

APPENDICES



APPENDIX A
Agency Letters, Agency Responses, and Public Scoping Comments





United States Department of Interior

Great Smoky Mountains National Park
107 Park Headquarters Road
Gatlinburg, TN 37738

REPLY REFER TO:

Great Smoky Mountains Institute at Tremont DCP/EA

September 28, 2006

Name and Address Here

Subject: Great Smoky Mountains Institute at Tremont Development Concept
Plan/Environmental Assessment

Dear xxxx:

The Great Smoky Mountains National Park is preparing a Development Concept Plan/Environmental Assessment (DCP/EA) to evaluate existing facilities as they relate to meeting current program needs and to develop conceptual designs for alternative facilities that will better support the Great Smoky Mountains Institute at Tremont (GSMIT) program. It is anticipated that alternatives could include new construction, rehabilitation and/or a combination of both within the existing 10 acre site.

GSMIT is a residential educational institution that is located within the boundaries of the Great Smoky Mountains National Park (see attached Location Map). Tremont is currently housed at a former U.S. Department of Labor Job Corps site constructed in the early 1960s. The current facilities and developed grounds do not meet the projected program needs or sustainable design concepts for a residential education facility located within a national park. Most of the facilities at Tremont are also antiquated and deteriorating, and do not allow the Institute to effectively achieve its overall goals of sustainability and education. Sustainable design principals serve as one of the major foundations of the educational resources for Tremont students and the surrounding community.

A DCP/EA is being prepared to meet the requirements of the National Environmental Policy Act. The National Park Service is conducting public scoping for this DCP/EA to ensure input from all interested stakeholders. As part of the scoping process, the National Park Service would like to know any issues or concerns your organization might have regarding the proposed improvements at the Great Smoky Mountains Institute at Tremont. We will incorporate your comments into the DCP/EA as required. If you have any questions regarding this project, please contact Ben Dieterle at 865-436-1238.

Great Smoky Mountains National Park
Institute at Tremont
Draft DCP/EA



Thank you very much for responding to this request. Please send your comments to the following address:

Dale A. Ditmanson, Superintendent
Great Smoky Mountains National Park
107 Park Headquarters Road
Gatlinburg, TN 37738
Phone: 865-436-1238
E-mail: GRSM_Tremont_Comments@nps.gov

Sincerely,

Dale A. Ditmanson
Superintendent

Enclosures

c: Steven M. Wright w/ encl., NPS SERO
Steven Bach, Ph.D., Parsons
John C. Martin, A.I.C.P., Parsons





October 26, 2006

TENNESSEE HISTORICAL COMMISSION
 DEPARTMENT OF ENVIRONMENT AND CONSERVATION
 2941 LEBANON ROAD
 NASHVILLE, TN 37243-0442
 (615) 532-1550

Mr. Dale A. Ditmanson
 Great Smoky Mountains National Park
 107 Park Headquarters Road
 Gatlinburg, Tennessee, 37738

RE: NPS, GSMTI TREMENT IMPROVEMENTS, UNINCORPORATED, SEVIER COUNTY

Dear Mr. Ditmanson:

In response to your request, received on Monday, October 23, 2006, we have reviewed the documents you submitted regarding your proposed undertaking. Our review of and comment on your proposed undertaking are among the requirements of Section 106 of the National Historic Preservation Act. This Act requires federal agencies or applicant for federal assistance to consult with the appropriate State Historic Preservation Office before they carry out their proposed undertakings. The Advisory Council on Historic Preservation has codified procedures for carrying out Section 106 review in 36 CFR 800. You may wish to familiarize yourself with these procedures (Federal Register, December 12, 2000, pages 77698-77739) if you are unsure about the Section 106 process.

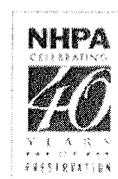
After considering the documents you submitted, we determine that **THERE ARE NO NATIONAL REGISTER OF HISTORIC PLACES LISTED OR ELIGIBLE PROPERTIES AFFECTED BY THIS UNDERTAKING.** We have made this determination either because of the specific location, scope and/or nature of your undertaking, and/or because of the size of the area of potential effect; or because no listed or eligible properties exist in the area of potential effect; or because the undertaking will not alter any characteristics of an identified eligible or listed property that qualify the property for listing in the National Register or alter such property's location, setting or use. Therefore, we have no objections to your proceeding with your undertaking.

If you are applying for federal funds, license or permit, you should submit this letter as evidence of consultation under Section 106 to the appropriate federal agency, which, in turn, should contact us as required by 36 CFR 800. If you represent a federal agency, you should submit a formal determination of eligibility and effect to us for comment. You may find additional information concerning the Section 106 process and the Tennessee SHPO's documentation requirements at www.state.tn.us/environment/hist/sect106.shtm. You may direct questions or comments to Joe Garrison (615) 532-1550-103. This office appreciates your cooperation.

Sincerely,

Herbert L. Harper
 Executive Director and
 Deputy State Historic
 Preservation Officer

HLH/jyg





TENNESSEE HISTORICAL COMMISSION
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
2941 LEBANON ROAD
NASHVILLE, TN 37243-0442
(615) 532-1550

August 6, 2007

Mr. Erik Kreusch
National Park Service
Great Smoky Mountains National Park
107 Park Headquarters Road
Gatlinburg, Tennessee 37738

RE: NPS, ARCHAEOLOGICAL ASSESSMENT, GSMNP/TREMONT DEV'T CONCEPT PLAN,
UNINCORPORATED, BLOUNT COUNTY, TN

Dear Mr. Kreusch:

At your request, our office has reviewed the above-referenced archaeological survey and geomorphological report in accordance with regulations codified at 36 CFR 800 (Federal Register, December 12, 2000, 77698-77739). Based on the information provided, we concur that the project area contains no archaeological resources eligible for listing in the National Register of Historic Places.

If project plans are changed or archaeological remains are discovered during construction, please contact this office to determine what further action, if any, will be necessary to comply with Section 106 of the National Historic Preservation Act.

Your cooperation is appreciated.

Sincerely,

E. Patrick McIntyre
Executive Director and
State Historic Preservation Officer

EPM/jmb



APPENDIX B
National Pollutant Discharge Elimination System Permit





STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
401 CHURCH STREET
L & C ANNEX 6TH FLOOR
NASHVILLE TN 37243-1534

August 30, 2002

Mr. Michael Tollefson
Tremont Institute
107 Park Headquarters Road
Gatlinburg, TN 37738

Subject: **NPDES Permit No. TN0022594**
Tremont Institute
Townsend, Sevier County, Tennessee

Dear Mr. Tollefson:

In accordance with the provisions of the Tennessee Water Quality Control Act, Tennessee Code Annotated, Sections 69-3-101 through 69-3-120, the enclosed NPDES Permit is hereby issued by the Division of Water Pollution Control. The continuance and/or reissuance of this NPDES Permit is contingent upon your meeting the conditions and requirements as stated therein.

Please be advised that you have the right to appeal any of the provisions established in this NPDES Permit, in accordance with Tennessee Code Annotated, Section 69-3-110, and the General Regulations of the Tennessee Water Quality Control Board. If you elect to appeal, you should file a petition within thirty (30) days of the receipt of this permit.

If you have questions, please contact the Division of Water Pollution Control at your local Environmental Assistance Center at 1-888-891-TDEC; or, at this office, please contact Mr. Hari Akunuri at (615) 532-0650 or by E-mail at Hari.Akunuri@state.tn.us.

Sincerely,


Saya Ann Qualls, P.E.
Manager, Permit Section
Division of Water Pollution Control

SAQ/HVA
PWAT-5
Enclosure

cc: Division of Water Pollution Control, Permit Section
Division of Water Pollution Control, Environmental Assistance Center - Knoxville





No. TN0022594

Reissuance
Authorization to discharge under the
National Pollutant Discharge Elimination System

Issued By

Tennessee Department of Environment and Conservation
Division of Water Pollution Control
401 Church Street
6th Floor, L & C Annex
Nashville, Tennessee 37243-1534

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.)

Discharger: **Tremont Institute**

is authorized to discharge: treated domestic wastewater

from a facility located: Townsend, Blount County, Tennessee

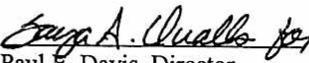
to receiving waters named: The Middle Prong of Little River at mile 2.5

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

This permit shall become effective on: October 01, 2002

This permit shall expire on: August 31, 2007

Issuance date: August 29, 2002


Paul E. Davis, Director
Division of Water Pollution Control
RDAs 2352 and 2366

CN-0759



Great Smoky Mountains National Park
Institute at Tremont
Draft DCP/EA

PART 1

EFFLUENT LIMITATION AND MONITORING REQUIREMENTS

Discharge 001 consists of domestic wastewater from a treatment facility with a design capacity of 0.009 MGD. Discharge 001 shall be limited and monitored by the permittee as specified below.

<u>Effluent Characteristics</u>	<u>Effluent Limitations</u>			<u>Monitoring Requirements</u>			
	Monthly Avg. Conc. mg/l	Weekly Avg. Conc. mg/l	Daily Max. Conc. mg/l	Measurement Frequency	Sample Type	Sampling Point	
BOD5	30	---	45	1/month	grab	effluent	
Suspended Solids	30	---	45	1/month	grab	effluent	
<u>Effluent Characteristics</u>	<u>Effluent Limitations</u>		<u>Monitoring Requirements</u>				
Flow (MGD)	Monthly Average	Report	Daily Min.	Daily Max.	Measurement Frequency	Sample Type	Sampling Point
	200/100 ml (see following paragraphs)	Report	---	1000/100 ml	5/week	instantaneous	effluent
	126/100 ml (see following paragraphs)	Report	---	---	1/month	grab	effluent
Fecal Coliform	200/100 ml (see following paragraphs)	Report	---	1000/100 ml	1/month	grab	effluent
<i>E. coli</i>	126/100 ml (see following paragraphs)	Report	---	---	1/month	grab	effluent

TN0022594, Page 3



The wastewater discharge must be disinfected to the extent that viable coliform organisms are effectively eliminated. The permittee shall report arithmetic average and maximum values. Non-compliance with established fecal coliform limits shall be reported by the permittee only when the concentration of the fecal coliform group in any individual sample exceeds 1000 per 100 ml or when the average of two or more samples exceeds 200 per 100 ml. Non-compliance with established *E coli* limit shall be reported by the permittee only when the average of two or more samples exceeds 126 per 100 ml. Notwithstanding the above, the Division may monitor or may require that the permittee monitor the discharge more frequently in order to determine compliance with a geometric mean limitation.

There shall be no distinctly visible floating scum, oil or other matter contained in the wastewater discharge.

The wastewater discharge must result in no other materials in concentrations sufficient to be hazardous or otherwise detrimental to humans, livestock, wildlife, plant life, or fish and aquatic life in the receiving stream.

Sludge or any other material removed by any treatment works must be disposed of in a manner which prevents its entrance into or pollution of any surface or subsurface waters.

The wastewater discharge must not cause an objectionable color contrast in the receiving stream.

B. MONITORING PROCEDURES

1. Representative Sampling

Samples and measurements taken in compliance with the monitoring requirements specified above shall be representative of the volume and nature of the monitored discharge, and shall be taken at the following location(s):

nearest accessible point after final treatment but prior to actual discharge to or mixing with the receiving waters.

2. Test Procedures

a. Test procedures for the analysis of pollutants shall conform to regulations published pursuant to Section 304 (h) of the Clean Water Act, as amended, under which such procedures may be required.

b. Unless otherwise noted in the permit, all pollutant parameters shall be determined according to methods prescribed in Title 40, CFR, Part 136, as amended, promulgated pursuant to Section 304 (h) of the Act.

3. Recording of Results

For each measurement or sample taken pursuant to the requirements of this permit, the permittee shall record the following information:



**Attention: Division of Water Pollution Control
Environmental Assistance Center - Knoxville
2700 Middlebrook Pike, Suite 220
Knoxville, TN 37921**

The First Monthly Operation Report (MOR/DMR) is due **November 15, 2002**

Monthly Operation Report must be signed and certified by a responsible corporate officer, as defined at 40 CFR 122.22, or a general partner or proprietor; or a principal municipal executive officer or ranking elected officer, or a duly authorized representative. Such authorization must be submitted in writing and must explain the duties and responsibilities of the authorized representative.

2. Additional Monitoring by Permittee

If the permittee monitors any pollutant at the location(s) designated herein more frequently than required by this permit, using approved analytical methods as specified above, the results of such monitoring shall be included in the calculation and reporting of the values required in the Monthly Operation Report Form (MOR/DMR). Such increased frequency shall also be indicated. The Permittee is also required to perform and report influent and operation tests in accordance with the schedule listed on the Monthly Operation Report/Schedule for Analysis for Package Sewage Treatment Facilities or as developed by the design engineer.

3. Falsifying Reports

Knowingly making any false statement on any report required by this permit may result in the imposition of criminal penalties as provided for in Section 309 of the Federal Water Pollution Control Act, as amended, and in Section 69-3-115 of the Tennessee Water Quality Control Act.

E. SCHEDULE OF COMPLIANCE

Full operational level shall be attained from the effective date of this permit.

PART II

A. GENERAL PROVISIONS

1. Duty to Reapply

The permittee is not authorized to discharge after the expiration date of this permit. In order to receive authorization to discharge beyond the expiration date, the permittee shall submit such information and forms as are required to the Director of Water Pollution Control (the "Director") no later than 180 days prior to the expiration date.

2. Right of Entry

The permittee shall allow the Director, the Regional Administrator of the U.S. Environmental Protection Agency, or their authorized representatives, upon the presentation of credentials:

- a. To enter upon the permittee's premises where an effluent source is located or where records are required to be kept under the terms and conditions of this permit, and at reasonable times to copy these records;



8. Other Information

If the permittee becomes aware that he failed to submit any relevant facts in a permit application, or submitted incorrect information in a permit application or in any report to the Director, then he shall promptly submit such facts or information.

B. CHANGES AFFECTING THE PERMIT**1. Planned Changes**

The permittee shall give notice to the Director as soon as possible of any planned physical alterations or additions to the permitted facility. Notice is required only when:

- a. The alteration or addition to a permitted facility may meet one of the criteria for determining whether a facility is a new source in 40 CFR 122.29(b); or
- b. The alteration or addition could significantly change the nature or increase the quantity of pollutants discharged. This notification applies to pollutants which are subject neither to effluent limitations in the permit, nor to notification requirements under 40 CFR 122.42(a)(1).

2. Permit Modification, Revocation, or Termination

- a. This permit may be modified, revoked and reissued, or terminated for cause as described in 40 CFR 122.62 and 122.64, Federal Register, Volume 49, No. 188 (Wednesday, September 26, 1984), as amended.
- b. The permittee shall furnish to the Director, within a reasonable time, any information which the Director may request to determine whether cause exists for modifying, revoking and reissuing, or terminating this permit, or to determine compliance with this permit. The permittee shall also furnish to the Director, upon request, copies of records required to be kept by this permit.
- c. If any applicable effluent standard or prohibition (including any schedule of compliance specified in such effluent standard or prohibition) is established for any toxic pollutant under Section 307(a) of the Federal Water Pollution Control Act, as amended, the Director shall modify or revoke and reissue the permit to conform to the prohibition or to the effluent standard, providing that the effluent standard is more stringent than the limitation in the permit on the toxic pollutant. The permittee shall comply with these effluent standards or prohibitions within the time provided in the regulations that establish these standards or prohibitions, even if the permit has not yet been modified or revoked and reissued to incorporate the requirement.

3. Change of Ownership

This permit may be transferred to another person by the permittee if:



b. Scheduled Reporting

For instances of noncompliance which are not reported under subparagraph 2.a. above, the permittee shall report the noncompliance on the Discharge Monitoring Report. The report shall contain all information concerning the steps taken, or planned, to reduce, eliminate, and prevent recurrence of the violation and the anticipated time the violation is expected to continue.

3. Overflow

- a. "**Overflow**" means the discharge of wastes from any portion of the collection, transmission, or treatment system other than through permitted outfalls. "Severe property damage" means substantial physical damage to property, damage to the treatment facilities which would cause them to become inoperable, or substantial and permanent loss of natural resources which can reasonably be expected to occur in the absence of an overflow. Severe property damage does not mean economic loss caused by delays in production.
- b. Both sanitary sewer overflows and dry-weather overflows are prohibited unless the following three (3) conditions are met:
 - i. The overflow is unavoidable to prevent loss of life, personal injury, or severe property damage. Overflows caused by a lack of capacity or improper management, operation, or maintenance do not qualify as meeting this condition;
 - ii. There are no feasible alternatives to overflow, such as the construction and use of auxiliary treatment facilities, retention of untreated wastes, or maintenance during normal periods of equipment downtime. This condition is not satisfied if adequate back-up equipment should have been installed in the exercise of reasonable engineering judgment to prevent an overflow which occurred during normal periods of equipment down-time or preventative maintenance;
 - iii. The permittee submits notice of an unanticipated overflow to the Division of Water Pollution Control in the appropriate environmental assistance center within 24 hours of becoming aware of the overflow (if this information is provided orally, a written submission must be provided within five days). When the need for the overflow is foreseeable, prior notification shall be submitted to the Director, if possible, at least ten (10) days before the date of the overflow.
- c. The permittee shall operate the collection system so as to avoid overflows. No new or additional flows shall be added upstream of any point in the collection system, which experiences chronic overflows (greater than 5 events per year) or would otherwise overload any portion of the system. Unless there is specific enforcement action to the contrary, the permittee is relieved of this requirement after: 1) an authorized representative of the Commissioner of the Department of Environment and Conservation has approved an engineering report and construction plans and specifications prepared in accordance with accepted engineering practices for correction of the problem; 2) the correction work is underway; and 3) the cumulative, peak-design, flows potentially added from new connections and line extensions upstream of any chronic bypass



- i. The bypass is unavoidable to prevent loss of life, personal injury, or severe property damage;
- ii. There are not feasible alternatives to bypass, such as the construction and use of auxiliary treatment facilities, retention of untreated wastes, or maintenance during normal periods of equipment downtime. This condition is not satisfied if adequate back-up equipment should have been installed in the exercise of reasonable engineering judgment to prevent a bypass which occurred during normal periods of equipment down-time or preventative maintenance;
- iii. The permittee submits notice of an unanticipated bypass to the Division of Water Pollution Control in the appropriate environmental assistance center within 24 hours of becoming aware of the bypass (if this information is provided orally, a written submission must be provided within five days). When the need for the bypass is foreseeable, prior notification shall be submitted to the Director, if possible, at least ten (10) days before the date of the bypass.
- c. Bypasses not exceeding permit limitations are allowed **only** if the bypass is necessary for essential maintenance to assure efficient operation. All other bypasses are prohibited. Allowable bypasses not exceeding limitations are not subject to the reporting requirements of 6.b.iii, above.

7. Washout

- a. For domestic wastewater plants only, a "washout" shall be defined as loss of Mixed Liquor Suspended Solids (MLSS) of 30.00% or more. This refers to the MLSS in the aeration basin(s) only. This does not include MLSS decrease due to solids wasting to the sludge disposal system. A washout can be caused by improper operation or from peak flows due to infiltration and inflow.
- b. A washout is prohibited. If a washout occurs the permittee must report the incident to the Division of Water Pollution Control in the appropriate Environmental Assistance Center within 24 hours by telephone. A written submission must be provided within five days. The washout must be noted on the discharge monitoring report. Each day of a washout is a separate violation.

D. LIABILITIES

1. Civil and Criminal Liability

Except as provided in permit conditions or "*Bypassing*," "*Overflow*," "*Upset*," "*Diversion*," and "*Treatment Facility Failures*," nothing in this permit shall be construed to relieve the permittee from civil or criminal penalties for noncompliance. Notwithstanding this permit, the permittee shall remain liable for any damages sustained by the State of Tennessee, including but not limited to fish kills and losses of aquatic life and/or wildlife, as a result of the discharge of wastewater to any surface or subsurface waters. Additionally, notwithstanding this Permit, it shall be the responsibility of the permittee to conduct its wastewater treatment and/or discharge activities in a manner such that public or private nuisances or health hazards will not be created.



RATIONALE SHEET

NPDES PERMIT No. TN0022594

Permit Writer: HVA

I. DISCHARGER

NAME: Tremont Institute
 REPRESENTATIVE: Mr. Michael J. Tollefson
 LOCATION: Townsend, County: Sevier PHONE NUMBER: 865-436-1201
 WASTEWATER:
 Discharge number: 001 type: Domestic
 Average design flow: 0.009 MGD
 PRESENT TREATMENT:
 STATUS: Reissuance

II. RECEIVING WATERS

STREAM: The Middle Prong of Little River at mile 2.5
 CLASSIFICATION: Fish and aquatic life, recreation, irrigation, livestock watering and wildlife uses.
 LOW FLOW: 7Q10= 12.7 CFS
 ESTABLISHED FROM: USGS gage station No. 03497200.

III. PREVIOUS PERMIT

ISSUANCE: 8/31/97
 EXPIRATION: 8/31/02

<u>LIMITS: PARAMETERS</u>	<u>MONTHLY AVG. CONC. (mg/L)</u>
BOD ₅	30
Susp. Solids	30
D. O.	1.0
Chlorine	2.0
pH	6.0 - 9.0(standard units)

IV. PROPOSED EFFLUENT LIMITS & RATIONALE

The conditions under which this permit was issued in 1997 have not changed except *E. coli*. The *E. coli* limit is added because of revisions of October 1999 to State Water Quality Rule 1200-4-3-03. The permit will be reissued to expire on August 31, 2007 in order to coordinate its expiration date with other NPDES permits located in the Fort Loudon/Little River Watershed.

V. OTHER REQUIREMENTS & CONDITIONS

- A. GRADE I WASTEWATER SYSTEM CERTIFIED OPERATOR
- B. The permittee is required to install a sign notifying the public of its permitted discharge point.

VI. COMPLIANCE SCHEDULE SUMMARY



RATIONALE SHEET

NPDES PERMIT No. TN0022594

Permit Writer: HVA

I. DISCHARGER

NAME: Tremont Institute
 REPRESENTATIVE: Mr. Michael J. Tollefson
 LOCATION: Townsend, County: Blount, PHONE NUMBER: 865-436-1201
 WASTEWATER:
 Discharge number: 001 type: Domestic
 Average design flow: 0.009 MGD
 PRESENT TREATMENT: Extended aeration
 STATUS: Reissuance

II. RECEIVING WATERS

STREAM: The Middle Prong of Little River at mile 2.5
 CLASSIFICATION: Fish and aquatic life, recreation, irrigation, livestock watering and wildlife uses.
 LOW FLOW: 7Q10= 12.7 CFS
 ESTABLISHED FROM: USGS gage station No. 03497200.

III. PREVIOUS PERMIT

ISSUANCE: 8/31/97
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V. OTHER REQUIREMENTS & CONDITIONS

- A. GRADE I WASTEWATER SYSTEM CERTIFIED OPERATOR
- B. The permittee is required to install a sign notifying the public of its permitted discharge point.

VI. COMPLIANCE SCHEDULE SUMMARY

<u>Section</u>	<u>Description</u>
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REQUIREMENTS FOR MAKING A PERMIT APPEAL

Permit Appeal (Tennessee Department of Conservation, Chapter 1200-4-1.05(6), and T.C.A. Section 69-3-110)

1. Petitions must be made within 30 days of the receipt of the final permit.
2. Petitions shall contain the following:
 - (a) The name, mailing address, and telephone number of the person mailing the request and the names and addresses of all persons he or she represents;
 - (b) A clear and concise statement of each legal of factual matter alleged to be issue; and
 - (c) Specific reference to each permit condition which the petitioner contest. The petitioner may suggest alternate permit terms which would meet the requirements of the Water Quality Control Act; if the petitioner challenges permit conditions which are justified in the fact sheet (or Rationale), the petitioner should indicate how the basis for the permit condition is in error or indicate why an alternate condition is necessary.
3. Petitions should be addressed to the Water Quality Control Board and filed in duplicate at the following address: Mr. Paul E. Davis, Director; Division of Water Pollution Control; Department of Environment and Conservation; 401 Church Street; L & C Annex, Sixth Floor; Nashville, Tennessee 37243-1534.
4. The appeal of a permit or a permit condition has the effect of staying the contested provisions. Therefore, if a permit is being reissued, the permittee will be considered to be authorized under the terms of the old permit and/or any unappealed terms of the reissued permit. If it is a new permit, the applicant will be considered to be without a permit for the activity until final agency action.

E8060092-D4WPC1

