



STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
Office of General Counsel
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November 22, 2013

VIA U.S. MAIL

Dana & Fegan Kenny
299 Grouse Ridge Road
Harriman, TN 37748

Re: Cameo Farr Property

Dear Mr. and Ms. Kenny:

On September 16, 2013, the Division of Solid Waste Management was referred information concerning the disposal of dead animals on Ms. Farr's property on Grouse Ridge Road in Morgan County.

On September 17, 2013, the Division conducted a complaint investigation of the site. Ms. Farr stated during the investigation that the animals had been incinerated the previous night, and Division staff informed her that special waste approval was required before disposing of any incinerator ash on the site. The Division issued a Notice of Violation on the same date, stating that all disposals at the site should cease and gave directions on filing a special waste application for the incinerator ash.

The Division was informed that on October 9, 2013, criminal investigators from the Tennessee Department of Agriculture investigated the Farr's property and found dead animals on the site. The investigator issued a warning citation to the Respondent.

The TDEC Division of Air Pollution conducted numerous inspections of Ms. Farr's incinerator in September and October 2013 and issued a Notice of Violation on October 23, 2013, for violations found at the facility.

On October 21, 2013, the Division of Solid Waste Management issued a second Notice of Violation to Ms. Farr scheduling a Compliance Review Meeting. Ms. Farr did not attend the meeting in person, but an agreement was made during a phone call with the Division,

which was memorialized in a letter to Ms. Farr on October 29, 2013. This agreement required Ms. Farr to stop disposing of waste at the site, properly cover and stabilize the waste that was already on the site by November 15, 2013, complete a special waste application by November 6, 2013, and record the waste burial sites on the property's deed. Ms. Farr has now complied with the terms of the agreement.

On November 12, 2013, representatives from the Division of Water Resources inspected the Farr property and reported no water issues or visible animal remains. Additionally, the inspectors noticed no odor on the property.

On November 15, 2013, representatives from the Divisions of Solid Waste Management, Water Resources, Air Pollution Control and Special Projects Office met at the disposal site to determine current conditions and finalize a plan to remove the buried animals. There were three burial sites on the property and no other regulatory issues to address. The Department will oversee the removal of the animals from these sites. Excavation equipment will be used to remove material from the burial sites and place it directly into dump trucks for immediate transport to a permitted facility, which has agreed in advance to accept the material.

Department officials spoke to Ms. Farr via telephone on November 15, 2013, and again on November 20, 2013, and discussed the removal of the animal remains from the property. Ms. Farr indicated that she was out of the state caring for her ill mother and would prefer to be onsite during any removal activities. The Department is currently taking steps to ensure this removal as expeditiously as possible and plans to coordinate the removal with Ms. Farr during the first week of December.

Enclosed please find the documents requested in your November 12, 2013, email to staff from the Department's Knoxville Environmental Field Office. If you have any further questions about this matter, please feel free to contact Chris Thompson at (865)594-6035.

Sincerely,



Joseph Sanders
General Counsel

CC: Shari Meghreblian (COMM)
Tisha Calabrese-Benton (COMM)
Chris Thompson (KEFO)
Pat Flood (DSWM)
Lisa Hughey (DSWM)
Glen Pugh (DSWM)
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