



Wastewater Hearing Authority Minutes
Meeting: December 7, 2017

Attendees: Dr. Edward Thackston, Dr. Robert Wingfield, Jr., Jay Tant, Ruth Cherry, David Gilles, Theresa Costonis, Jim Snyder, Marty Mast, Ted Taylor, Andy Welch, Chase Block, Al Pogue, and Peggy Deaner

- I. **Meeting Called to order @ 1:32 p.m.** Dr. Thackston called the meeting to order.
- II. **Review and Approval of the MWS Wastewater Hearing Authority September 14, 2017 Minutes.** Unanimously approved by Authority with the following corrections: pg. 1, **Attendees**, modify GOG Program to FOG Program; pg. 1, **Item III. Sperry's Restaurant**, modify sentences to reflect (additions underlined) "At the time continuance was requested, Andy Welch, MWS, reported currently no blockage. Dr. Thackston pointed out the Authority decided a few years ago the slowness of these types of situations that enough is enough, and directed MWS to begin moving forward to address such issues for the benefit of the public and the benefit of the Authority." Additional minor grammatical changes were also noted and made. **Presenter: Dr. Edward Thackston, WWA**
- III. **MWS Semi-Annual Report 64 – April 1, 2017 – September 30, 2017** Marty Mast, MWS wanted to point out one error on Form 7, II. Significant Industrial Compliance, Non-Categorical should be "6", due to some late reports. Also, Form 5 – Industrial User Compliance Report for Central and Dry Creek the year should be corrected and will be updated before report is published on the MWS website. Dr. Thackston noted this was an excellent report and that amazing progress is being made with no exceptional violations and only minor violations that have been corrected. Marty Mast, MWS noted that January Environmental Services have closed their Nashville office and relocated to Oklahoma City. David Giles questioned the pH reading for Supreme Oil now Stratus Foods. Marty Mast, MWS, stated Stratus Foods believed the calibration of their meter was off. They were within pH when we sampled again and we will be sampling again between January and March 2018. Dr. Wingfield expressed concern that Metro Nashville Airport Authority had such a large flow change from during the last six months that was attributed to plane washing/deicing. Al Pogue, MWS, stated there is a protocol involved with when planes must be washed/deiced that includes things we might not expect. **Presenter: Marty Mast, MWS**
- IV. **Finalize Grease Waste Haulers Agreement and Enforcement Response Guide** -The items were being brought back to the Authority for a vote after having the language



finalized by Metro Legal. Dr. Thackston noted that the year needs to be update in the template letter. He also noted there appeared to be a numbering error or missing wording at the bottom of the page two onto the top of page three. After review, it was determined that number nine (9)at the top of page three was actually a continuation of number eight (8) at the bottom of page two. The error was corrected and number 10 was re-numbered nine. Dr. Wingfield noted a missing letter e in Nashville in the email address. Andy Welch, MWS, commented that the fax number also needed to be updated. Jim Snyder, MWS, questioned if the agreement needed to have signature lines for the Director of MWS and the Chair of the WWHA to sign as was referenced in the September 14, 2017 minutes. Dr. Thackston stated that it did not make sense to have those signature lines on the agreement the grease waste hauler was completing. Andy Welch, MWS, clarified that it is the addendum to the FOG Management Policy that will include the signatures of the Director of MWS and the Chair of the WWHA. Andy Welch, MWS, anticipated that the policy addendum will be reviewed by MWS Leadership and signed by Mr. Potter and would be ready to be brought to the next WWHA meeting for Dr. Thackston to sign. David Giles questioned if there was a rationale behind number nine of the Agreement stating a removal of the Grease Waste Hauler from the approved Hauler list “for a minimum of 2 years” as that seemed inflexible and could be overly punitive in some cases. Jay Tant also noted that some infractions in the Enforcement Guide only call for removal for one year. Andy Welch, MWS, agreed there was a graduation of enforcement and the minimum of 2 years in the Agreement does need to be changed to “up to 2 years” for consistency between the Agreement and the Enforcement Guide. David Giles asked what would happen if someone were to lose records referring to F. on the Reporting and Recording keeping Violations chart in the Enforcement Guide. Would there be a way to handle this outside a 2 year removal. Andy Welch, MWS, advised that based on the rules we would need to cite the waste hauler; however, if they could provide a reason for the loss that could be documented, we would be able to work with them before the most punitive action was taken. He also verified there is an appeal process in place if the waste hauler disagreed with MWS’s assessment. David Giles asked if there was an attachment listing the approved grease haulers. Andy Welch stated there is a list which is posted on the MWS website. It is not a part of this agreement. Discussion was closed and the Authority voted unanimously to approve as amended with the previously discussed changes.

Presenter: Andy Welch, MWS

- V. FOG Enforcement Update.** Andy Welch, MWS, provided an updated list of establishments MWS has been monitoring. Before beginning, he commented that they had not gotten as far as he would have liked partly because of the recent retirement of Hugh Garrison and individuals getting used to new roles. He believes they have worked



through this and are moving forward now. He stated the updated list was the same from the September meeting and highlighted some updates as follows:

- **Sperry's** - a letter dated November 30, 2017, was sent detailing three options for resolving the noncompliance issues. MWS is still awaiting their reply, but expects to have resolution by the March 2018 WWHA meeting or that the matter will be brought to the Authority for a resolution.
- **Logan's Roadhouse**-expecting a response from them shortly. They had been collecting data and now need to advise what they will be doing.
- **Dragon Phoenix, Richland Country Club, and China Spring** – no changes to report.
- **South Street**-in process of getting a new plumber after previous plumber was unable to locate drains for grease interceptor install. They have been keeping in touch with us.
- **Miss Saigon and K&S World Market** – currently are not an issue as the problem is believed to be with Lucky Bamboo.
- **Pie Wagon, Midtown Café, and Athens Family Restaurant** – looking into to resolve inconsistent information in the database to determine how to proceed.
- **Sonobana Japanese Restaurant, Ed's Fish & Pizza House, Cock of the Walk, and Scoreboard Bar & Grill** – no changes from last report.
- **Kroger (143 McGavock Pike)** – inspected on September 21, 2017, and repairs they have made and an increased cleaning schedule seem to have resolved problem.
- **John A's** – Both manholes are now accessible, and we are awaiting certification.
- **Lucky Bamboo, KFC & Long John Silvers, Wendell Smith's Restaurant, and Union Station Hotel Banquet Kitchen** – recently added to the list as other items have been resolved. Notices of violations are pending.

Andy Welch, MWS, advised these are only the worst cases and they are working on other cases as well in order to keep them off this list. Dr. Thackston commented that he is glad to see things moving forward more quickly and states that, as word gets out that the Authority is acting, more restaurants will come into compliance. **Presenter: Andy Welch, MWS**

VI. **Other Business**-none. **Presenter: Jim Snyder, MWS**

VII. **Meeting was adjourned** at 2:39 pm.