

22-00073

AFFIDAVIT

STATE OF MISSOURI

COUNTY OF ST. LOUIS

I, BENJAMIN SIMS LUCAS, of lawful age and after first being duly sworn, do hereby state on that oath as follows:

1. My name is Benjamin Sims Lucas and I currently serve as Construction Manager of CSWR, LLC ("CSWR"). In that capacity, I am responsible for overseeing the design and construction of water and wastewater facilities owned and operated by CSWR's utility operating affiliates, including Limestone Water Utility Operating Company, LLC ("Limestone").

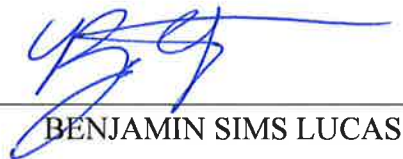
2. I am providing this affidavit in support of Limestone's application for authority to expand its current service area in Williamson County to provide service to two (2) additional residential customers located, respectively, at 102 and 104 Bobby Drive, Franklin, Tennessee.

3. Limestone currently has sufficient wastewater treatment capacity to accommodate the proposed additional customers. The facility that would serve these customers has a permitted capacity of 0.25 MGD, but its current average flows are approximately 0.21 MGD. The addition of these customers will add approximately 500-600 gallons per day, which would allow the facility to operate will within its permitted capacity.

4. By letter dated May 9, 2022 (a copy of which is attached to this affidavit as **Exhibit A**), the Division of Water Resources of the Tennessee Department of Environment and Conservation granted Limestone authority to construct additional wastewater facilities necessary to serve the two customers that are the subject of this proceeding.

5. All facilities required by the permit referenced in the preceding paragraph would be constructed in public utility rights of way to which Limestone currently has access. Therefore, Limestone will not be required to obtain any additional easements or rights of way to serve these customers.

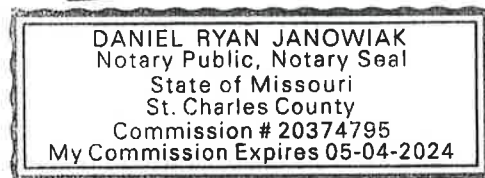
6. The preceding statements are true, accurate, and complete based upon my personal knowledge.

  
BENJAMIN SIMS LUCAS

Subscribed and sworn before me this 30<sup>th</sup> day of June 2022.

Daniel Ryan Janowiak







**STATE OF TENNESSEE  
DEPARTMENT OF ENVIRONMENT AND CONSERVATION  
DIVISION OF WATER RESOURCES**

William R. Snodgrass - Tennessee Tower  
312 Rosa L. Parks Avenue, 11<sup>th</sup> Floor  
Nashville, Tennessee 37243-1102

May 9, 2022

Mr. Matt Bryant, P.E.  
e-copy: matt@m2groupllc.com  
M2Group, LLC  
PO Box 848  
Franklin, TN 37065

Subject: **Cartwright Creek, LLC**  
**County: Williamson**  
**Wastewater Project Number: 22.0106**  
**Project: 104 Bobby Drive**

Dear Mr. Bryant:

The Tennessee Department of Environment and Conservation, Division of Water Resources, acknowledges the receipt of your construction documents on April 7, 2022. On May 5, 2022, we received the additional information requested.

The project consists of the installation of approximately 284 linear feet of 1.5-inch diameter low pressure line with grinder pumps and related appurtenances.

Approval is granted in accordance with certain requirements of the Water Quality Control (WQC) Act of 1977 and Regulations of the Water Quality Control Board. **On the coversheet(s) of the site's set of plans and specifications, an approval date and its expiration date will be stamped by the division. Any indication of tampering with the bound set of documents will be subject to investigation and prosecution.** One complete set of construction documents, bearing the official stamp, must be kept at the construction site.

Approval expires one year from the stamped approval date (May 6, 2022) unless construction is either underway or complete. Any request for extension must be made prior to this expiration date. Significant deviations from the approved plan documents must be submitted and approved in writing before such changes are made. Minor changes made during construction need not have

prior written approval. Modifications, however, may be required by this Department should the changes be deemed inappropriate. It is advisable, therefore to obtain prior approval in cases where the significance of the change is uncertain.

The Division of Water Resources is authorized to inspect the construction work to verify compliance with the approved plans and specifications, which are on the site. Therefore, the engineer shall notify our staff at the Nashville Environmental Field Office by calling (615) 687-7000 before the start of construction.

Approval of these construction documents should not be construed as a permit for any activities related to this project. Activities which may require a permit under the WQC Act and Regulations include, but are not limited to, the following: streambank vegetation removal; creek crossing(s) for equipment or utility lines; construction within twenty (20) feet of a stream bank; construction in or near a marshy area or wetland, and/or land disturbance equal to or greater than one acre. Additionally, this approval does not authorize connection and use of sewer that will cause or contribute to collection system overflow or overload of receiving wastewater treatment facility.

The Nashville Environmental Field Office should also be contacted for determinations regarding whether modification of the existing NPDES or SOP permit, an Aquatic Resource Alteration Permit (ARAP) and/or a National Pollutant Discharge Elimination System (NPDES) construction stormwater permit will need to be obtained prior to the beginning of construction of this project.

The division's most recent TDEC Technical/Engineering Documents, including "*Design Criteria for Review of Sewage Works Construction Plans and Documents*", Chapters 1-17, of November 1, 2017, is available on our website: <https://www.tn.gov/environment/program-areas/wr-water-resources/water-quality/water-quality-reports---publications.html>.

To expedite matters, please reference the assigned wastewater project number 22.0106 on any future correspondence. If you have any questions, please feel free to contact Mr. Mahendra Upadhyaya at (615) 253-3399 or by E-mail at [Mahendra.Upadhyaya@tn.gov](mailto:Mahendra.Upadhyaya@tn.gov).

Sincerely,



Angela Jones, P.E.  
Manager, Engineering Services Unit

cc: Water-Based Systems File  
Mr. Bruce Meyer, Operations Manager, Sheaffer Wastewater Solutions, LLC, [bmeyer@sheafferwws.com](mailto:bmeyer@sheafferwws.com)  
Mr. Tim Jennette, Program Manager, TDEC Division of Water Resources, [tim.jennette@tn.gov](mailto:tim.jennette@tn.gov)