

PERMIT INFORMATION AND LIST OF TENNESSEE PERMITTING AGENCIES

Three agencies provide permits for work in waters of the state (Tennessee) and waters of the U.S.

- *Tennessee Department of Environment & Conservation Water Pollution Control (TDEC WPC):* Aquatic Resource Alteration Permit (ARAP), 401 water quality certification for 404 permits, and National Pollutant Discharge Elimination System (NPDES) Permits for Storm-Water Runoff;
- *U.S. Army Corps of Engineers (USACE):* 404 permit; and,
- *Tennessee Valley Authority (TVA):* 26a Shoreline Construction Permits (Tennessee River watershed only).

Tennessee Department of Environment and Conservation - Water Pollution Control:
The ARAP serves as the State 401 Water Quality Certification needed for Corps and TVA permits.

ARAP Permits including fee schedule: <http://tn.gov/environment/permits/arap.shtml>
TDEC Permit Forms Download Website: <http://tn.gov/environment/permits/forms.shtml>

NPDES PERMITS FOR STORM-WATER RUNOFF:

If a planned practice will disturb over one (1) acre of land, a TDEC WPC NPDES permit is required. Operators of construction sites involving clearing, grading or excavation that result in an area of disturbance of one or more acres are required to obtain this permit. Various land clearing activities such as borrow pits for fill material are also covered under this general permit.

Detailed information is located on the TDEC NPDES home site:
<http://www.tn.gov/environment/permits/npdes.shtml>

Fees are required for the permits.

Individual NPDES permit applications are available at the following sites:

Notice of Intent: http://tn.gov/environment/wpc/forms/cn0940_cgp_noi.pdf

Notice of Termination: http://tn.gov/environment/wpc/forms/cn1175_cgp_not.pdf

Construction Storm-water Inspection Certification:
http://tn.gov/environment/wpc/forms/cn1173_cgp_inspection.pdf

NPDES Permit Requirements:

1. A completed and signed Notice of Intent (NOI) for Construction Activity - Storm Water Discharges – (NOI provides permit coverage.) - A permittee who has submitted an NOI and received permit coverage has the duty to comply with all provisions of the general permit, statutes, and regulations.

2. A site-specific SWPPP (Storm Water Pollution Prevention Plan) - Must be developed and submitted with the NOI. A SWPPP is a detailed plan that identifies potential sources of storm water pollution and describes the practices that will be used to prevent storm water pollution. These should include: erosion and sediment control practices, good housekeeping practices, conservation techniques, and infiltration practices (where appropriate), and identifies procedures the operator will implement to comply with all requirements in the construction general permit. The SWPPP outlines the steps that will be taken to comply with the terms and conditions of the construction general permit.

The SWPPP is used to identify all potential pollution sources that could come into contact with storm water leaving the site. It describes the BMPs to be used to reduce pollutants in the construction site's storm water discharges, and it includes written records of site inspections and the follow-up maintenance that is performed.

The SWPPP must contain the following elements:

- Cover/title page
- Project and SWPPP contact information
- Site and activity description, including a site map
- Identification of potential pollutant sources
- Description of controls to reduce pollutants
- Maintenance/inspection procedures
- Records of inspections and follow-up maintenance of BMPs
- SWPPP amendments
- SWPPP certification.

3. Storm Water Construction Notice of Termination (CN-1175) - This required form is to be submitted when requesting termination of coverage from the General NPDES Permit for Discharges of Storm Water Associated with Construction Activities. The purpose of this form is to notify the Tennessee Department of Environment and Conservation that the permitted operator of storm water discharges from a construction activity no longer has responsibilities related to erosion and sediment controls at the construction site. *Submission of this form shall in no way relieve the permittee of permit obligations required prior to submission of this form.* The permit remains in effect until TDEC WPC releases the site by written notice.
4. Storm Water Construction Inspection Certification (CN-1173) - The purpose of this form is to certify that inspections of storm water discharge points and erosion prevention and sediment controls (E&S Controls) at the construction site have been performed. Twice weekly inspections are required for all sites. The inspection results shall be kept at the construction site with a copy of the SWPPP.

TDEC Water Pollution Control and other authorized representatives of the U.S. Environmental Protection Agency have the right to inspect the site and associated records at reasonable times. They also have the right to sample discharge of pollutants. The Division may terminate permit coverage for any applicant who violates the state statutes, departmental regulations, or terms of the general permit. Any person who violates or fails to comply with the state statutes, rules, or regulations may be subject to civil and/or criminal penalties.

TDEC WPC field offices are found at the following locations:

TDEC ENVIRONMENTAL FIELD OFFICES

Jackson EFO	Nashville EFO	Cookeville EFO	Johnson City EFO
1625 Hollywood Drive Jackson, TN 38305 Phone: 731-512-1300 Counties: Benton, Carroll, Chester, Crockett, Decatur, Dyer, Gibson, Hardeman, Hardin, Haywood, Henderson, Henry, Lake, Lauderdale, Madison, McNairy, Obion, Weakley	711 R. S. Gass Boulevard Nashville, TN 37243 Phone: 615-687-7000 Counties: Cheatham, Davidson, Dickson, Houston, Humphreys, Montgomery, Robertson, Rutherford, Stewart, Sumner, Trousdale, Williamson, Wilson	1221 South Willow Ave. Cookeville, TN 38506 Phone: 931-432-4015 Counties: Cannon, Clay, Cumberland, DeKalb, Fentress, Jackson, Macon, Overton, Pickett, Putnam, Smith, Van Buren, Warren, White	2305 Silverdale Road Johnson City, TN 37601 Phone: 423-854-5400 Counties: Carter, Greene, Hancock, Hawkins, Johnson, Sullivan, Unicoi, Washington
Memphis EFO	Columbia EFO	Chattanooga EFO	Knoxville EFO
8383 Wolf Lake Drive Bartlett, TN 38133 Phone: 901-368-7939 Counties: Fayette, Shelby, Tipton	1421 Hampshire Pike Columbia, TN 38401 Phone: 931-380- 3371 Counties: Bedford, Coffee, Franklin, Giles, Hickman, Lawrence, Lewis, Lincoln, Marshall, Maury, Moore, Perry, Wayne	540 McCallie Avenue, Ste. 550, State Office Building, Chattanooga, TN 37402 Phone: 432-634-5745 Counties: Bledsoe, Bradley, Grundy, Hamilton, Marion, McMinn, Meigs, Polk, Rhea, Sequatchie	3711 Middlebrook Pike Knoxville, TN 37921 Phone: 865-594- 6035 Counties: Anderson, Blount, Campbell, Claiborne, Cocke, Grainger, Hamblen, Jefferson, Knox, Loudon, Monroe, Morgan, Roane, Scott, Sevier, Union

U.S. ARMY CORPS OF ENGINEERS:

- Mississippi River Drainage*
 U.S. Army Corps of Engineers, Memphis District
 Attention: CEMVM-CO-R
 167 North Main Street
 Room B-202
 Memphis, TN 38103-1894
 Phone: 901-544-3473 FAX: 901-544-0211
- Rest of Tennessee*
 U.S. Army Corps of Engineers, Nashville District
 Attention: CELRN-OP-F
 3701 Bell Road
 Nashville, TN 37214-2660
 Phone: 615-369-7500
 FAX: 615-369-7501

A nationwide permit is a form of general permit which authorizes a category of activities throughout the nation. These permits are valid only if the conditions applicable to the permits are met. If the conditions cannot be met, a regional or individual permit will be required. Individual permits are issued following a full public interest review of an individual application for a Department of the Army permit.

Application Forms and Instructions are found at:

<http://www.mvm.usace.army.mil/regulatory/information/instructions.htm>

TENNESSEE VALLEY AUTHORITY:

Section 26a regulation (18 C.F.R., part 1304) applies to both the location of construction projects and the types of activities carried out. The regulations apply to anything built across, along, or in the Tennessee River or any of its tributaries. A tributary is any watercourse whose contents, if not obstructed, diverted, or consumed, will ultimately flow into the Tennessee River. TVA's jurisdiction thus extends to the limits of the Tennessee River watershed. Along regulated rivers (tail waters) and TVA reservoirs, that jurisdiction applies to the limits of the 500-year floodplain or to the upper limits of TVA flowage rights, whichever is higher. Along off-reservoir, unregulated streams and rivers, jurisdiction is typically applied to the limits of the 100-year floodplain.

With regard to the range of construction and development activities along the shoreline, Section 26a regulation is limited to plans for the construction of obstructions affecting navigation, flood control, or public lands. An obstruction is "any man-made physical condition that during its continuance after completion, impounds, checks, hinders, restricts, retards, diverts, or otherwise interferes with the movement of water or of objects on or in the water."

TVA 26a Shoreline Construction Permit information:

<http://www.tva.gov/river/26apermits/howto.htm#fees>

TVA WATERSHED TEAMS:

Kentucky Watershed Team

Beech River Project, Kentucky, and Lower Duck

2835-A East Wood Street, WTB 1A-PAT

Paris, TN 38242-5948

731-641-2000

Pickwick-Wheeler Watershed Team

Bear Creek, Cedar Creek, Duck, Elk, Little Bear Creek, Pickwick, Upper Bear Creek, Wheeler, and Wilson

P.O. Box 1010, SB 1H-M

Muscle Shoals, AL 35662-1010

256-386-2560

Guntersville-Tims Ford Watershed Team
Guntersville, Normandy, and Tims Ford
3696 Alabama Highway 69, CAB 1A-GVA
Guntersville, Alabama 35976-7196
256-571-4280

Chickamauga-Hiwassee Watershed Team
Chickamauga and Nickajack
1101 Market St., PSC 1E-C
Chattanooga, TN 37402-2801
423-876-6706

Appalachia, Blue Ridge, Chatuge, Hiwassee, Nottely, and the Ocoees
4800 US Highway 64 West, Suite 102
Murphy, NC 28906
828-837-4520

Watts Bar-Clinch Watershed Team
Clinch, Great Falls, Melton Hill, Norris, Powell, and Watts Bar
260 Interchange Park Dr., LCB 1A-LCT
Lenoir City, TN 37772-5664
865-632-1320

Holston-Cherokee-Douglas Watershed Team
Cherokee, Douglas, Nolichucky, and French Broad
3726 E. Morris Boulevard, MOC 1A-MOT
Morristown, TN 37813-1270
423-585-2120

Holston-Cherokee-Douglas Watershed Team (continued)
Boone, Bristol Project, Fort Patrick Henry, South Holston, Watauga, and Wilbur
106 Tri-Cities Business Park Drive, WTR 1A-GRT
Gray, Tennessee 37615
423-467-3800

Little Tennessee Watershed Team
Fontana, Fort Loudoun, Tellico, and Little Tennessee
260 Interchange Park Dr., LCB 1A-LCT
Lenoir City, TN 37772-5664
865-632-1300