

NOTICE OF INTENT TO MODIFY A HAZARDOUS WASTE PERMIT FOR BEFESA ZINC US

The Tennessee Department of Environment and Conservation (TDEC) Division of Solid Waste Management (DSWM) proposes to modify Hazardous Waste Management Permit TNHW-177 as requested by Befesa Zinc US (Befesa). Befesa (EPA ID TND982144099), is located in Roane County at 199 Truck Route, Rockwood, TN 37856. TDEC invites the public to submit comments on this proposal during a 45-day comment period ending on **Monday, May 1, 2023**.

The Class 3 Modification will add three additional rail tracks and increase storage capacity in the railcar storage area from a maximum of 38 railcars to 110 railcars, for a total storage capacity of 21,346 cubic yards from the current 7,372 cubic yards. Changes to the site Integrated Contingency Plan, Container Management Plan, and Closure Plan have been updated to reflect changes within the permit as part of this modification.

The permit is proposed to be modified under the authority of the Tennessee Hazardous Waste Management Act of 1977, as amended, Tennessee Code Annotated, Section 68-212-101 et seq., and Rule Chapter 0400-12-01, Hazardous Waste Management. In accordance with Rule 0400-12-01-.07(9)(c)5.(iii)(VII) and -.07(7)(e), DSWM is providing a 45-day comment period beginning on the date of this publication.

A public hearing will be held on Monday, April 17, 2023, at the Rockwood Community Center located at 710 N Chamberlain Avenue, Rockwood, TN 37854, as well as via video teleconference. Information on how to join online is provided below. From 5:30 to 6:00 p.m. EDT, an informational session will be held. The public may inspect and discuss the permit modification application and the draft permit modification with the DSWM and with representatives of the applicant. There will also be an opportunity for comments to be recorded or written and submitted during this time. The formal hearing will begin at 6:00 p.m. First, DSWM will explain its tentative decision to issue the permit modification. Then the applicant's representative will describe the proposed facility modification. DSWM will then receive oral comments on the draft permit from the public.

Those who wish to join the public hearing virtually can do so by using the following link: tn.gov/environment/notices/befesa-class-3/hearing. Information regarding how to join by computer will be posted to this website at least 3 days prior to the public hearing. Online participants will be able to view all content that will be shared.

Electronic copies of the draft modification and application are available online at tn.gov/environment/notices/befesa-class-3 and at the DSWM Central Office on the 14th Floor of the Tennessee Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243 (615-532-0780). These materials are also available at the TDEC Knoxville Environmental Field Office, 3711 Middlebrook Pike, Knoxville, TN 37921 (865-594-6035).

To comment on the proposal, contact Beverly Philpot in DSWM's Central Office at the TN Tower, 312 Rosa L. Parks Avenue, 14th Floor, Nashville, TN 37243 (615-795-1188), email Beverly.Philpot@tn.gov, or fax 615-532-0938. **Comments must be received by 4:30 p.m. CDT, Monday, May 1, 2023, to ensure consideration.**

After considering all comments, DSWM will make a final decision to either issue or deny the permit modification. Notice will be given to the applicant and to each person who has submitted written comments or requested notice of the final decision. At the time of the final decision, a Response to Comment document addressing all significant input received on the proposed modification will be made available to the public. The final decision shall become effective upon signing by the Director of DSWM.

TDEC is an Equal Employment Opportunity/Affirmative Action (EEO/AA) employer. TDEC does not unlawfully discriminate on any basis prohibited by applicable law in any of its programs, services, or activities.

EEO/AA/ADAAA inquiries or complaints may be directed to the ADAAA Coordinator, TDEC HR Division, at 615-532-0200. Hearing-impaired callers may use the Tennessee Relay Service (800-848-0298).

If it is hard for you to read, speak, or understand English, TDEC may be able to provide translation or interpretation services free of charge. Please contact Janelle Starke at 615-906-2950 for more information.

If you would like to receive notices like this directly, contact the DSWM's Central Office for a Mailing List Request Form. Email Solid.Waste@tn.gov or call 615-532-0780.

NOTICE ISSUED: March 17, 2023