



Department of
**Environment &
Conservation**

Division of Remediation Enforcement Update December 2022

Ashley Pulley
615-532-0923
ashley.pulley@tn.gov

Final Order Update

- **DOR18-0025 GreenTech Homes, LLC**
 - Green Tech, Chattanooga, Hamilton County, DOR site ID 33-774
 - Lead and arsenic contamination in residential properties
 - Letter of No Further Action issued week of November 28, 2022
- **DOR20-0003 Mt. Moriah Cleaners, Inc. and Michael B. Berryman**
 - Mt. Moriah Cleaners, Shelby County, DOR site ID 79-120
 - Failure to pay registration fees and solvent surcharges, submit outstanding documents
 - Court entered Order Granting Default Judgement on October 11, 2022
 - Civil penalty: \$13,800 (Mt. Moriah) and \$6,690 (Berryman)
 - Outstanding original solvent surcharge and registration fees: \$2,075
 - Outstanding registration late fees: \$4,865
 - Order went final on November 11, 2022

Cost Recovery

- In July 2022, began sending first notices of outstanding prior balance for sites in active billing status
 - 49 first notice letters sent totaling \$96,128.72
 - Received \$17,045.73 in payments through September 2022
- Additional first and second notices sent in October 2022 totaling \$134,867.55 in outstanding charges
 - 17 first notices totaling \$56,003.37
 - 22 second notices totaling \$78,864.18

Cost Recovery continued

- In October 2022, began reviewing all open sites with outstanding balances not in active billing status
 - 74 sites initially reviewed
 - 12 determined to be unrecoverable due to lack of viable responsible parties or past settlement agreements
 - Two moved to active billing status and will be billed during the next quarterly cycle
 - Nine in negotiation with responsible parties or pending enforcement.
 - Remaining 51 need further review

Questions?

