

TENNESSEE BOARD OF WATER QUALITY, OIL, AND GAS
William R. Snodgrass Tennessee Tower
312 Rosa L Parks Ave. Nashville Room
NASHVILLE, TENNESSEE

Summary of Action on Agenda Items of the
April 19th, 2022
Meeting of the Tennessee Board of Water Quality, Oil and Gas

Members Present at TN Tower:

Elaine Boyd, Dodd Galbreath,
Judy Manners, John McClurkan, Frank McGinley,
Neal Whitten, Gary Bible, James Cameron, Kevin Davis,
Terry Wimberley

Members Present Virtually:

Charlie Johnson, Brent Galloway

Absent: N/A

Chair: James Cameron

Technical Secretary: Jennifer Dodd

This meeting was recorded in full and is available on the Tennessee Water Quality, Oil & Gas Board website and by request.

- The meeting began with a roll call of the Board Members present.
 - o 11 members were present at start. (Mr. Galbreath arrived soon after the meeting began, making attendance 12 present)
 - Quorum established
- Chairman Cameron welcomed the Board members and entertained a motion to approve the previous meetings minutes.
 - o Mr. Davis motioned to approve the minutes from October 2021.
 - o Seconded by Mr. Bible
 - **Voice Vote**
 - **Passed**

Comments from the public

- No in-person comments. All commenters were virtual via WebEx.
- Sarah Houston from Protect our Aquifer made a comment.
 - Ms. Houston discussed the new Ford plant and the expansion expected in the area. The concern is the new septic systems and contamination of drinking water, asking Board to remind TDEC and developers to use centralized sewer systems, composting systems, to ensure the aquifer's continued quality is not jeopardized.
 - Ms. Houston also asked for regular reports on how remediation funds are spent it can be tracked how water quality improvement is moving along.
- Axel Ringe from the Sierra Club made a comment.
 - Mr. Ringe discussed the problems human growth has in relation to water.

-Mr. Ringe discussed TNH20 and asked what steps have been taken to address the report that was filed.

-Ms. Boyd and Ms. Dodd responded to Mr. Ringe's comments about TNH20

-Pitts Hinson made a comment about the Sandy Hook 5 arch bridge demolition and the ARAP general permit for construction or removal of minor road crossings. His group feels that this should be an individual permit instead of a general permit(GP).

-Mr. Hinson made specific mention that he believes this demolition will require blasting, there are endangered species in the area, that proper notification was not done, and TDOT has not obtained a 404 permit from the US Corps of Engineers. He reiterates that this should be an individual permit.

-Jim Redwine from Harpeth River Conservancy made a comment about nutrient pollution.

-Ms. Manners thanked Mr. Redwine for his comment and support of the Dept. of Health's harmful algal bloom reporting.

-Dennis Gregg from the Obed Watershed Community Association made a comment about the dollars that will be spent in the American Rescue Package.

OGC Presentation – Stephanie Durman

- Ms. Durman introduced the new OGC contacts Sara Page and Mary Katherine Bratton.
- Rules Update: NPDES Rule Chapters 400-40-05, 400-40-10, and 400-40-06 were sent to Secretary of State and scheduled to go into effect May 15th.
- Triennial Review will happen later this year.
- Case Update: October 2021 – March 2022
 - Issued 26 new enforcement orders. 4 for drinking water, 22 for NPDES or ARAP violations.
 - 5 have been appealed, 13 have become final, the rest between served and final.
 - 3 new permit appeals, filed by permittees. 2 for permit denials.
 - Only 1 contested case hearing.
 - 3 118(a) complaints.
- Ms. Durman mentioned the Rogers Group appeal, setting up the date for October 18th, the Board's scheduled meeting.
- Mr. Galbreath asked Ms. Durman about the draft language of the MS4 permit, and the proposed language concerning roof runoff. Ms. Durman along with Ms. Dodd answered.

Presentation by Seth McCormick – Compliance and enforcement update on state review framework and significant noncompliance.

DWR Updates – Jennifer Dodd, Director, Division of Water Resources

- Fleming Training Center is now under DWR, and the new manager is John Lawrence
- ARP Non-Competitive Grant Review will open on in the next few weeks.

-Mr. Whitten asked Ms. Dodd about the process the TMSP permit update.

No old business to report.

Motion to adjourn from Mr. Galbreath.

Voice vote.

- **Adjourned.**

SUBMITTED

Paula Mitchell

Paula Mitchell
Technical Secretary

10/18/22

Date

APPROVED BY THE TENNESSEE BOARD OF WATER QUALITY, OIL AND GAS

James W. Cameron

James W. Cameron, Chair
Tennessee Board of Water Quality, Oil and Gas

10/18/22

Date