCA 68-46-101 et seq.

This permit allows the operation of a wastewater drip irrigation system. The operation should be such that there is no contamination of and no wastewater discharge to any surface or subsurface stream because of collected pools of water called "ponding" or because of improper irrigation. Any runoff due to improper operation must be reported in writing to the Division of Water Pollution Control, Knoxville Environmental Field Office within 5 days of the incident. In addition, the drip irrigation system must be operated in a manner preventing the creation of a public health hazard or a public/private nuisance.

B. MONITORING PROCEDURES

1. Representative Sampling

Samples and measurements taken in compliance with the monitoring requirements specified above shall be representative of the volume and nature of the monitored discharge, and shall be taken at the following location(s):

Effluent to drip irrigation plots.

C. DEFINITIONS

The "daily maximum concentration" is a limitation on the average concentration, in milligrams per liter, of the discharge during any calendar day.

A "grab sample" is a single influent or effluent sample collected at a particular time.

A "quarter" is defined as any one of the following three-month periods: January 1 through March 31, April 1 through June 30, July 1 through September 30, and/or October 1 through December 31.

D. REPORTING

1. Monitoring Results

Monitoring results shall be recorded monthly and submitted quarterly. Submittals shall be postmarked no later than 15 days after the completion of the reporting period. A copy should be retained for the permittee's files. Operation reports and any communication regarding compliance with the conditions of this permit must be sent to:

Division of Water Pollution Control
Knoxville Environmental Field Office
2700 Middlebrook Pike, Suite 220
Knoxville, TN 37921

The first operation report is due on the 15th of the month following permit effectiveness.

2. Additional Monitoring by Permittee

If the permittee monitors any pollutant at the location(s) designated herein more frequently than required by this permit, using approved analytical methods as specified in 1200-4-5-.07(4)(h)2, the results of such monitoring shall be included in the calculation and reporting of the values required in the Quarterly Operation Report. Such increased frequency shall also be indicated.

3. Falsifying Reports

Knowingly making any false statement on any report required by this permit may result in the imposition of criminal penalties as provided for in Section 69-3-115 of the Tennessee Water Quality Control Act.

E. SCHEDULE OF COMPLIANCE

Full operational level shall be attained from the effective date of this permit.

operator is in responsible charge of the facility and observes the operation of the system frequently enough to ensure its proper operation and maintenance regardless of the effluent monitoring frequency stated in the permit."

- b. Dilution water shall not be added to comply with effluent requirements

5. Property Rights

The issuance of this permit does not convey any property rights in either real or personal property, or any exclusive privileges, nor does it authorize any injury to private property or any invasion of personal rights, nor any infringement of Federal, State, or local laws or regulations.

6. Severability

The provisions of this permit are severable. If any provision of this permit due to any circumstance, is held invalid, then the application of such provision to other circumstances and to the remainder of this permit shall not be affected thereby.

7. Other Information

If the permittee becomes aware that he failed to submit any relevant facts in a permit application, or submitted incorrect information in a permit application or in any report to the Director, then he shall promptly submit such facts or information.

B. CHANGES AFFECTING THE PERMIT

1. Planned Changes

The permittee shall give notice to the Director as soon as possible of any planned physical alterations or additions to the permitted facility.

2. Permit Modification, Revocation, or Termination

- a. This permit may be modified, revoked and reissued, or terminated for cause as described in section 69-108-(F) The Tennessee Water Quality Control Act as amended.

- b. The permittee shall furnish to the Director, within a reasonable time, any information which the Director may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit, or to determine compliance with this permit. The permittee shall also furnish to the Director, upon request, copies of records required to be kept by this permit.

3. Change of Ownership

This permit may be transferred to another person by the permittee if:

iii. The steps being taken to reduce, eliminate, and prevent recurrence of the non complying discharge.

b. **Scheduled Reporting**

For instances of noncompliance which are not reported under subparagraph 2.a. above, the permittee shall report the noncompliance on the Quarterly Operation Report. The report shall contain all information concerning the steps taken, or planned, to reduce, eliminate, and prevent recurrence of the violation and the anticipated time the violation is expected to continue.

3. **Overflow**

a. **"Overflow"** means the discharge to land or water of wastes from any portion of the collection, transmission, or treatment system other than through permitted outfalls.

b. Overflows are prohibited.

c. The permittee shall operate the collection system so as to avoid overflows. No new or additional flows shall be added upstream of any point in the collection system, which experiences chronic overflows (greater than 5 events per year) or would otherwise overload any portion of the system.

d. Unless there is specific enforcement action to the contrary, the permittee is relieved of this requirement after: 1) an authorized representative of the Commissioner of the Department of Environment and Conservation has approved an engineering report and construction plans and specifications prepared in accordance with accepted engineering practices for correction of the problem; 2) the correction work is underway; and 3) the cumulative, peak-design, flows potentially added from new connections and line extensions upstream of any chronic overflow point are less than or proportional to the amount of inflow and infiltration removal documented upstream of that point. The inflow and infiltration reduction must be measured by the permittee using practices that are customary in the environmental engineering field and reported in an attachment to a Monthly Operating Report submitted to the local TDEC Environmental Field Office. The data measurement period shall be sufficient to account for seasonal rainfall patterns and seasonal groundwater table elevations.

e. In the event that more than 5 overflows have occurred from a single point in the collection system for reasons that may not warrant the self-imposed moratorium or completion of the actions identified in this paragraph, the permittee may request a meeting with the Division of Water Pollution Control EFC staff to petition for a waiver based on mitigating evidence.

4. **Upset**

a. **"Upset"** means an exceptional incident in which there is unintentional and temporary noncompliance with technology-based effluent limitations because of factors beyond the reasonable control of the permittee. An upset does not include noncompliance to the extent

have been installed in the exercise of reasonable engineering judgment to prevent a bypass, which occurred during normal periods of equipment downtime or preventative maintenance;

iii. The permittee submits notice of an unanticipated bypass to the Division of Water Pollution Control in the appropriate Environmental Field Office within 24 hours of becoming aware of the bypass (if this information is provided orally, a written submission must be provided within five days). When the need for the bypass is foreseeable, prior notification shall be submitted to the director, if possible, at least 10 days before the date of the bypass.

c. Bypasses not exceeding permit limitations are allowed **only** if the bypass is necessary for essential maintenance to assure efficient operation. All other bypasses are prohibited. Allowable bypasses not exceeding limitations are not subject to the reporting requirements of 6.b.iii, above.

7. Washout

a. For domestic wastewater plants only, a "washout" shall be defined as loss of Mixed Liquor Suspended Solids (MLSS) of 30.00% or more. This refers to the MLSS in the aeration basin(s) only. This does not include MLSS decrease due to solids wasting to the sludge disposal system. A washout can be caused by improper operation or from peak flows due to infiltration and inflow.

b. A washout is prohibited. If a washout occurs the permittee must report the incident to the Division of Water Pollution Control in the appropriate Environmental Field Office within 24 hours by telephone. A written submission must be provided within five days. The washout must be noted on the discharge monitoring report. Each day of a washout is a separate violation.

D. LIABILITIES

1. Civil and Criminal Liability

Nothing in this permit shall be construed to relieve the permittee from civil or criminal penalties for noncompliance. Notwithstanding this permit, the permittee shall remain liable for any damages sustained by the State of Tennessee, including but not limited to fish kills and losses of aquatic life and/or wildlife, as a result of the discharge of wastewater to any surface or subsurface waters. Additionally, notwithstanding this Permit, it shall be the responsibility of the permittee to conduct its wastewater treatment and/or discharge activities in a manner such that public or private nuisances or health hazards will not be created.

2. Liability Under State Law

Nothing in this permit shall be construed to preclude the institution of any legal action or relieve the permittee from any responsibilities, liabilities, or penalties established pursuant to any applicable State law.