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STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION

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401 CHURCH STREET
L & C ANNEX 6TH FLOOR
NASHVILLE TN 37243-1534

October 15, 2004

Mr. Robert J. Pickney, P.E.
Vice President of Pickney Brothers, Inc.
Tennessee Wastewater Systems, Inc.
7638 River Road Pike
Nashville, TN 37209

Subject: NPDES Permit Tracking No. SOP-03032 ;
Onsite System, Inc. - Arrington Meadows
College Grove, Williamson County, Tennessee

Dear Mr. Pickney:

Pursuant to T.C.A. 1200-4-5-.05(1), Kings Chapel Community Association, Inc., herein referred to as the applicant, has applied for a state operating permit to operate a wastewater treatment and disposal system for the referenced subdivision. The division is aware that the applicant had originally planned to utilize your privately owned public utility, now doing business as Tennessee Wastewater Systems, Inc., for sewer services. The applicant is now saying those plans have changed. Additionally, the applicant has stated in the application that the treatment system has not been deeded over to your utility company and that no contract for operation and maintenance has been established between the applicant and your utility.

If in fact your utility neither owns the site nor has any contractual arrangement to operate the treatment system, the division must consider terminating your permit coverage and issuing coverage to the "person" planning to operate the treatment system. Should the division propose to terminate your permit, SOP-03032, you will be afforded the opportunity to comment on that action prior to a final decision being made, and you will then have the usual right of appeal of the final action. Prior to proposing any such action, the division is affording you an opportunity to challenge the allegations regarding treatment system ownership and operation. The division requests that some evidence of ownership or contractual obligation for operating services be received no later than October 22, 2004.

If you have questions, please contact the Division of Water Pollution Control at your local Environmental Assistance Center at 1-888-891-TDEC; or, at this office, please contact Mr. Wade Murphy at (615) 532-0666 or by E-mail at Wade.Murphy@state.tn.us.

Sincerely,



Edward M. Polk, Jr., P.E.
Manager, Permit Section
Division of Water Pollution Control

EMP/wdm

cc: Darlene Standley, Tennessee Regulatory Authority, 460 James Robertson Pkwy
John Powell, Kings Chapel Community Association, Inc.
Division of Water Pollution Control, Permit Section
Division of Water Pollution Control, EAC- Nashville
