

# State Office of Administrative Hearings



Shelia Bailey Taylor  
Chief Administrative Law Judge

May 4, 2006

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY  
106 MAY -4 PM 2:51  
CHIEF CLERKS OFFICE

Derek Seal  
General Counsel  
Texas Commission on Environmental Quality  
PO Box 13087  
Austin, Texas 78711-3087

VIA FACSIMILE 512/239-5533

Re: SOAH Docket No. 582-05-1040; TCEQ Docket No. 2004-0839-AIR; Application by Southern Crushed Concrete, Inc., to Change the Location of a Concrete Crushing Facility in Harris County

Dear Mr. Seal:

I have reviewed the exceptions and replies to exceptions to the Proposal for Decision (PFD) in this case. At this time, I am not making any changes to either the PFD or the proposed order that I have presented to the Commission. Therefore, I continue to stand by the analyses presented in the PFD and I recommend that the Commission adopt the proposed order.

I will attend the Commission's Open Meeting of May 17, 2006, during which this PFD will be discussed, and I will be prepared to offer additional comments and answer questions at that time.

Sincerely,

  
Craig R. Bennett  
Administrative Law Judge

CRB/ml  
cc: Mailing List

**STATE OFFICE OF ADMINISTRATIVE HEARINGS**

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**SERVICE LIST**

**AGENCY:** Environmental Quality, Texas Commission on (TCEQ)  
**STYLE/CASE:** SOUTHERN CRUSHED CONCRETE  
**SOAH DOCKET NUMBER:** 582-05-1040  
**REFERRING AGENCY CASE:** 2004-0839-AIR

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**STATE OFFICE OF ADMINISTRATIVE  
HEARINGS**

**ADMINISTRATIVE LAW JUDGE  
ALJ CRAIG R. BENNETT**

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SOUTHERN CRUSHED CONCRETE, INC.

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CITIZENS AGAINST SOUTHERN CRUSHED CONCRETE  
AND TEXAS PIPE AND SUPPLY COMPANY, LTD.

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HARRIS COUNTY

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**Note: Courtesy Copy: The Honorable Sheila Jackson Lee, 1919 Smith Street, Suite 1180, Houston,  
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xc: Docket Clerk, State Office of Administrative Hearings