

PALCO Engineering & Construction Services

A Division of PALCO Enterprises, Inc.
211 East Bellline Rd., Ste. 103 ♦ DeSoto, TX 75115
Office: 972-223-7676 ♦ Fax: 972-223-7677

February 22, 2007

Southwest Festivals, Inc.
PO Box 538
Waxahachie, Texas 75168-0538
Attn: Coy Sevier, General Manager

Re: Request(s) filed on TCEQ Permit Application WQ0014665001
Hearing Request/Request for Reconsideration
Reference Letter from TCEQ, Docket No. 2006-2027-MWD dated February 13, 2007

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
2007 FEB 25 PM 2:56
CHIEF CLERK'S OFFICE

Dear Mr. Sevier,

As the Southwest Festivals, Inc. Engineer of Record for the Scarborough Faire Waxahachie Sanitary Sewer Design Project completed in 2006, I offer the following comments for clarification in regards to the additional permit hearing being considered by the TCEQ in accordance with the referenced document and it's attachments. It is the opinion of the management of PALCO-ECS that a request for formal hearing to reconsider the permit application be denied by the TCEQ based on the following clarification:

1. All design documents were prepared in strict compliance with Texas Commission on Environmental Quality (TCEQ) design requirements and parameters. The final design document submitted to the TCEQ included all TCEQ required documentation and technical information in the formats required by the TCEQ. This documentation included design reports, construction specifications and drawings, buffer zone maps, affected land owner maps, design features, technical information and permit application forms.
2. In response to misinformation that alluded to dumping over 50,000 gallons of raw sewage into the creek, a public meeting was held at the Scarborough Faire executive offices at 7:00 pm on September 19, 2007 to address these concerns. In addition to the Scarborough Faire Executive directors in attendance, Jerry Palady, P.E., Vice President/PALCO-ECS and Carol Aston, P.E., Project Engineer/PALCO-ECS were also in attendance. All questions and comments provided by citizens in attendance were addressed, answered completely and to apparent satisfaction of these attendees. Attendees also signed a form letter that stated their concerns were adequately addressed and that they further withdrew previous requests for public hearing. These forms were submitted to the TCEQ Office of the Chief Clerk. Copies are available upon request.
3. In response to the concerns afore mentioned in Item 2 above, i.e. that thousands of gallons of raw sewage will be discharged into the creek, I offer the following clarification. The design is based on a lagoon treatment system, whereby absolutely no discharge of neither treated nor untreated effluent into adjacent waterways will occur. The Permit application specifically calls for "No Discharge" permit.

4. The design is based on a 150 foot irrigation buffer zone field located entirely on Southwest Festivals Property in accordance with TCEQ guidelines and design standards.
5. The required and defined 500 foot project Buffer Zone is located entirely on Southwest Festival Property in accordance with TCEQ guidelines and design standards.
6. Design considerations specifically excluded any part of the lagoon system from extending into the 500 year flood plain.
7. Design is consistent with low odor discharge requirements. Further consideration of prevailing winds were utilized in orientation of the lagoon ponds system to further negate adjacent land owner concerns of odors emanating from the site.
8. Additional studies and evaluation of fresh water well locations in the surrounding areas were considered in lagoon location and layout. No wells were found within a 1 mile radius of the site location.
9. A sludge management program consistent with the requirements of TCEQ guidelines has been included in the design package.

It is the opinion of PALCO-ECS that all criteria as provided in the design report submitted to the TCEQ meets or exceeds design criteria and guidelines imposed by the TCEQ. If you have any questions, please do not hesitate to call.

Best Regards,



Jerry Palady, P.E.
Vice President

Cc: Richard Holeyfield/Southwest Festivals, Inc.
Carol Alston, P.E./PALCO-ECS