

Buddy Garcia, *Chairman*
Larry R. Soward, *Commissioner*
Bryan W. Shaw, Ph.D., *Commissioner*
Mark R. Vickery, P.G., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 27, 2008

To: Persons on the Attached Mailing List (by mail and facsimile as indicated)

Re: Appeal of the Executive Director's Use Determinations regarding Redi-Mix, L.L.C., TCEQ Use Determination Nos. 07-11103, 07-11104, 07-11121, and 07-11122; TCEQ Docket Nos. 2008-0208-MIS-U, 2008-0209-MIS-U, 2008-0210-MIS-U, and 2008-0211-MIS-U.

This letter is to notify you that the Texas Commission on Environmental Quality (TCEQ or Commission) will consider the above-described appeal and all related filings during the Commission's public meeting scheduled to begin at **9:30 A.M. on Wednesday, November 19, 2008.**

During the public meeting, Redi-Mix, L.L.C. (Redi-Mix), or their representative may speak first and save part of their time for rebuttal since Redi-Mix has filed the appeal at issue here. Redi-Mix has five minutes for its oral presentation, including the time for rebuttal argument. The Chief Appraisers for Collin County and Denton County (or their representative(s)) may speak next and have 5 minutes for their oral presentations. If the Chief Appraisers as well as their representative(s) decide to address the Commission, the 5 minutes is to be divided among themselves as they choose. The Chief Appraisers will be followed by the Executive Director (or his representative), and thereafter, the Office of Public Interest Counsel. The Executive Director and the Office of Public Interest Counsel each have a total time of five minutes for their oral presentations.

If you have any questions about the public meeting or related matters, please contact John Sedberry at (512) 239-6575.

Very truly yours,

A handwritten signature in black ink, appearing to read "Les Trobman".

Les Trobman
General Counsel

Mailing List

Mailing List
Redi-Mix, L.L.C.
TCEQ Docket Nos. 2008-0208-MIS-U, 2008-0209-MIS-U,
2008-0210-MIS-U, and 2008-0211-MIS-U

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Glenn Shankle, *Executive Director*



TEXAS
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QUALITY

2008 APR 23 AM 10:43

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY **CHIEF CLERKS OFFICE**

Protecting Texas by Reducing and Preventing Pollution

April 17, 2008

To: Persons on the Attached Mailing List (by mail and facsimile as indicated)

Re: Appeals of the Executive Director's Use Determinations regarding Redi-Mix LLC, TCEQ Use Determination No. 07-11103; TCEQ Docket No. 2008-0208-MIS-U; TCEQ Use Determination Nos. 07-11104; TCEQ Docket No. 2008-0209-MIS-U; and TCEQ Use Determination No. 07-11121; TCEQ Docket No. 2008-0210-MIS-U.

The above-referenced appeals (Appeals) were filed by Redi-Mix LLC (Appellant). Appellant requests Commission consideration of the negative use determinations for Use Determination Nos. 07-11103, 07-11104, and 0711121. As is our general practice with regard to Use Determination appeals, this office is requesting the filing of legal briefs or responses to the Appeals by the Executive Director, the Office of Public Interest Counsel, and the **Chief Appraiser for the Collin County Appraisal District** and the subsequent filing of a legal reply to the responses by the Appellant. The briefs should contain a full discussion of the parties' legal and factual reasons for their positions.

This letter is to notify the Chief Appraiser for the Collin County Appraisal District, the Executive Director, and the Office of Public Interest Counsel that they may file a response brief in the Commission's Office of Chief Clerk (OCC) on or before **5:00 P.M. on Thursday, May 15, 2008**. The Appellant may file a reply brief to the response briefs on or before **5:00 P.M. on Thursday, June 12, 2008**. To be considered timely, an original and eleven copies of any response or reply brief must be received in the OCC on or before the applicable 5:00 P.M. deadline. All briefs filed with the OCC should also be addressed to the attention of the Agenda Docket Clerk and be marked with the TCEQ Docket numbers provided above. All response and reply briefs should also be mailed to all other persons on the attached mailing list on the same day mailed or filed in the Office of Chief Clerk. After receipt of all briefs, you will be notified by subsequent letter of the Commission meeting during which the Commissioners will consider this matter.

Chapter 17 of the Commission's rules (30 Texas Administrative Code Chapter 17) contains the requirements applicable to Use Determinations, including the rules that address the review standards and appeal process. The website of the Texas Secretary of State (<http://www.sos.state.tx.us/tac/index.shtml>) contains a complete copy of the Texas Administrative Code, including Chapter 17 of Title 30.

If you have any questions about the briefing schedule or related matters, please contact John Sedberry, Assistant General Counsel, at 512-239-6575.

Very Truly Yours,

A handwritten signature in black ink, appearing to read "Les Trobman". The signature is written in a cursive style with a large, stylized initial "L".

Les Trobman
General Counsel

Mailing List

Mailing List
Redi-Mix LLC

TCEQ Docket Nos. 2008-0208-MIS-U; 2008-0209-MIS-U; 2008-0210-MIS-U

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TEXAS
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2008 APR 23 AM 10:42

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

CHIEF CLERKS OFFICE

Protecting Texas by Reducing and Preventing Pollution

April 17, 2008

To: Persons on the Attached Mailing List (by mail and facsimile as indicated)

Re: Appeal of the Executive Director's Use Determination regarding Redi-Mix LLC, TCEQ Use Determination No. 07-11122; TCEQ Docket No. 2008-0211-MIS-U.

The above-referenced appeal (Appeal) was filed by Redi-Mix LLC (Appellant). Appellant requests Commission consideration of the negative use determination for Use Determination No. 07-11122. As is our general practice with regard to Use Determination appeals, this office is requesting the filing of legal briefs or responses to the Appeal by the Executive Director, the Office of Public Interest Counsel, and the **Chief Appraiser for the Denton County Appraisal District** and the subsequent filing of a legal reply to the responses by the Appellant. The briefs should contain a full discussion of the parties' legal and factual reasons for their positions.

This letter is to notify the Chief Appraiser for the Denton County Appraisal District, the Executive Director, and the Office of Public Interest Counsel that they may file a response brief in the Commission's Office of Chief Clerk (OCC) on or before **5:00 P.M. on Thursday, May 15, 2008**. The Appellant may file a reply brief to the response briefs on or before **5:00 P.M. on Thursday, June 12, 2008**. To be considered timely, an original and eleven copies of any response or reply brief must be received in the OCC on or before the applicable 5:00 P.M. deadline. All briefs filed with the OCC should also be addressed to the attention of the Agenda Docket Clerk and be marked with the TCEQ Docket numbers provided above. All response and reply briefs should also be mailed to all other persons on the attached mailing list on the same day mailed or filed in the Office of Chief Clerk. After receipt of all briefs, you will be notified by subsequent letter of the Commission meeting during which the Commissioners will consider this matter.

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Very Truly Yours,

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Les Trobman
General Counsel

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TCEQ Docket No. 2008-0211-MIS-U

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