

Ms. LaDonna Castanuela  
Office of the Chief Clerk, MC-105  
Texas Commission on Environmental Quality  
P.O. Box 13087  
Austin, Texas 78711-3087

*WHR*  
OPA  
DEC 27 2006  
BY *[Signature]*

*CID 45951*

Re: TCEQ Docket No. 2006-1869-MWD; Application by of Grason Volente Investments, Ltd., for Permit No. WQ0014563001

Ms. Castanuela,

I hereby withdraw the requests for a contested case hearing filed by me and my late husband, Charles L. Dwyer, on the above-referenced permit application, and no longer wish to protest this application.

Sincerely,

*Jo R. Kimbro*  
Jo R. Kimbro

12/11/2006  
Date

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
CHIEF CLERKS OFFICE  
7706 MC 21 410-47

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Kathleen Hartnett White, *Chairman*  
R. B. "Ralph" Marquez, *Commissioner*  
Larry R. Soward, *Commissioner*  
Glenn Shankle, *Executive Director*



MWD  
43951

OFA

DEC 27 2006

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

BY JS

December 19, 2006

Via Hand Delivery

Ms. LaDonna Castanuela  
Office of the Chief Clerk, MC-105  
Texas Commission on Environmental Quality  
P.O. Box 13087  
Austin, TX 78711-3087

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY  
DEC 21 11 10 AM  
CHIEF CLERK'S OFFICE

Re: TCEQ Docket No. 2006-1869-MWD; Application by of Grason Volente Investments, Ltd., for Permit No. WQ0014563001

Ms. Castanuela:

On behalf of the ADR program of the Texas Commission on Environmental Quality, I have been assisting the parties in the above-referenced matter. Attached please find a copy of the hearing request withdrawal letter signed by Jo R. Kimbro, on behalf of herself and her late husband Charles L. Dwyer. The separate request for a public hearing filed by Linda Carter remains pending. Please do not hesitate to contact me at (512) 239-2941 if you have any questions regarding this letter. Thank you for your attention to this matter.

Sincerely,

Todd Burkey  
Todd Burkey, Attorney-Mediator  
TCEQ Alternative Dispute Resolution Program

cc: Attached ADR mailing list  
Derek Seal, Office of the General Counsel (*without attachments*)

ADR MAILING LIST

TCEQ Docket No. 2006-1869-MWD  
Application by of Grason Volente Investments, Ltd.,  
for Permit No. WQ0014563001

FOR THE APPLICANT:

Jason Hammonds  
Grason Volente Investments, Ltd.  
7171 Highway 6 North, Suite 100  
Houston, Texas 77095

FOR THE HEARING REQUESTERS:

Jo R. Kimbro  
8034 Navajo Pass  
Volente, Texas 78641-6103

Linda Carter  
16120 Wharf Cove  
Volente, Texas 78641

FOR THE EXECUTIVE DIRECTOR:

Michael Northcutt, Staff Attorney  
Texas Commission on Environmental Quality  
Environmental Law Division MC 173  
P.O. Box 13087  
Austin Texas 78711-3087  
Tel: (512) 239-0600  
Fax: (512) 239-0606

Joel Klumpp, Technical Staff  
Texas Commission on Environmental Quality  
Water Quality Division MC 148  
P.O. Box 13087  
Austin Texas 78711-3087

FOR THE PUBLIC INTEREST COUNSEL:

Vic McWherter  
Texas Commission on Environmental Quality  
Public Interest Counsel MC 103  
P.O. Box 13087  
Austin Texas 78711-3087  
Tel: (512) 239-6363  
Fax: (512) 239-6377

Charles L. Dwyer  
Jo R. Kimbro  
8034 Navajo Pass  
Volente, TX 78641-6103

45951  
mwd

January 26, 2005

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FEB 01 2005

Office of the Chief Clerk  
MC 105

BY D

CHIEF CLERKS OFFICE

2005 FEB -1 AM 11:53

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

Texas Commission on Environmental Quality

P.O. Box 13087

Austin, Texas 78711-3087

SUBJ: Proposed Permit No. WQ 0014563001

Grason Volente Investments, Ltd.

My husband and I are among the Affected Landowners who received ~~a~~ Notice of Receipt of Application and Intent to obtain a Water Quality Permit for the proposed wastewater disposal permit cited above.

We request that we be placed on the following mailing lists for future notices distributed by the Chief Clerk regarding this proposed permit:

- 1) the mailing list for this specific application, WQ 0014563001;
- 2) the permanent mailing list for the applicant, Grason Volente Investments, Ltd.; and,
- 3) the permanent mailing list for Travis & Williams Counties.

We tried to request placement on these mailing lists by calling the telephone number given in the Notice we received, 1-800-687-4040. However,

Dwyer to Chief Clerk, TC EQ, 1/26/2005

p. 2

our request must have fallen through a crack because we have not yet received a copy of the Amended Notice for the proposed permit referenced above.

We also request that a public hearing be held on this application, following adequate time to review the completed application. We the public need much more information about the location of the wastewater facility, any associated drainage/irrigation areas, how many structures of what type will be serviced by the proposed facility, and other related matters.

Thank you for your help in putting us on the three mailing lists and in scheduling a public forum for discussion of this application.

Sincerely,

Jo R. Kimbro

(Mrs. Charles L. Dwyer)

att: 3

CC: Affected Landowners

Village of Volente

The Honorable Todd Baxter

Travis County Commissioner Gerald Paughearty

The Honorable Gonzalo Barrientos

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN A WATER QUALITY PERMIT

PROPOSED PERMIT NO. WQ0014563001

**APPLICATION.** Grason Volente Investments Ltd., 7171 Highway 6 North, Suite 100, Houston, Texas 77095, has applied to the Texas Commission on Environmental Quality (TCEQ) for proposed wastewater disposal Permit No. WQ0014563001 to authorize the disposal of treated wastewater at a volume not to exceed a daily average flow of 175,000 gallons per day via irrigation on 25 acres. The proposed domestic wastewater treatment facility and disposal site are located 6 miles west of the intersection of Ranch Road 620 and Farm-to-Market Road 2769 and 1.5 miles north of Farm-to-Market Road 2769 (Volente Road) in Travis County, Texas. This application was submitted to the TCEQ on September 27, 2004. The permit application is available for viewing and copying at the Travis County Courthouse, County Clerk's Office, 1000 Guadalupe Street, Austin, Texas.

The TCEQ executive director has determined the application is administratively complete and will conduct a technical review of the application. After completion of the technical review, the TCEQ will issue a Notice of Application and Preliminary Decision.

**PUBLIC COMMENT / PUBLIC MEETING.** You may submit public comments or request a public meeting about this application. The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about the application. The TCEQ will hold a public meeting if the executive director determines that there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing.

Written public comments or requests for public meeting must be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087.

**ADDITIONAL NOTICE.** After technical review of the application is complete, the executive director may prepare a draft permit and will issue a preliminary decision on the application. Notice of the Application and Preliminary Decision will be published and mailed to those who are on the county-wide mailing list or the mailing list for this application. That notice will contain the final deadline for submitting public comments.

**OPPORTUNITY FOR A CONTESTED CASE HEARING.** After the deadline for public comments, the executive director will consider the comments and prepare a response to all relevant and material, or significant public comments. **The response to comments, along with the executive director's decision on the application, will be mailed to everyone who submitted public comments or who requested to be on the mailing list for this application. If comments are received, the mailing will also provide instructions for requesting reconsideration of the executive director's decision and for requesting a contested case hearing.** A contested case hearing is a legal proceeding similar to a civil trial in a state district court.

A contested case hearing will only be granted based on disputed issues of fact that are relevant and material to the Commission's decision on the application. Further, the Commission will only grant a hearing on issues that were raised during the public comment period and not withdrawn.

**MAILING LIST.** In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices mailed by the Office of the Chief Clerk. You may request to be added to: (1) the mailing list for this specific application; (2) the permanent mailing list for a specific applicant name and permit number; and/or (3) the permanent mailing list for a specific county. Clearly specify which mailing list(s) to which you wish to be added and send your request to the TCEQ Office of the Chief Clerk at the address above. Unless you otherwise specify, you will be included only on the mailing list for this specific application.

**INFORMATION.** If you need more information about this permit application or the permitting process, please call the TCEQ Office of Public Assistance, Toll Free, at 1-800-687-4040. General information about the TCEQ can be found at our web site at [www.tceq.state.tx.us](http://www.tceq.state.tx.us).

Further information may also be obtained from Grason Volente Investments Ltd. at the address stated above or by calling Jason Hammonds at 281-656-0555.

Issued: December 10, 2004



1. 1674701120000  
Dwyer Charles L  
8034 Navajo Pass  
Volente TX 78641-6123
2. (No TCAD number on maps)  
D.C. Reed Estate  
(No data available)
3. 01675701080000  
Henna Louis Jr & Marci  
P O Box 15347  
Austin TX 78761-5347
4. 01665010010000  
Gadbois Allison E  
15100 F M Rd 2769  
Leander TX 78641
5. 01665002050000  
Thrash John C Jr & Patricia R  
10105 Longwoods Court  
Houston TX 77024-5633
6. 01665002020000  
Quinlan Bruce E & Kathleen M  
15202 F M Rd 2769  
Leander TX 78641
7. 01665002030000  
McDermitt Mike & Georgia  
15789 Booth Ct  
Volente TX 78641-9684
8. 01665002040000  
Guentzel Nancy L  
15300 RR 2769  
Leander TX 78641-9600
9. 01685003010000  
Spears Todd W  
PMB 146  
4112 N Josey Ln Ste 120  
Carrollton TX 75007-1528
10. 01685003030000  
LeDebohm Herbert O &  
Michele Culp LeDebohm  
P O Box 5573  
Round Rock TX 78683-5573
11. 01685003040000  
Wegner James  
10205 Prism Dr  
Austin TX 78726-1365
12. 01685003050000  
Davis Charles O & Libby M  
Family Trust  
C O & L M Davis Trustees  
15432 F M Road 2769  
Leander TX 78641-9150
13. 01705001010000  
Schmitt Thomas James &  
Brenda Suzan Schmitt  
4716 Colorado Xing  
Austin TX 78731-4552
14. 01675701090000  
Jackson Laura Dyke  
7505 Morningside  
Houston TX 77030-3619
15. 01705303040000  
(Labeled 01705303060000 on TCAD maps)  
Jackson Laura Dyke  
7505 Morningside  
Houston TX 77030-3619
16. 01725305010000  
NOLA LTD  
Ste 120-236  
13492 Research Blvd  
Austin TX 78750
17. 01725302060000  
Martin Paul & Lillian  
8419 Cornerwood Dr  
Austin TX 78717-5342
18. 01725302050000  
Calavan Family Partnership Ltd  
7301 RR 620 North Ste 155-320  
Austin TX 78726
19. 01675701100000  
Roucoux Richard A  
8140 Joy Rd  
Leander TX 78641-9651
20. 01674701010000  
Volente Group of Texas Ltd The  
Attn Francois Denise  
8714 Lime Creek Rd  
Leander TX 78641-9437
21. 01754701010000  
L C R A  
P O Box 220  
Austin TX 78767-0220
22. 01725302100000  
Schofman William David  
& Wendy Wells  
5731 Pool Canyon Cv.  
Austin, TX. 78734-1344

## Volente Peak WWTP Affected Landowners List



**BAKER-AICKLEN  
& ASSOCIATES, INC.**  
ENGINEERS/SURVEYORS

405 BRUNNY CREEK ROAD  
CEDAR PARK, TEXAS  
78613  
(512) 260-3700