

MINUTES OF THE
STORM WATER APPEALS BOARD (SWAB)
MEETING OF OCTOBER 23, 2013

1. **OPENING** – The Storm Water Appeals Board (SWAB) met in session on Wednesday, October 23, 2013 at 8:30 a.m. in the Auditorium of the Williamson County Administrative Complex. Chairman Richard Schuff called the meeting to order. A quorum was present. Attendees were:

- 1.1 **Board Members**

- John Minton, Homebuilders Representative
 - Brad Hoot, Community Representative, Secretary
 - John Kinnie, Agricultural Representative
 - Cheryl Wilson, Commission Representative
 - Richard Schuff, Engineering Representative, Chairman
 - Dorie Bolze, Environmental Representative, Vice-Chairman

- 1.2 **Staff**

- Michael Scott, Storm Water Quality Coordinator
 - Debbie Smith, Administrative Assistant
 - Kristi Ransom, County Attorney
 - Floyd Heflin, County Engineer
 - Kate Brock, EMA

- 1.3 **Representatives**

- Covington Johnston – Attorney

2. **APPROVAL OF MINUTES** – Mr. Schuff opened the floor for comments on the September 25, 2013 minutes. Brad Hoot moved for approval, seconded by Dorie Bolze. The motion was unanimously approved.

3. **10-23-13-01 - Appeal for 1151 Mile End Rd.**

- 3.1 **Introduction by Staff** – Mr. Scott reviewed the Staff report for the record.

- 3.2 **Appellant Case** – Mr. Covey Johnston indicated he had received the report from the State verifying that it was a jurisdictional stream and any actions would be left to the Board.

- 3.3 **Public Hearing** – There being no one wishing to speak, the public hearing was closed.

- 3.4 **Board Discussion** – Dorie Bolze asked if Staff had heard from TDEC. Mr. Scott indicated they have received information that it is a jurisdictional stream.

Kristi Ransom stated that the request from the applicant was an appeal to the decision and of the penalty enacted. Also in the letter dated June 12, 2013 to Mr. Nevils were actions required by the Staff to correct this violation.

Dorie Bolze asked if Staff knew how much material was dumped on site. Mr. Heflin stated they did not know. Mr. Heflin also stated that the applicant needed to remove the material from the site and dispose of in an appropriate location. During the removal it needed to be determined whether the fill material is hazardous waste.

Dorie Bolze suggested the request for appeal of the fine and remediation of the removal be a separate action.

3.5 Board Action – John Kinnie moved to deny the appeal of the fine, seconded by Dorie Bolze. The motion was unanimously approved.

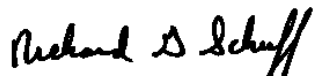
Dorie Bolze moved to enforce the actions of the Staff's letter dated June 12, 2013 for removal of the material and within 30 days from today's date (10/23/2013) a Land Disturbance Plan and Permit be approved and issued, with the inclusion of the removal of the material within the WNA and revegetation plan and that the removal and disposal needs to meet State and Local requirements. Also that the removal and stabilization must be completed with 90 days from the approval date of the Land Disturbance Plan, seconded by Cheryl Wilson. The motion was unanimously approved.

4. Other Business – TDEC Level 1 Training.

4.1 – Mr. Scott stated that there will be a Level 1 meeting on December 11, 2013 and any members that were interested in attending to please let him know and we would get registration done for them. The Board members also asked that the information be emailed, so they may decide if they would like to attend.

Dorie Bolze questioned whether the County Regulations and the new State Regulations regarding the determination of the Waters of the State were similar.

ADJOURNMENT - There being no further business, Brad Hoot moved for adjournment, seconded by John Kinnie. The motion was unanimously approved.



02/26/14

Chairman

Date