STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
Division of Solid Waste Management
William R. Snodgrass Tennessee Tower
312 Rosa L. Parks Avenue, 14th Floor
Nashville, Tennessee 37243

August 6, 2015

Mr. Sam Hixson, Manager
TVA Waste Compliance, Permitting, and Monitoring
Tennessee Valley Authority
1101 Market Street BR 4A
Chattanooga, TN 37402

Dear Mr. Hixson:

The Department of Environment and Conservation (TDEC) is responding to your July 28 letter that provided notification by the Tennessee Valley Authority (TVA) of preliminary closure activities at their Bull Run Fly Ash Pond. This preliminary closure activity involves temporary storage of bottom ash from the Bottom Ash Disposal area onto the inactive (dry) area of the Fly Ash Pond. For purposes of temporary storage of the bottom ash, the Division of Solid Waste Management (DSWM) affirms that this activity falls within Section VII D. 4. of Commissioner's Order Number OGC15-0177. That Section states that:

> Notwithstanding any other provision of this Order, TVA may proceed immediately with preliminary activities (e.g., pond surface water drawdown, contouring, etc.) that are necessary to prepare CCR-surface impoundments and/or landfills for closure; provided, however, that discharges from permitted outfalls must remain within limits set forth in applicable National Pollutant Discharge Elimination System permits.

Procedures necessary to ensure compliance with the NPDES permits should be discussed with TDEC's Division of Water Resources.

Based on the limited information in your notification letter, DSWM is not able at this time to make a determination that the use of bottom ash in the closure of the Fly Ash Pond is a beneficial use. A justification or rationale for a beneficial use determination should be included in the detailed closure plan for the Bull Run Fly Ash Pond. It is our understanding that a closure plan for TVA's Bull Run facility will be submitted in the near future. For questions, please call me at (615) 532-0818.

Sincerely,

Glen Pugh, Program Manager

GAP/ljb

cc: Vojin Janjic, Manager, Nashville Central Office, DWR
Revendra Awasthi, Manager, Knoxville Environmental Field Office, DSWM