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February 24, 2006

VIA HAND DELIVERY

Ms. LaDonna Castañuela
TCEQ Chief Clerk
12015 Park 35 Circle
Bldg. F, 1st Floor
Austin, TX 78767

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
2006 FEB 24 11 3:00
CHIEF CLERKS OFFICE

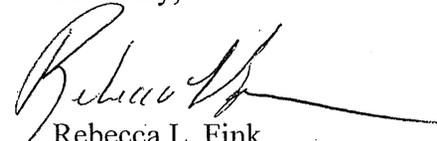
Re: Response to Motions to Revoke Synagro of Texas-CDR, Inc. Permit
Nos. WQ0004674000 & WQ0004598000

Dear Ms. Castañuela:

Synagro of Texas-CDR (Synagro) has become aware that certain third-parties have submitted to the Texas Commission on Environmental Quality (TCEQ) petitions to revoke the above-referenced permits. Synagro was not given fifteen days advance notice before said petitions were submitted to the TCEQ, as the TCEQ rules require.¹ In fact, Synagro was not even provided with a copy of the petitions when they were submitted to the TCEQ. Synagro has only now become aware of the existence of these petitions. For this reason, Synagro requests that the TCEQ not accept for filing or otherwise process these petitions until Synagro has had the rule-based allowance of fifteen days to review the claims made and confer with the TCEQ about their validity.

Synagro notes for the record that it has never land-applied at either of the sites involved and has committed not to land-apply until such time as it is assured that the agronomic loading rates are appropriate. If it is determined that the agronomic rates specified in the permit are higher than would be allowed, considering the nitrogen available in the soil, then Synagro will submit an application for an amendment to its permit.

Sincerely,


Rebecca L. Fink
Attorney for Synagro

cc: Service List

¹ 30 Tex. Admin. Code 305.66(e) requires an affected person who intends to file a petition to revoke a permit to provide the permittee with 15 days notice before submitting the petition to the ED

SERVICE LIST

Permit Nos. WQ0004674000 and WQ0004590000

PARTIES	REPRESENTATIVE/ADDRESS
Texas Commission on Environmental Quality (Permit Nos. WQ0004674000 and WQ0004590000)	John E. Williams Staff Attorney – MC 175 Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087 Phone 512/239 -0600 Fax 512/239-3434 or 512/239-0606
Office of Public Interest Counsel of Texas Commission on Environmental Quality (Permit Nos. WQ0004674000 and WQ0004590000)	Scott Humphrey Office of the Public Interest Counsel – MC 103 Texas Commission on Environmental Quality 12100 Park 35 Circle - Bldg. F – 4 th floor P.O. Box 13087 Austin, Texas 78711-3087 Phone 512/239 -6363 Fax 512/239-6377
Docket Clerk (Permit Nos. WQ0004674000 and WQ0004590000)	Office of the Chief Clerk Texas Commission on Environmental Quality 12100 Park 35 Circle Bldg. F – 1st Floor Austin, Texas Phone 512/239-3311
Susan Wilkerson (Permit No. WQ0004590000)	Susan Wilkerson P.O. Box 143 Rock Island, Texas 77470 Phone 979/234-5880
Barbara Hoffman (Permit No. WQ0004674000)	Barbara Hoffman 1051 Hoffman Road Alleyton, Texas 78935 Phone 979/234-2816