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File Date: 2/24/15

# Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

<b>Agency/Board/Commission:</b>	Environment and Conservation
<b>Division:</b>	Remediation
<b>Contact Person:</b>	Robert L. Powell
<b>Address:</b>	William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue, 14 <sup>th</sup> Floor Nashville, Tennessee 37243
<b>Phone:</b>	(615) 532-0916
<b>Email:</b>	<a href="mailto:Robert.Powell@tn.gov">Robert.Powell@tn.gov</a>

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

<b>ADA Contact:</b>	ADA Coordinator
<b>Address:</b>	William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue, 2 <sup>nd</sup> Floor Nashville, Tennessee 37243
<b>Phone:</b>	1-866-253-5827 (toll free) or 615-532-0200 Hearing impaired callers may use the TN Relay Service 1-800-848-0298
<b>Email:</b>	<a href="mailto:Beverly.Evans@tn.gov">Beverly.Evans@tn.gov</a>

**Hearing Location(s)** (for additional locations, copy and paste table)

Address 1:	Main Conference Room Memphis Environmental Field Office		
Address 2:	8383 Wolf Lake Drive		
City:	Bartlett, TN		
Zip:	38133-4119		
Hearing Date :	04/17/15		
Hearing Time:	10:00 a.m.	<input checked="" type="checkbox"/> CST/CDT	<input type="checkbox"/> EST/EDT

**Additional Hearing Information:**

The Galloway Pits site is an approximate 10-acre site located in Galloway, Fayette County, Tennessee. The Galloway Pits site was extensively mined for sand and gravel in the past, which resulted in a landscape dotted with water-filled pits, some up to 50 feet deep. After mining operations ceased, unauthorized dumping of municipal and industrial wastes, including disposal of hazardous materials, occurred at the site for an undetermined period of time during the 1970s and 1980s. Wastes placed at the site included pesticides, residential and industrial solid waste, trash, and debris. Drums containing liquid waste were drained and/or dumped into the water-filled pits.

Approximately 50 residences are located within one half mile of the site, with the closest home being only 1,600 feet away. The majority of these homes obtain drinking water from private wells. On-site surface water and soil were found to be contaminated with pesticides, including chlordane and toxaphene, from the unauthorized dumping activities. Off-site migration of contaminated surface water and soil posed a potential risk to local

residents and the environment.

The U.S. EPA conducted an emergency removal action early in 1983. This action removed approximately 475 cubic yards (66 truckloads) of soil which were disposed. Approximately 360,000 gallons of water were treated during this removal. The site was promulgated to the List of Inactive Hazardous Substance Sites by the Division of Remediation in May, 1985. In 1987, EPA excavated contaminated soil and sediments placing them in an area with a designed cap over the soil and sediments.

In 1994, the State of Tennessee, Division of Remediation (DoR), received additional funding to conduct restoration activities at the site. Upon completion of the restoration activities in late 1994, the State assumed operation and maintenance of the site remedies. In 1997, as a result of continuing maintenance costs and no observable site contaminants in groundwater samples, a removal action was undertaken by DoR to remove the stabilized site soils to an appropriate landfill as Special Waste. All clean-up activities at the site have been completed.

Recent issues have occurred regarding disposal of non-hazardous materials at the site. This falls under the jurisdiction of the Division of Solid Waste Management, which is handling this. This site has the potential for commercial or light industrial activities. None are projected at this time.

All cost recovery actions have been completed by the Division of Remediation to the satisfaction of the Commissioner.

Oral or written comments are invited at the hearing. In addition, written comments may be submitted to Robert L. Powell at the Division of Remediation, William R. Snodgrass Tennessee Tower, 312 Rosa L. Parks Avenue, 14<sup>th</sup> Floor, Nashville, Tennessee 37243, prior to or following the public hearing. However, the Division must receive comments in its Central Office by 4:30 p.m. (CDT), April 17, 2015, in order to assure consideration.

Copies of draft amendment are available for review in the Public Access Area of the:

Memphis Environmental Field Office  
8383 Wolf Lake Drive  
Bartlett, TN 38133  
(901) 371-3000/ 1-888-891-8332

Copies are available for review also at the Division of Remediation:

Division of Remediation  
William R. Snodgrass Tennessee Tower  
312 Rosa L. Parks Avenue, 14<sup>th</sup> Floor  
Nashville, Tennessee 37243  
(615) 532-0900

The "DRAFT" rules may be accessed for review also at the Department's World Wide Web Site located at <http://tn.gov/environment/ppo/#dor>.

**Revision Type (check all that apply):**

- Amendment  
 New  
 Repeal

**Rule(s)** (ALL chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
0400-15-01	Hazardous Substance Remedial Action
Rule Number	Rule Title
0400-15-01-.13	List of Inactive Hazardous Substance Sites

(Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to <http://state.tn.us/sos/rules/1360/1360.htm>)

Amendment

0400-15-01  
Hazardous Substance Remedial Action

Rule 0400-15-01-.13 List of Inactive Hazardous Substance Sites is amended by deleting the following site from the list, such deletion being made in a manner so that the entire list remains in numerical order.

0400-15-01-.13 List of Inactive Hazardous Substance Sites.

Promulgated List

SITE NUMBER

SITE NAME

FAYETTE (24)

24503

Galloway Pits  
Galloway, TN

Authority: T.C.A. §§ 68-212-201 et seq. and 4-5-201 et seq.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: February 24, 2015

Signature: Robert A. Binford

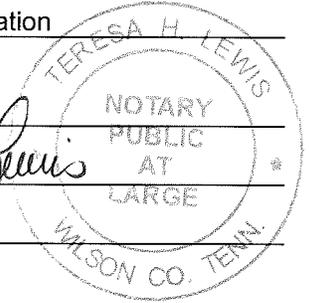
Name of Officer: Robert A. Binford

Title of Officer: Director of the Division of Remediation

Subscribed and sworn to before me on: Feb. 24, 2015

Notary Public Signature: Teresa H. Lewis

My commission expires on: Nov. 8, 2015



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Filed with the Department of State on: 2/24/15

Tre Hargett

Tre Hargett  
Secretary of State

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