

**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: 10-20-13
Notice ID(s): 2089
File Date: 10/18/13

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:	Water Resources
Contact Person:	Britton Dotson
Address:	William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue, 11 th Floor Nashville, Tennessee 37243
Phone:	(615) 532-0774
Email:	Britton.Dotson@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
Address:	William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue, 2 nd Floor Nashville, Tennessee 37243
Phone:	1-866-253-5827 (toll free) or (615) 532-0200 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:	Nashville Room, 3 rd Floor		
Address 2:	William R. Snodgrass Tennessee Tower 312 Rosa L. Parks Avenue		
City:	Nashville, Tennessee		
Zip:	37243		
Hearing Date :	12/10/13		
Hearing Time:	1:00 p.m.	<input checked="" type="checkbox"/> CST/CDT	<input type="checkbox"/> EST/EDT

Teleconferencing Location(s): The public may teleconference the Nashville hearings at the following locations:

Address 1:	Main Conference Room Memphis Environmental Field Office		
Address 2:	8383 Wolf Lake Drive		
City:	Bartlett, Tennessee		
Zip:	38133		
Hearing Date :	12/10/13		
Hearing Times:	1:00 p.m.	<input checked="" type="checkbox"/> CST/CDT	<input type="checkbox"/> EST/EDT

Address 1:	Main Conference Room Jackson Environmental Field Office	
Address 2:	1625 Hollywood Drive	
City:	Jackson, Tennessee	
Zip:	38305	
Hearing Date :	12/10/13	
Hearing Time:	1:00 p.m.	<input checked="" type="checkbox"/> CST/CDT <input type="checkbox"/> EST/EDT

Address 1:	Conference Room Chattanooga Environmental Field Office	
Address 2:	Suite 550 – State Office Building 540 McCallie Avenue	
City:	Chattanooga, Tennessee	
Zip:	37402	
Hearing Date :	12/10/13	
Hearing Times:	2:00 p.m.	<input type="checkbox"/> CST/CDT <input checked="" type="checkbox"/> EST/EDT

Address 1:	Main Conference Room Knoxville Environmental Field Office	
Address 2:	3711 Middlebrook Pike	
City:	Knoxville, Tennessee	
Zip:	37921	
Hearing Date :	12/10/13	
Hearing Time:	2:00 p.m.	<input type="checkbox"/> CST/CDT <input checked="" type="checkbox"/> EST/EDT

Address 1:	Main Conference Room Johnson City Environmental Field Office	
Address 2:	2305 Silverdale Road	
City:	Johnson City, Tennessee	
Zip:	37601	
Hearing Date :	12/10/13	
Hearing Time:	2:00 p.m.	<input type="checkbox"/> CST/CDT <input checked="" type="checkbox"/> EST/EDT

Additional Hearing Information:

Summary of the proposed amendments to Rule 0400-40-11-.02 (Fees)

After taking significant steps to reduce operating expenses, the Tennessee Department of Environment and Conservation's (TDEC) Division of Water Resources is proposing to restructure a set of specific fees in an effort to create a division structure that is sustainable, fair and preserves the department's ability to act expeditiously in the permitting process. This rule package proposes to raise some fees to be more commensurate with the level of time and effort required by the division, restructure an area where duplication of fees and permits currently exists, provide a sliding structure for some general permit fees and eliminate soil mapping services to remove competition with the private sector for that service. Three rule chapters are affected by this rule package: Chapter 0400-45-06, Chapter 0400-48-01, and Chapter 0400-40-11. The public comment period and hearing will encompass all three chapters together. Proposed changes to Chapters 0400-48-01 and 0400-45-06 are filed under separate notices.

For Rule 0400-40-11:

1. The department proposes to modify the fee structure supporting permit application fees associated with 401 certifications and Aquatic Resource Alteration Permits (ARAP), including notices of intent for coverage under a general permit, based on level of effort required to process these requests. Under current rules, TDEC may charge \$1,000 for general permit requests as well as individual permit applications, but has not assessed the fee for general permits. Given that in most cases, general permit reviews are not as complex as those for individual permits, the department proposes reducing the current \$1,000 fee to \$500 for general permit coverage. Under the proposed rules, individual permits for projects requiring compensatory

mitigation that include more than five points of impact will be assessed a fee of \$5,000. Individual permits for projects requiring compensatory mitigation with one to five points of impact will be assessed a fee of \$2,500. Individual permits for projects that do not require compensatory mitigation will be assessed a fee of \$2,500. Permits for Watershed District Projects will be assessed a fee of \$1,000 (previously \$750). Water Withdrawal ARAP permits will be assessed an annual maintenance fee of \$1,000 if not previously assessed through Drinking Water fees.

2. The department proposes to increase application fees for construction stormwater permits, while also providing additional ability to ensure the fee is commensurate with the level of effort required to process permit requests. The current structure provides for four categories of fee collection based on acreage. The proposed new structure contains six categories, five of which are acreage-based with a sixth category for applicants seeking coverage under an existing Stormwater Pollution Prevention Plan (SWPPP). Traditionally, the department's expenses to oversee coverage under an existing SWPPP have not been covered through a fee. The proposed new categories are as follows:

- Additional work under an existing SWPPP - \$100
- Projects from 1 acre to less than 5 acres - \$250 (no change)
- Projects from 5 acres to less than 20 acres - \$1,000
- Projects from 20 acres to less than 50 acres \$3,000 (from \$1,000)
- Projects from 50 acres to less than 150 acres - \$6,000 (from \$4,000).
- Projects equal to or greater than 150 acres - \$10,000 (from \$7,500).

3. Decentralized wastewater systems are becoming an increasingly important and effective alternative to the traditional wastewater management, particularly in areas that are not served by sewer lines and treatment plants. These systems collect the wastewater from a specific development(s) and treat the wastewater at a location that is often on the actual property, then reintroduce the treated wastewater using land application. These wastewater treatment systems are not subject to an NPDES discharge permit. TDEC's role in permitting decentralized systems includes reviewing preliminary engineering reports and soil maps along with site visits to determine the suitability of the site for land application of treated wastewater. There is no existing category of fees that support this level of service. There is a minimal plans review fee that is paid when the actual plans are submitted for our review. This fee does not cover the soil scientist and engineering services provided during project development.

TDEC proposes a fee to help offset the soil scientist and engineering services required to approve these systems. The proposed fee would range from \$500 - \$1,000+ based on the designed daily flow for the proposed system.

4. The department proposes to introduce an annual maintenance fee structure for long-term construction stormwater general permit coverages, specifically those that exceed one year. Currently, the department does not recoup or offset the cost of oversight services for long-term projects. The proposed fee structure is based on acreage and ranges from \$125 per year for projects from greater than one to less than five acres to \$3,750 per year for projects greater than 150 acres.

Minor activities that require no notification to obtain general permit coverage are exempt.

5. The department proposes to introduce a \$500 annual maintenance fee for individual ARAP permits that require monitoring of permitted activities or compensatory mitigation.
6. The department proposes the fee category for collection system plans review be modified to also include Force Mains. The Force Main component of system design has not previously been included during the plans review process, however, force main design is critical to the system's performance. The fee would remain \$25 per 250 feet of line And stay capped at \$1,500.

7. The department proposes a fee category under the Plans Review Fees section of the existing rules that would pertain to services provided in support of Engineering Report Review. Services provided in support of report review have not been assessed historically. These reports are specific to industrial wastewater treatment facilities and sewage treatment facilities and are based on designed daily flow. Fees in this category range from \$250 per report review to \$1,500 per report review.

An initial set of draft rules has been prepared for public review and comment. For more information, including the "DRAFT" rules and "redline" copy, please visit TDEC's website at <http://tn.gov/environment/ppo/#water>.

Copies of these initial draft rules are also available for review at the Tennessee Department of Environment and Conservation's Environmental Field Offices located as follows:

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

Cookeville Environmental Field Office
1221 South Willow Avenue
Cookeville, TN 38506
(931) 432-4015/ 1-888-891-8332

Jackson Environmental Field Office
1625 Hollywood Drive
Jackson, TN 38305
(731) 512-1300/1-888-891-8332

Chattanooga Environmental Field Office
Suite 550- State Office Building
540 McCallie Avenue
Chattanooga, TN 37402-2013
(423) 634-5745/1-888-891-8332

Columbia Environmental Field Office
1421 Hampshire Pike
Columbia, TN 38401
(931) 380-3371/ 1-888-891-8332

Knoxville Environmental Field Office
3711 Middlebrook Pike
Knoxville, TN 37921-6538
(865) 594-6035/1-888-891-8332

Nashville Environmental Field Office
711 R. S. Gass Blvd.
Nashville, TN 37243-1550
(615) 687-7000/1-888-891-8332

Johnson City Environmental Field Office
2305 Silverdale Road
Johnson City, TN 37601-2162
(423) 854-5400/1-888-891-8332

Draft copies are also available for review at the Nashville Central Office (see address below).

Tennessee Department of Environment and Conservation
Division of Water Resources
William R. Snodgrass Tennessee Tower
312 Rosa L. Parks Avenue, 11th Floor
Nashville, Tennessee 37243
(615) 532-0625

Office hours for the Division's offices are from 8:00 AM to 4:30 PM, Monday through Friday (excluding holidays).

Oral or written comments are invited at the hearing. In addition, written comments may be submitted prior to or after the public hearing to: Division of Water Resources; Tennessee Department of Environment and Conservation; Attention: Britton Dotson; William R. Snodgrass Tennessee Tower, 312 Rosa L. Parks Avenue, 11th Floor, Nashville, Tennessee 37243; telephone 615-532-0774 or FAX 615-532-0686. However, such written comments must be received by the Division by 4:30 PM CDT, December 10, 2013, in order to ensure consideration. For further information, contact Britton Dotson at the above address or telephone number.

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
0400-40-11	Environmental Protection Fund Fees
Rule Number	Rule Title
0400-40-11-.02	Fees

(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>)

Amendments

Chapter 0400-40-11 Environmental Protection Fund Fees

Paragraph (1) of Rule 0400-40-11-.02 Fees is amended by deleting subparagraph (c) in its entirety and substituting instead the following:

- (c) 1. Except for part 2 of this subparagraph, permit annual maintenance fees shall be paid to the Department for every year the permit is in effect by the permittee. The annual maintenance fee shall be due within 45 days of issuance of an invoice.
- 2. Maintenance fees for post-project monitoring with fixed time periods shall be assessed in total at the time of permit issuance.

Authority: T.C.A. § 69-3-101 et seq., 68-203-101 et seq. and 4-5-201 et seq.

Rule 0400-40-11-.02 Fees is amended by deleting paragraph (2) in its entirety and substituting instead the following:

(2) Schedule of Fees

- (a) The Application Fees for the processing of applications for 401 certifications and ARAP permits and notices of intent for coverage under a general permit, and for decentralized wastewater systems shall be as follows:

- 1. 401 Certification or ARAP (Capped at \$5,000):
 - (i) Projects with 5 or more points of impact and requiring compensatory mitigation \$5,000
 - (ii) Projects not requiring compensatory mitigation, any number of impact points \$2,500
 - (iii) Projects with less than 5 points of impact, with or without mitigation requirements \$2,500
 - (iv) Watershed District Projects \$1,000
 - (v) Projects seeking Notice of Coverage under a general permit \$500
 - (vi) Personal Residence or Family Farm \$50
 - (vii) Projects that replace, restore or repair public infrastructure or remediate damages from flooding or storm events and qualify for federal disaster assistance are exempt from subparts (i), (ii), (iii), (iv), (v) and (vi) of this part.
- 2. Construction Stormwater permits:
 - (i) Projects equal to or greater than 150 acres \$10,000

	(ii)	Projects equal to or greater than 50 acres and less than 150 acres	\$6,000
	(iii)	Projects equal to or greater than 20 acres and less than 50 acres	\$3,000
	(iv)	Projects equal to or greater than 5 acres and less than 20 acres	\$1,000
	(v)	Projects equal to or greater than 1 acre and less than 5 acres	\$250
	(vi)	Projects seeking coverage under an existing Stormwater Pollution Prevention Plan	\$100
3.		Decentralized Wastewater Systems	
	(i)	Systems greater than 0.075 MGD	\$1,000 plus \$150 for each additional 0.02 MGD
	(ii)	Systems greater than 0.05 MGD and less than 0.075 MGD	\$1,000
	(iii)	Systems greater than 0.02 MGD and less than 0.05 MGD	\$750
	(iv)	Systems less than 0.02 MGD	\$500
(b)		Permit Annual Maintenance Fees shall be as follows for these categories of permitted activities (Capped at \$15,000):	
1.		Gravel Dredging	\$300
2.		Gravel Dredging for Personal Residence or Family Farm	\$0
3.		Major Industrial Treatment Facility:	
	(i)	Flow equal to or greater than 10 MGD	\$10,380
	(ii)	Flow equal to or greater than 1 MGD and less than 10 MGD	\$8,650
	(iii)	Flow equal to or greater than 0.5 MGD and less than 1 MG	\$6,920
	(iv)	Flow equal to or greater than 0.1 MGD and less than 0.5 MGD	\$5,190
	(v)	Flow less than 0.1 MGD	\$3,460
4.		Minor Industrial Treatment Facility:	
	(i)	Flow equal to or greater than 10 MGD	\$6,920
	(ii)	Flow equal to or greater than 1 MGD and less than 10 MGD	\$5,190
	(iii)	Flow equal to or greater than 0.5 MGD and less than 1 MGD	\$3,460
	(iv)	Flow equal to or greater than 0.1 MGD and less than 0.5 MGD	\$1,380
	(v)	Flow less than 0.1 MGD	\$690
5.		Treated Washwater Dischargers with flows <0.001 MGD	\$140
6.		Stormwater Discharge Permits associated with Industrial Activities:	

(i)	Facilities equal to or greater than 500 acre	\$970
(ii)	Facilities equal to or greater than 400 acres and less than 500 acres	\$900
(iii)	Facilities equal to or greater than 300 acres and less than 400 acres	\$830
(iv)	Facilities equal to or greater than 200 acres and less than 300 acres	\$760
(v)	Facilities equal to or greater than 100 acres and less than 200 acres	\$690
(vi)	Facilities equal to or greater than 50 acres and less than 100 acres	\$620
(vii)	Facilities equal to or greater than 25 acres and less than 50 acres	\$550
(viii)	Facilities equal to or greater than 10 acres and less than 25 acres	\$480
(ix)	Facilities equal to or greater than 5 acres and less than 10 acres	\$420
(x)	Facilities equal to or greater than 1 acres and less than 5 acres	\$350
(xi)	Facilities equal to or greater than 0 acres and less than 1 acre	\$0
7.	Sewage Treatment Facility Flow:	
(i)	Flow equal to or greater than 5 MGD	\$10,380
(ii)	Flow equal to or greater than 4.5 MGD and less than 5 MGD	\$10,030
(iii)	Flow equal to or greater than 4 MGD and less than 4.5 MGD	\$9,690
(iv)	Flow equal to or greater than 3.5 MGD and less than 4 MGD	\$9,340
(v)	Flow equal to or greater than 3 MGD and less than 3.5 MGD	\$9,000
(vi)	Flow equal to or greater than 2.5 MGD and less than 3 MGD	\$8,300
(vii)	Flow equal to or greater than 2 MGD and less than 2.5 MGD	\$7,610
(viii)	Flow equal to or greater than 1.5 MGD and less than 2 MGD	\$6,920
(ix)	Flow equal to or greater than 1 MGD and less than 1.5 MGD	\$6,230
(x)	Flow equal to or greater than 0.75 MGD and less than 1 MGD	\$5,540
(xi)	Flow equal to or greater than 0.5 MGD and less than 0.75 MGD	\$4,840
(xii)	Flow equal to or greater than 0.25 MGD and less than 0.5 MGD	\$3,460
(xiii)	Flow equal to or greater than 0.1 MGD and less than 0.25 MGD	\$1,730
(xiv)	Flow equal to or greater than 0.075 MGD and less than 0.1 MGD	\$1,040
8.	Small Mechanical Facility flow less than 0.075 MGD	\$690
9.	Small Non-Mechanical Facility flow less than 0.075 MGD	\$350
10.	Non-Discharging Facility:	
(i)	Influent flow equal to or greater than 0.5 MGD	\$4,840

	(ii)	Influent flow equal to or greater than 0.1 MGD and less than 0.5 MGD	\$2,770
	(iii)	Influent flow equal to or greater than 0.075 MGD and less than 0.1 MGD	\$1,380
	(iv)	Influent flow less than 0.075 MGD	\$350
	(v)	Satellite collection systems	\$1,380
	(vi)	Pump and haul	\$350
11.		Other Waste or Wastewater Operations Requiring Permit	\$1,380
12.		General Permits	
	(i)	For construction activities that exceed one year under general permit coverage:	
	(I)	Projects equal to or greater than 150 acres	\$3,750
	(II)	Projects equal to or greater than 50 acres and less than 150 acres	\$2,000
	(III)	Projects equal to or greater than 20 acres and less than 50 acres	\$1,000
	(III)	Projects equal to or greater than 5 acres and less than 20 acres	\$500
	(IV)	Projects equal to or greater than 1 acre and less than 5 acres	\$125
	(ii)	All other activities (other than concentrated animal feeding operations or minor activities that require no notification to obtain general permit coverage)	\$350
13.		Concentrated animal feeding operations covered by an individual permit	\$350
14.		Municipal Pretreatment Programs as defined in subparagraph (2)(a) of Rule 0400-40-11-.01:	
	(i)	Large Pretreatment Program	\$6,920
	(ii)	Medium Pretreatment Program	\$4,150
	(iii)	Small Pretreatment Program	\$1,380
15.		Mining:	
	(i)	Area equal to or greater than 500 acres	\$6,920
	(ii)	Area equal to or greater than 400 acres and less than 500 acres	\$6,230
	(iii)	Area equal to or greater than 300 acres and less than 400 acres	\$5,540
	(iv)	Area equal to or greater than 200 acres and less than 300 acres	\$4,840
	(v)	Area equal to or greater than 100 acres and less than 200 acres	\$4,150
	(vi)	Area equal to or greater than 75 acres and less than 100 acres	\$3,460

(vii)	Area equal to or greater than 50 acres and less than 75 acres	\$2,770
(viii)	Area equal to or greater than 25 acres and less than 50 acres	\$2,080
(ix)	Area equal to or greater than 10 acres and less than 25 acres	\$1,380
(x)	Area equal to or greater than 5 acres and less than 10 acres	\$1,040
(xi)	Area less than 5 acres	\$690

(Note: Fees are based on area being mined or area not yet reclaimed.)

16.	Mining Reclamation	\$350
17.	Stormwater Discharge Permits for Municipal Separate Storm Sewer Systems (MS4):	
	(i) Large MS4s	\$10,380
	(ii) Medium MS4s	\$6,920
	(iii) Small MS4s	\$3,460
18.	401 Certification or ARAP permits that require monitoring of permitted activities or compensatory mitigation	\$500
19.	Water Withdrawal ARAP permits that require monthly operational reports, provided an annual maintenance fee has not been paid under Rule 0400-45-01-.32	\$1,000

(c) Plan Review Fees shall apply to new facilities as well as the expansion or modification of existing facilities. If the submittal includes more than one listed category, the fee will be the sum of the fees listed for each individual category. Review of plans documents will not commence until all fees required by these rules are paid in full. Plan Review Fees shall be as follows (Capped at \$1,500):

1.	Major Industrial Wastewater Treatment Facility:	
	(i) Flow equal to or greater than 5 MGD	\$1,500
	(ii) Flow less than 5 MGD	\$1,000
2.	Minor Industrial Wastewater Treatment Facility:	
	(i) Flow equal to or greater than 0.1 MGD	\$ 500
	(ii) Flow less than 0.1 MGD	\$ 250
3.	Sewage Treatment Facility:	
	(i) Flow equal to or greater than 5 MGD	\$1,500
	(ii) Flow equal to or greater than 1MGD and less than 5 MGD	\$1,000
	(iii) Flow equal to or greater than 0 .075 MGD and less than 1 MGD	\$ 500
	(iv) Flow less than 0.075 MGD	\$ 250
4.	Collection Systems or Force Main:	

\$25.00 per 250 feet or portion thereof of sewage collection line or force main excluding service laterals. Total fee not to exceed \$1,500.

5. Equalization Basins:
 - (i) Holding capacity equal to or greater than 5 million gallons (MG) \$ 300
 - (ii) Holding capacity equal to or greater than 1 MG and less than 5 MG \$ 200
 - (iii) Holding capacity equal to or greater than 0.075 MG and less than 1 MG \$ 100
 - (iv) Holding capacity less than 0.075 MG \$ 50
6. Pumping Stations:
 - (i) Design capacity equal to or greater than 5 MGD \$ 300
 - (ii) Design capacity equal to or greater than 1 MGD and less than 5 MGD \$ 200
 - (iii) Design capacity equal to or greater than 0.075 MGD and less than 1 MGD \$ 100
 - (iv) Design capacity less than 0.075 MGD (Does not include grinder pumps for septic tanks and septic tank effluent pumps) \$ 50
7. Mining Operations:
 - (i) Coal \$ 250
 - (ii) Non-Coal — \$25.00 per acre, not to exceed \$1,500
 - (iii) Reclamation \$ 250
 - (iv) Quarries \$ 250

8. Wastewater Plant and/or Collection System Modification:

The plans review fee for modifications to wastewater plants and/or collection systems shall be 20% of the full review fee based on the category and size of the resulting facility.

(d) Delegated Plans Review Authority:

Units of local government, which have been granted plans review authority, shall pay an annual fee of \$1,000. Failure of local government to pay this fee will be cause for the revocation of plans review authority.

(e) Engineering Report Review

1. Major Industrial Wastewater Treatment Facility:
 - (i) Flow equal to or greater than 5 MGD \$1,500
 - (ii) Flow less than 5 MGD \$1,000
2. Minor Industrial Wastewater Treatment Facility:
 - (i) Flow equal to or greater than 0.1 MGD \$500

	(ii)	Flow less than 0.1 MGD	\$250
3.		Sewage Treatment Facility:	
	(i)	Flow equal to or greater than 5 MGD	\$1,500
	(ii)	Flow equal to or greater than 1 MGD and less than 5 MGD	\$1,000
	(iii)	Flow equal to or greater than 0.075 MGD and less than 1 MGD	\$500
	(iv)	Flow less than 0.075 MGD	\$250

Authority: T.C.A. § 69-3-101 et seq., 68-203-101 et seq. and 4-5-201 et seq.

Subparagraph (a) of paragraph (3) of Rule 0400-40-11-.02 Fees is amended by deleting it in its entirety and replacing it with the following so that, as amended, the subparagraph shall read:

- (a) Fees resulting from application for a permit, maintenance of a permit or plans review, shall be made Payable and Mailed to the Department of Environment and Conservation; Attention: Environmental Protection Fees — Water Resources.

Authority: T.C.A. § 69-3-101 et seq., 68-203-101 et seq. and 4-5-201 et seq.

Subparagraph (a) of paragraph (5) of Rule 0400-40-11-.02 Fees is amended by deleting it in its entirety and replacing it with the following so that, as amended, the subparagraph shall read:

- (a) Any person required to pay any fee specified in this rule, who disagrees with the calculation or applicability of the fee, may petition the Board of Water Quality, Oil and Gas for a hearing. In order to perfect a hearing, the objecting party must present to the Technical Secretary of the Board, not later than 15 days after the fee due date:
 1. a petition for hearing, and
 2. the total amount of the fee.

Authority: T.C.A. § 69-3-101 et seq., 68-203-101 et seq. and 4-5-201 et seq.

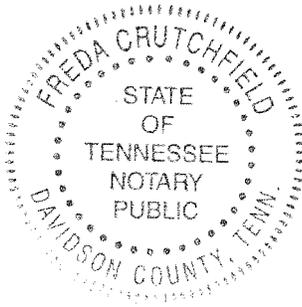
I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: October 18, 2013

Signature: Sandra K. Dudley

Name of Officer: Sandra K. Dudley

Title of Officer: Director of the Division of Water Resources



Subscribed and sworn to before me on: October 18, 2013

Notary Public Signature: Freda Crutchfield

My commission expires on: May 03, 2016

Department of State Use Only

Filed with the Department of State on: 10/18/13

Tre Hargett

Tre Hargett
Secretary of State

RECEIVED
2013 OCT 18 PM 3:48
DAVIDSON COUNTY, TENN.