

Approved and adopted on January 9, 2013.

Contact and member information updated on January 22, 2014.

## **Wastewater Hearing Authority**

Metro Code Section 15.60.350, et. seq.

Length of Term for Members – Two (2) years

Number of Members- Five (5)

**Function:** The Wastewater Hearing Authority shall hear appeals arising from the orders or actions of the director pertaining to wastewater compliance issues as contained in Title 15, Chapter 15.60 of the Metropolitan code of laws; hearings relating to wastewater discharge permits; and hearings relating to all other matters relating to the administration of waste water as described in the Metropolitan Code. The Authority has the power to assess civil penalties not to exceed ten thousand dollars (10,000.00) per day and each day is a separate occurrence. The Authority has any additional powers and responsibilities delineated in the Metropolitan Code.

## **Rules and Regulations**

**Wastewater Hearing Authority Meetings:** Regular Meetings shall be held on a quarterly basis and Special Meetings may be scheduled as the Authority deems necessary. Meetings are usually held in the Whitson Administration Building, 2<sup>nd</sup> Floor (contact board for more information).

### **Contact:**

**Metro Water Services**

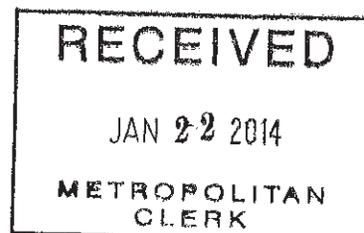
**1600 2<sup>nd</sup> Avenue North**

**Nashville, Tennessee 37208**

**Phone (615) 862-4505**

**Attn: Jim. Snyder@nashville.gov**

**Website- <http://www.nashville.gov/boards/index.htm>**



**Current Board Members**

**Ms. Ruthie Brown Cherry**

10/01/2012 – 10/01/2014

4400 Belmont Park Terrace #219

Nashville, TN 37215

Representing: Financial Community

**Ms. Terry Kevlin**

10/01/2010 – 10/01/2014

1210 Richmond Drive

Nashville, TN 37216

Representing: Major Industry

**Dr. Edward L. Thackston – CHM**

10/01/2012 – 10/01/2014

2010 Priest Road

Nashville, TN 37215

Representing: Technical/Science Field

**Dr. Robert Wingfield, Jr.**

10/01/2012 – 10/01/2014

6644 Sugar Valley Drive

Nashville, TN 37211

Representing: At-Large

**WASTEWATER HEARING AUTHORITY**  
**INTERNAL OPERATING RULES AND PRECEDURES**

The Metropolitan Wastewater Hearing Authority (WWHA), pursuant to the Metropolitan Code of Laws (hereinafter M.C.L.) 15.60.350 and 15.60.360, does hereby establish these procedures by which it shall conduct business.

## **Open Meetings**

All meetings of the Hearing Authority shall be open to the public as required by T.C.A. 8-44-101, et seq and M.C.L. 2.68.020.

Meetings will be held at a time, place, and frequency designated by the Chairperson.

Notice of all meetings shall be provided to the public, as provided by law.

Meetings shall be conducted in accordance with the Robert's Rules of Order.

## **Conflict of Interest**

No member of the Hearing Authority shall act in any case in which he/she has a personal interest, whether it be a direct or indirect financial interest in the property itself, or by virtue of family relationship with the appellant. An alternate member shall replace any member who has a conflict of interest.

## **Hearing Procedures**

Meetings shall follow the procedures as prescribed in M.C.L. 15.60.360

### **Agenda Outline:**

- I. Call to Order
- II. Approval of Meeting Minutes of previous meeting
- III. Cases to be heard by authority
  - A. Appeals  
Some appeals may be heard by an Administrative Law Judge when Requested, as permitted under M.C.L. 15.60.360 (G)
  - B. Variances
- IV. Review of State compliance reports
- V. Review and approve Metro Code changes
- VI. Other Business
- VII. Adjournment

### **Decision of the Hearing Authority**

At the conclusion of all of the evidence in all appeal cases heard at a hearing session, the Hearing Authority shall discuss the cases and render decisions in executive session on that date or defer decisions for no longer than 30 days thereafter.

Any action taken by the hearing authority shall be by motion, which shall state the reasons therefore with particularity. All the decisions of the Hearing Authority shall be by Final Order; must be in writing; must indicate the vote of each member of the hearing authority upon the decision; and shall specify in what manner such variation or modifications shall be made, the conditions upon which they are to be made, and the reasons therefore. Unless otherwise stated, every decision of the Hearing Authority shall be final and valid for one (1) year from the date of the decision. Execution of the Final Order shall be initiated once the appeal period has passed.

The Final Order of the Hearing Authority on each case shall be promptly entered on the minutes of the meeting of the Hearing Authority by the secretary and filed in MWS. As described in M.C.L. 15.60.360 (B), under certain circumstances, an Appeal hearing, may be recorded and transcribed.

### **Amendment of Internal Operating Rules and Regulations**

These rules may be amended at any time by a quorum of the members of the Hearing Authority. Any amendments adopted by the Hearing Authority shall be in writing and filed in the office of the Metropolitan Clerk.

### **Time of Effect of Internal Operating Rules and Regulations**

These rules shall take effect immediately upon their approval and adoption by the Hearing Authority and the filing of same in the office of the Metropolitan Clerk.