STATE OF TENNESSEE

NPDES PERMIT

Tracking Number TNR240622

NOTICE OF COVERAGE UNDER THE GENERAL NPDES PERMIT FOR STORMWATER DISCHARGES ASSOCIATED WITH CONSTRUCTION ACTIVITY (CGP)

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

Under authority of the Tennessee Water Quality Control Act of 1977 (T.C.A. 69-3-101 et seq.) and the delegation of authority from the United States Environmental Protection Agency under the Federal Water Pollution Control Act, as amended by the Clean Water Act of 1977 (33 U.S.C. 1251, et seq.):

Name of the Construction Project:	**Atomic Resource Recovery C&D Recycling Facility (2.61 acres)**
Master Tracking Number at the Site:	**TNR240622**
Permittee Name:	**14th Avenue North, LLC**
Contractor(s):	**no contractor**
is authorized to discharge:	storm water associated with construction activity
from site located at:	**804 14th Avenue North and 806 16th Avenue North, Davidson County**
to receiving waters named:	**Cheatham reservoir (unnamed tributary to Cumberland River)**

in accordance with effluent limitations, monitoring requirements and other conditions set forth herein.

Likely presence of threatened or endangered species in one mile radius: **YES**
Likely presence of threatened or endangered species downstream: **YES**

Additional pollution prevention requirements apply for discharges into waters which TDEC identifies as:

- **Exceptional Tennessee Waters: NO**

Your coverage under the CGP shall become effective on **April 12, 2016**, and shall be terminated upon receipt of Notice of Termination.

A copy of the CGP can be obtained from
http://www.tn.gov/environment/article/permit-npdes-stormwater-construction-permit

STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF WATER RESOURCES
Nashville Environmental Field Office
711 R.S. Gass Boulevard
Nashville, TN 37216
Phone 615-687-7000 Statewide 1-888-891-8332 Fax 615-687-7078

April 12, 2016

Mr. Kyle Lewis
C.O.O.
14th Avenue North, LLC
e-copy: klewis@atomicrecycling.com
807 Broadway Street NE
Minneapolis, MN 55413

Subject: **NPDES Construction General Permit Tracking No. TNR240622**
Master Tracking Number: TNR240622
Atomic Resource Recovery C&D Recycling Facility
14th Avenue North, LLC
Nashville, Davidson County, Tennessee

Dear Mr. Lewis:

You recently submitted a Notice of Intent (NOI) form as part of an application package to obtain coverage under a General NPDES Permit for Storm Water Discharges Associated with Construction Activity. The Division of Water Resources (the division) acknowledges receipt of the most recent version of the application for the above referenced project on March 17, 2016. After review, the application was deemed to be complete on April 11, 2016. Enclosed is the Notice of Coverage (NOC) form which shows the site name and location, receiving stream, effective date of coverage, etc.

Contractor Information

You have not identified a contractor on the NOI. You must identify a primary contractor, or contractor otherwise responsible for sediment and erosion controls on the construction site, and submit a revised NOI to this office prior to beginning earth clearing operations onsite. When submitting the NOI, please include the above referenced permit tracking number.

Storm Water Pollution Prevention Plan (SWPPP)

You have submitted a Storm Water Pollution Prevention Plan (SWPPP) as required by Part 1.4.2 of the CGP. Please note that the division has not performed an engineering review of the SWPPP and does not certify whether the SWPPP adequately provides for the pollution prevention requirements at the site as described in the general permit. The division acknowledges that you have submitted a SWPPP that appears to include the required components of a SWPPP. It is the responsibility of all site operators to design, implement, and maintain measures that are sufficient to prevent pollution at the referenced site, and to remain in compliance with the terms and conditions of the general permit.

Threatened and Endangered Species

The receiving stream for a construction site for which the NOI was submitted has federal or state listed threatened and endangered species in the area, or downstream of your project. Storm water discharges and storm water discharge-related activities that are not protective of legally protected listed or proposed threatened or endangered aquatic fauna in the receiving stream; or discharges or activities that would result in a 'take' of a federally listed endangered or threatened fish or wildlife species are not authorized by the general permit. If the division finds that storm water discharges or storm water related activities are likely to result in any of the above effects, the division will deny the coverage under this general permit unless and until project plans are changed to protect the listed species. In addition, discharges from your construction site that result in harm to such species may incur additional fines and penalties from the US Fish and Wildlife Service and/or the Tennessee Wildlife Resources Agency.

Annual Maintenance and Coverage Termination

Effective July 1, 2014, permit fees for the CGP have been revised. In addition to new application fee amounts, annual maintenance fees are now required for projects that exceed one year of coverage. Permittees wishing to terminate coverage must submit a completed notice of termination (NOT) form, which is available on the division's construction stormwater webpage at http://tdec.tn.gov/etdec/DownloadFile.aspx?row_id=CN-1175.

The division will review the NOT for completeness and accuracy and, when necessary, investigate the site for which the NOT was submitted. The division will notify the applicant that either the NOT form was received and accepted, or that the permit coverage is not eligible for termination and has not been terminated. If applicable, the notification will include a summary of existing deficiencies.

We appreciate your attention to the general construction storm water permit and its requirements. A copy of the CGP can be obtained from http://www.tn.gov/environment/article/permit-water-npdes-stormwater-construction-permit. We believe this does make a difference to the quality of state waters. If you have any questions, please contact Ms. Leanna LIttler at (615) 687-7024 or by e-mail at *Leanna.Littler@tn.gov*.

Sincerely,

Ann Morbitt
Environmental Program Manager

cc: DWR, Nashville EFO Permit File
Mr. Michael Hunt, NPDES Program MgrMetro Water Services Stormwater Division, michael.hunt@nashville.gov
Mr. Adam Seger, Dale & Associates, adam@daleandassociates.net