



PUBLIC NOTICE

File Number:
TND0001200

Notice Date:
24 Jan. 2012

Expiration Date:
23 Feb. 2012

Pursuant to Chapter 1200-4-7 of the Department's rules, the proposed activity described below has been submitted for approval under an Aquatic Resource Alteration Permit (this also includes §401 Water Quality Certifications). This notice is intended to inform interested parties of this permit application and to ask for comments and information necessary to determine possible impacts to water quality. No decision has been made whether to issue or deny this application.

APPLICANT: Rau-Wood Retreat Center
Baxter Overton
8687 Old Harding Rd.
Nashville, TN 37221
615-833-5669

LOCATION: 8687 Old Harding Rd., Rau-Wood Retreat Center, South Harpeth River in Davidson County.

PROJECT DESCRIPTION / PURPOSE: The applicant is requesting a §401 water quality certification that would authorize in-stream commercial gravel mining. Gravel mining would be done as needed for road repair and maintenance on the retreat property only, and not for resale. A maximum of 750 cubic yards would be mined in the first year. A maximum of 250 cubic yards per year would be mined in subsequent years. The applicant proposes to leave a berm of 6 to 8 ft. between the excavation and the water edge with no excavation below the water level. The proposed site is a specific gravel bar located at the following coordinates: N 36.0127, W -87.0214

DEGRADATION: In accordance with the Tennessee Antidegradation Statement (Rule 1200-4-3-.06), the division has determined that the proposed activities will result in degradation to water quality.

WATERSHED DESCRIPTION: The Harpeth River Watershed, designated the Hydrologic Unit Code 05130204 by the USGS, is approximately 863 square miles and drains to the Cumberland River. The mouth of the Harpeth River is at Cumberland River (Cheatham Lake) mile 152.9.

Stream Name / ID #: South Harpeth River / TN05130204010_1000
Ecoregion: Western Highland Rim (71f)

Designated Use	Use Support
fish and aquatic life	fully supporting
recreation	fully supporting
irrigation	fully supporting
livestock watering & wildlife	fully supporting

PERMIT COORDINATOR: Greg Clement

FACTORS CONSIDERED: In deciding whether to issue or deny a permit, the department will consider all comments of record and the requirements of applicable federal and state laws. In making this decision, a determination will be made regarding the lost value of the resource compared to the value of any proposed mitigation. The department shall consider practicable alternatives to the alteration. The department shall also consider loss of waters or habitat, diminishment in biological diversity, cumulative or secondary impacts to the water resource, and adverse impact to unique, high quality, or impaired waters.

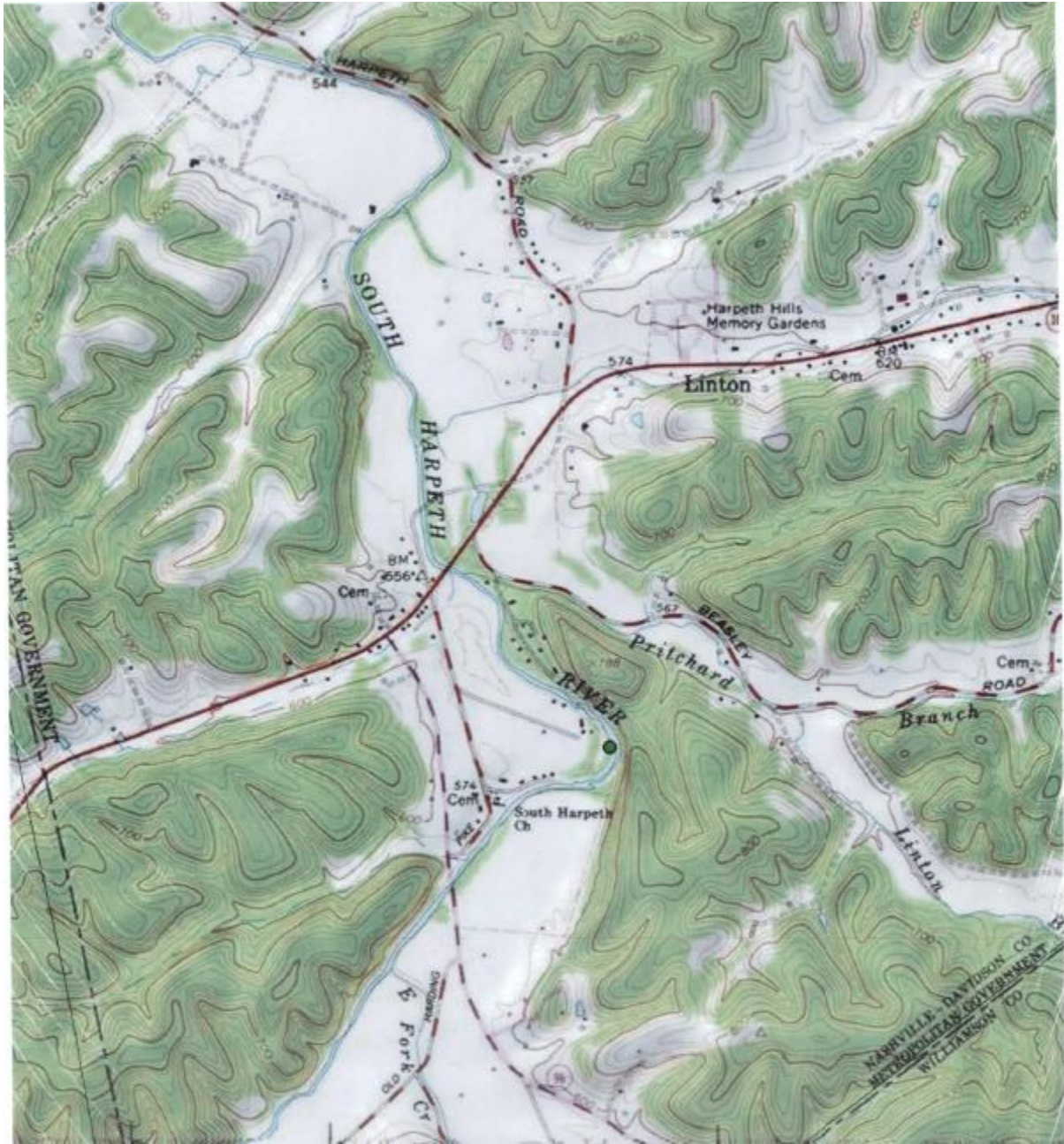
COMMENTING: Persons wishing to comment on the proposal are invited to submit written comments to the department. Written comments must be received within **thirty days of the date that this notice is posted**. Comments will become part of the record and will be considered in the final decision. The applicant's name and permit number should be referenced. Send all written comments to the department's address listed below and to the attention of the permit coordinator.

PUBLIC HEARING: Interested persons may request in writing that the department hold a public hearing on this application. The request must be filed within the comment period, indicate the interest of the person requesting it, the reasons that the hearing is warranted, and the water quality issues being raised. When there is sufficient public interest in water quality issues, the department will hold a public hearing. Send all public hearing request to the department's address listed below and to the attention of the permit coordinator.

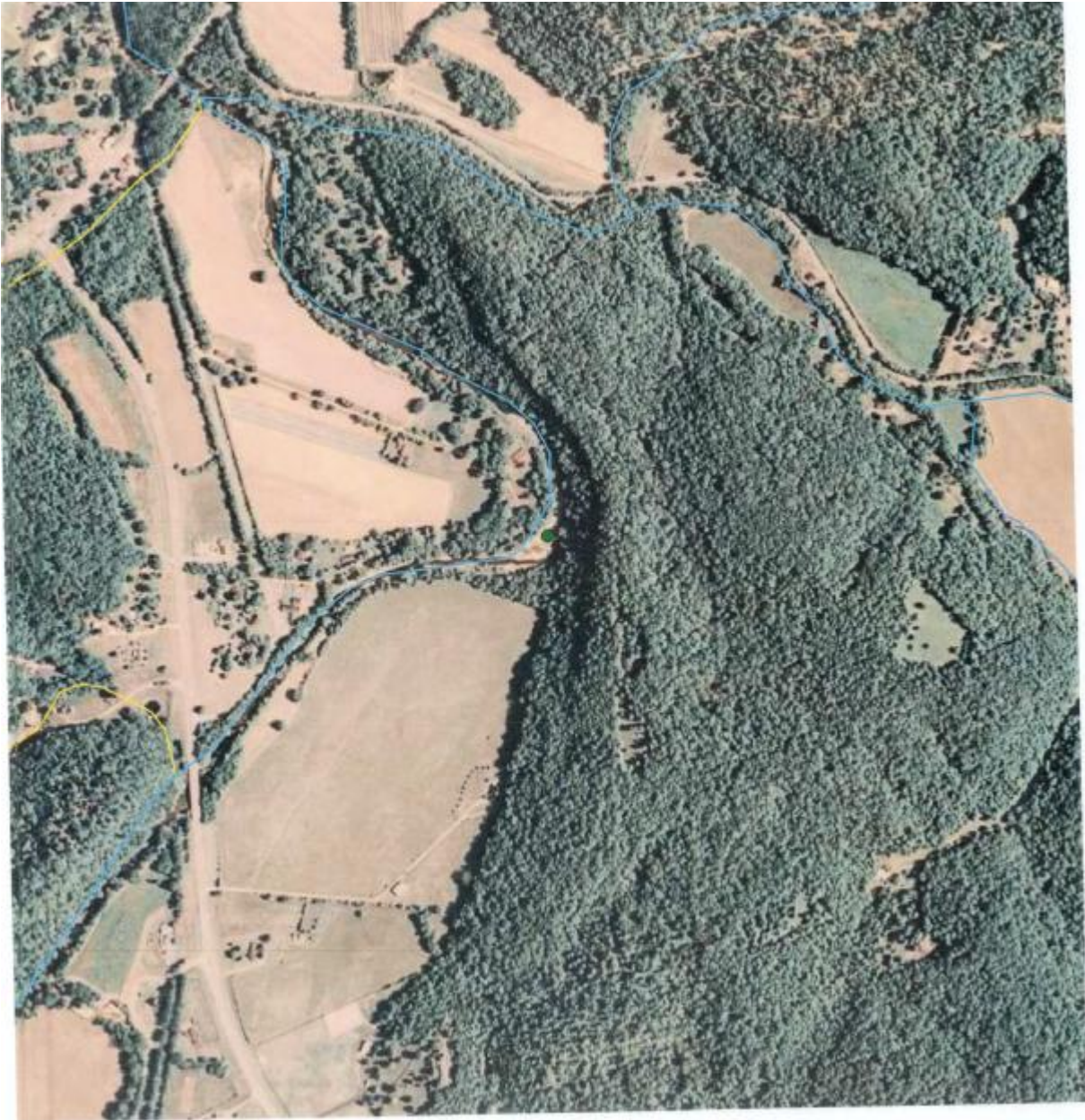
APPEAL: A petition for permit appeal may be filed, pursuant to T.C.A. §69-3-105 by the permit applicant or by any aggrieved person who participated in the public comment period whose appeal is based upon any of the issues that were provided to the commissioner in writing during the public comment period or in testimony at a formal public hearing on the permit application. Any petition for permit appeal shall be filed with the board within thirty (30) days after public notice of the commissioner's decision to issue or deny the permit. Such petition must state in numbered paragraphs the basis of the appeal as required by the Administrative Procedures Act and promulgated regulations. The petition must be prepared on 8W' x 11" paper, addressed to the Water Quality Control Board and filed in duplicate at the address listed below. Any hearing would be in accordance with T.C.A. §§69-3-110 and 4-5-301 et seq.

FILE REVIEW: The permit application, supporting documentation including detailed plans and maps, and related comments are available at the department's address (listed below) for review and/or copying.

Tennessee Department of Environment & Conservation
Division of Water Pollution Control, Natural Resources Section
7th Floor L & C Annex
401 Church Street
Nashville, TN 37243



Location of proposed alteration



Location of proposed alteration



Upstream view of gravel bar



Downstream view of gravel bar