STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
JOHNSON CITY ENVIRONMENTAL FIELD OFFICE
DIVISION OF WATER RESOURCES
2305 SILVERDALE ROAD
JOHNSON CITY, TN 37601

April 11, 2017

Mr. Ernie Napier
VP Technical Services
Atmos Energy Corporation
e-copy: ernie.napier@atmosenergy.com
810 Crescent Centre Drive
Suite 600
Franklin, TN 37067

Subject: **General Permit for Utility Line Crossings**
Aquatic Resource Alteration Permit (ARAP) NR1706.013
Bristol Propane System Gas Line
Atmos Energy Corporation
Bristol, Sullivan County, Tennessee

Dear Mr. Napier:

We have reviewed your application for the proposed gas line crossing. Pursuant to the *Tennessee Water Quality Control Act of 1977* (T.C.A. § 69-3-101 et seq.) and supporting regulations the Division of Water Resources is required to determine whether the activity described in the attached notice of coverage will violate applicable water quality standards. This permit may also serve as a federal §401 water quality certification (pursuant to 40 C.F.R. §121.2).

This activity is governed by the *General Permit for Utility Line Crossings*. The work must be accomplished in conformance with accepted plans and information submitted in support of application NR1706.013 and the limitations and conditions set forth in the *General Permit for Utility Line Crossings* (enclosed). It is the responsibility of the permittee to ensure that all contractors involved with this project have read and understand the permit conditions before the project begins.

Please note that no blasting will be permitted in the excavation of trenches that parallel or lie within 50 feet of a stream or wetland, including all stream crossings. Excavation and fill activities shall be separated from flowing waters and all contours must be returned to pre-project conditions. All disturbed areas must be revegetated or otherwise stabilized upon completion of construction.

Annual Maintenance and Coverage Termination

Permittees will be assessed an annual maintenance fee of $350 for coverages that exceed one year. Please note that this maintenance fee does not grant the right to extend coverage past the expiration date of the General Permit itself.

Permittees may terminate coverage prior to the expiration date by submitting a completed notice of termination form (NOT), which is available on the division's webpage at http://tdec.tn.gov/etdec/DownloadFile.aspx?row_id=CN-1450. A complete NOT should include

photodocumentation of the finished project area. The division will notify the permittee that either the NOT was received and accepted, or that the permit coverage is not eligible for termination (due to existing deficiencies) and has not been terminated.

We appreciate your attention to the terms and conditions of this general permit for aquatic resource alteration. If you have any questions, please contact Mr. Tyler McClelland at (423) 854-5422 or by e-mail at *Tyler.McClelland@tn.gov*.

Sincerely,

Chris Rhodes
Environmental Program Manager

Encl: NOC and copy of general permit
CC: Johnson City EFO Permit File

STATE OF TENNESSEE

NOTICE OF COVERAGE

Under the Aquatic Resource Alteration

General Permit for Utility Line Crossings

Tennessee Department of Environment and Conservation
Division of Water Resources
William R. Snodgrass Tennessee Tower
312 Rosa L. Parks Avenue, 11th Floor
Nashville TN 37243

ARAP - NR1706.013

Under authority of the Tennessee Water Quality Control Act of 1977 (TWQCA, T.C.A. 69-3-101 et seq.) the Division of Water Resources has determined the activity described below would not violate applicable water quality standards.

This activity is governed by the *General Permit* for *Utility Line Crossings* issued pursuant to the TWQCA. The work must be accomplished in conformance with accepted plans, specifications, data and other information submitted in support of application NR1706.013 and the terms and conditions set forth in the above referenced general permit.

PERMITTEE: Atmos Energy Corporation

AUTHORIZED WORK: gas line crossing

LOCATION: White Top Rd., SR 394, Bristol, TN, Sullivan County

Latitude: 36.5079 Longitude: -82.2109

WATERBODY NAME: Whitetop Creek

EFFECTIVE DATE: 11-APR-17 **EXPIRATION DATE:** 10-APR-18

This does not preclude requirements of other federal, state or local laws. In particular, work shall not commence until the applicant has received the federal §404 permit from the U. S. Army Corps of Engineers, a §26a permit from the Tennessee Valley Authority or authorization under a Tennessee NPDES Storm Water Construction Permit where necessary. This permit may also serve as a federal §401 water quality certification (pursuant to 33 U.S.C. §1341) since the planned activity was reviewed and the division has reasonable assurance that the activity will be conducted in a manner that will not violate applicable water quality standards (T.C.A. § 69-3-101 et seq. or of § § 301, 302, 303, 306 or 307 of *The Clean Water Act*).

The state of Tennessee may modify, suspend or revoke this authorization should the state determine that the activity results in more than an insignificant degradation of applicable water quality standards or violation of the TWQCA. Failure to comply with permit terms may result in penalties in accordance with T.C.A. §69-3-115.