

**RESOLUTION 25-300**

**A RESOLUTION OF THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF SPRING HILL, TENNESSEE, DIRECTING STAFF TO SUBMIT DRAFT DECENTRALIZED WASTEWATER STANDARDS TO THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION FOR REVIEW AND APPROVAL, AND TO COORDINATE WITH TDEC IN SUPPORT OF THE CITY'S CONSENT ORDER OBLIGATIONS AND STATE LAW REGARDING ALTERNATIVE WASTEWATER SYSTEMS DURING SEWER MORATORIA**

**WHEREAS**, the City of Spring Hill ("City") owns and operates a publicly owned treatment works and Water Reclamation Facility ("WRF") regulated under the Tennessee Water Quality Control Act, Tenn. Code Ann. §§ 69-3-101 et seq.;

**WHEREAS**, the City and the Tennessee Department of Environment and Conservation ("TDEC"), Division of Water Resources, are parties to *Consent Order and Assessment, Case No. WPC25-0093* (the "Consent Order"), which requires the City to implement a moratorium on additional sewer connections lacking vested sewer rights and authorizes alternative wastewater solutions that do not add effluent to the City's WRF during the moratorium period;

**WHEREAS**, the Board of Mayor and Aldermen ("BOMA") has previously acknowledged that the City must balance growth, public health, and regulatory compliance, and that providing a clear, technically sound pathway for evaluating decentralized wastewater proposals is consistent with the Consent Order, the Water Quality Control Act, and Tenn. Code Ann. § 68-221-409;

**WHEREAS**, Spring Hill Water, has developed a draft technical document entitled "*City of Spring Hill Draft Decentralized Wastewater System Design, Construction, and Management Standards*" ("Draft Standards"), intended to guide the review of decentralized wastewater proposals that do not discharge effluent to the City's WRF; and

**WHEREAS**, it is the intent of BOMA that these Draft Standards be reviewed and refined in collaboration with TDEC prior to any final adoption by the City, to ensure full alignment with the Consent Order, TDEC rules, and long-term compliance needs.

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Spring Hill, Board of Mayor and Aldermen:

Section 1. Authorization to Submit Draft Standards to TDEC.

1. The General Manager of Spring Hill Water, or their designee, is hereby authorized and directed to submit the Draft Decentralized Wastewater System Standards (Exhibit A) to TDEC's Division of Water Resources for review, comment, and approval.
2. Staff shall coordinate with TDEC regarding any technical, regulatory, or procedural modifications requested during their review, and shall provide updated drafts to BOMA as such revisions are made.

Section 2. Coordination Required by Consent Order and State Law.

1. Staff is further authorized to consult with TDEC on the appropriate role of decentralized wastewater alternatives during the sewer moratorium required under Consent Order WPC25-0093, including any monitoring, reporting, operation, maintenance, and long-term management requirements needed to maintain compliance.
2. In carrying out this coordination, staff shall consider and incorporate the requirements and intent of Tenn. Code Ann. § 68-221-409, which permits decentralized wastewater systems to proceed during moratoria and clarifies that such systems do not create vested rights to future connection to municipal sewer.

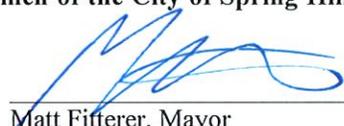
Section 3. No Adoption or Approval of Standards at This Time.

1. Nothing in this Resolution shall constitute City adoption of the Draft Standards.
2. Final adoption of decentralized wastewater standards will occur only after:
  - a. TDEC review and approval;
  - b. Staff incorporation of TDEC comments; and
  - c. Presentation of a final version to BOMA for separate action.
3. No developer or applicant shall rely on the Draft Standards as conferring entitlement, approval, capacity, or permission to connect to the City's sewer system.

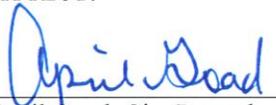
Section 4. No Vested Sewer Capacity Created.

1. Consistent with the Consent Order and Tenn. Code Ann. §§ 7-35-201 and 68-221-409, the use or pursuit of decentralized wastewater systems during the moratorium shall not:
  - a. Reserve or allocate present or future capacity;
  - b. Create vested rights to municipal sewer; or
  - c. Limit the City's authority to require future connection when capacity becomes available.

Passed and adopted by the Board of Mayor and Aldermen of the City of Spring Hill, Tennessee on the 15<sup>th</sup> day of December, 2025.

  
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Matt Fitterer, Mayor

ATTEST:

  
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April Goad, City Recorder

LEGAL FORM APPROVED:

  
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Patrick Carter, City Attorney