



MARK H. LUTTRELL, JR.
MAYOR

SHELBY COUNTY HEALTH DEPARTMENT

ALISA R. HAUSHALTER, DNP, RN
DIRECTOR

HELEN MORROW, MD, MPA
HEALTH OFFICER



Public Health
Prevent. Promote. Protect.

October 7, 2016

Daniel Tibbs, General Manager
TVA Major Projects
1101 Market Street
Chattanooga, Tennessee 37405

Subject: Water Well Permit Number WP-16-077 and Water Well Permit Number WP-16-078

Dear Mr. Tibbs:

A letter appealing the Department's issuance of the two well permits referenced above has been delivered to David McCray, chairman of the Ground Water Quality Control Board (GWQCB) for Shelby County. The Letter, attached to this notice, requests that the GWQCB hold an appeal hearing as authorized in Section 14.02 (A) of the Shelby County Well Construction Code. This appeal letter specifically requested that the GWQCB consider voiding the permits for the construction of well numbers three (3) and four (4) at the proposed TVA Allen Combined Cycle Plant at 2480 Hennington Avenue in Memphis, Tennessee.

In a telephone conversation early this morning you were informed that the regulations found in Section 14.02 (A) state that if anyone feels aggrieved by an order of the Department they can appeal that decision to the GWQCB within fifteen (15) days of receiving a notice of a departmental decision. This appeal notice was received from Sierra Club in a timely manner by the Department via e-mail.

Such an appeal stays the effectiveness of the two above referenced permits pending the decision on this appeal by the GWQCB. Therefore, there is currently no legal authority that allows for the construction of these wells. Should you need any additional information, please contact me.

Sincerely,

Robert Rogers, P.E. Technical Manager
Pollution Control Section

Enclosure

Mission

To promote, protect and improve the health and environment of all Shelby County residents.

814 Jefferson Avenue ♦ Memphis, Tennessee 38105
(901) 222-9000