

**Department of State
Division of Publications**

312 Rosa L. Parks, 8th Floor Snodgrass/TN Tower
Nashville, TN 37243
Phone: 615.741.2650
Fax: 615.741.5133
Email: register.information@tn.gov

For Department of State Use Only

Sequence Number: 02-25-16
Notice ID(s): 2485
File Date: 02/25/16

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.

Agency/Board/Commission:	Environment and Conservation
Division:	Remediation
Contact Person:	Tim Stewart
	William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue, 14th Floor
Address:	Nashville, Tennessee 37243
Phone:	(615) 741-4998
Email:	Tim.Stewart@tn.gov

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:

ADA Contact:	ADA Coordinator
	William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue, 22 nd Floor
Address:	Nashville, Tennessee 37243
	1-866-253-5827 (toll free) or 615-532-0200
Phone:	Hearing impaired callers may use the TN Relay Service 1-800-848-0298
Email:	Beverly.Evans@tn.gov

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

Address 1:	Johnson Hall Room 110		
Address 2:	University of Memphis 3720 Alumni Avenue		
City:	Memphis, Tennessee		
Zip:	38152		
Hearing Date :	04/26/16		
Hearing Time:	6:00 p.m.	<input checked="" type="checkbox"/> X CST/CDT	<input type="checkbox"/> EST/EDT

Additional Hearing Information:

Parking will be provided at Patterson Lot #19. A map of the University of Memphis may be accessed at <http://www.memphis.edu/campusmap/index.php>.

The Division of Remediation believes it is necessary to add the former Custom Cleaners site, located at 3517 Southern Avenue in Memphis, Shelby County, Tennessee. This site is approximately 0.36 acres in size. There are several commercial properties in the site vicinity and residential properties are located approximately 350 – 400 feet of the site. Until the mid-1990s, the site has been used approximately 50 years by laundries or dry cleaning facilities. The building is currently vacant.

Custom Cleaners operated at the site from 1985 to 1995 and used tetrachloroethylene in its dry cleaning business. In addition to using tetrachloroethylene to clean clothing, Custom Cleaners generated spent tetrachloroethylene and spent dry cleaning filters. Some of these hazardous wastes were abandoned at the site when the owners of

Custom Cleaners closed the business. Tetrachloroethylene and its daughter products have been detected at elevated concentrations in site media (i.e., soil, soil gas, indoor air, and/or groundwater) during sampling events in September/October 2013 and March 2015 respectively.

Since the facility that generated the release is no longer active, tetrachloroethylene is present on the site and tetrachloroethylene poses or may reasonably pose a threat to health and the environment, the Division of Remediation proposes to amend Rule 0400-15-01-.13 List of Inactive Hazardous Substance Sites by adding the Former Custom Cleaners site to its list of sites.

Oral or written comments are invited at the hearing. In addition, written comments may be submitted to Tim Stewart at the Division of Remediation, William R. Snodgrass Tennessee Tower, 312 Rosa L. Parks Avenue, 14th 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. (CST), May 13, 2016, 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, 14th 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/topic/ppo-remediation>.

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 adding the following site to the list, such addition 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

SHELBY (79)

79897

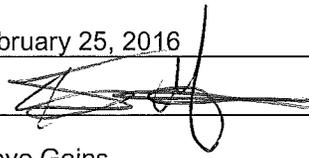
Former Custom Cleaners
Memphis, TN

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.

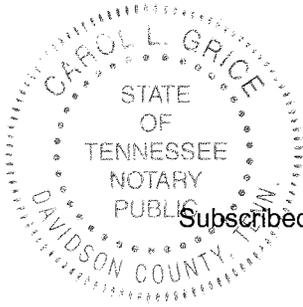
Date: February 25, 2016

Signature: _____



Name of Officer: Steve Goins

Title of Officer: Director of the Division of Remediation



Subscribed and sworn to before me on: _____

February 25, 2016

Notary Public Signature: _____

Carol L. Grice

My commission expires on: _____

June 21, 2016

Department of State Use Only

Filed with the Department of State on: _____

02/25/16



Tre Hargett
Secretary of State

RECEIVED
2016 FEB 25 PM 12:16
SECRETARY OF STATE
PUBLICATIONS