

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that on November 5, 2015, a proposed Consent Decree (Decree) in *State of Tennessee v. City of Cookeville* (Cookeville), No. 15-1196-III was lodged with the Davidson County Chancery Court. The Tennessee Clean Water Network (TCWN) is an intervening plaintiff in this matter. This Decree represents a settlement of claims against Cookeville under Tenn. Code Ann. §§ 69-3-108(b)(6), 114, and 115.

Cookeville is a governmental entity created by Tenn. Code Ann. § 7-1-101, et seq. Cookeville is responsible for operation and maintenance of a wastewater treatment plant (WWTP) located at 1870 South Jefferson Avenue, Cookeville, Putnam County, Tennessee 38506, and an associated wastewater collection and transmission system. Cookeville operates the WWTP pursuant to the terms of NPDES Permit No. TN0024198 issued by TDEC under Tenn. Code Ann. § 69-3-108(e), authorizing the discharge of pollutants from certain outfalls. Cookeville's collection and transmission systems consists of separate sanitary sewer systems (SSS). In the lawsuit, the State alleged that Cookeville committed numerous permit violations for unpermitted discharges from January 2011 to present.

Under this settlement between the State, TCWN, and Cookeville, the parties acknowledge that Cookeville will complete existing Corrective Action Plans approved to decrease and/or eliminate sanitary sewer overflows in the corresponding sewer service areas. The Consent Decree also provides for payment of a Supplemental Environmental Project of \$80,000.00 in lieu of a Civil Penalty to assist the Department in establishing data monitoring for the purpose of determining the pollutant(s) of concern, and assist the Department in establishing any necessary Total Maximum Daily Load.

The State will receive for a period of 30 days from the date of this publication comments relating to the proposed Consent Decree. Written comments should be addressed to: Patrick Parker, Office of General Counsel, Tennessee Department of Environment and Conservation, William R. Snodgrass Tennessee Tower, 312 Rosa L. Parks Ave., 2nd Floor, Nashville, TN 37243 or patrick.parker@tn.gov and should refer to *State of Tennessee v. City of Cookeville*, No. 15-1196-III in the subject line.

The proposed Consent Decree may be examined on the following TDEC website: <http://tn.gov/environment/topic/ppo-water>. A copy of the Decree also may be obtained by mail, fax, or email from: Patrick Parker at the address provided above and the request should refer to *State of Tennessee v. City of Cookeville*, No. 15-1196-III. A copy of the Decree may also be reviewed at the Putnam County Public Library, 50 E. Broad Street, Cookeville, Tennessee, Phone: 931-526-2416.

Questions may be directed to: Patrick Parker, Phone: (615) 532-0129 and Email: patrick.parker@tn.gov.