

Texas Commission on Environmental Quality
LaDonna Castanuela, Chief Clerk

March 9, 2007

CHIEF CLERK'S OFFICE

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TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

RE: JOCO HOLDING CORPORATION
TECQ DOCKET NO. 2006-2167-IWD

To Whom It May Concern:

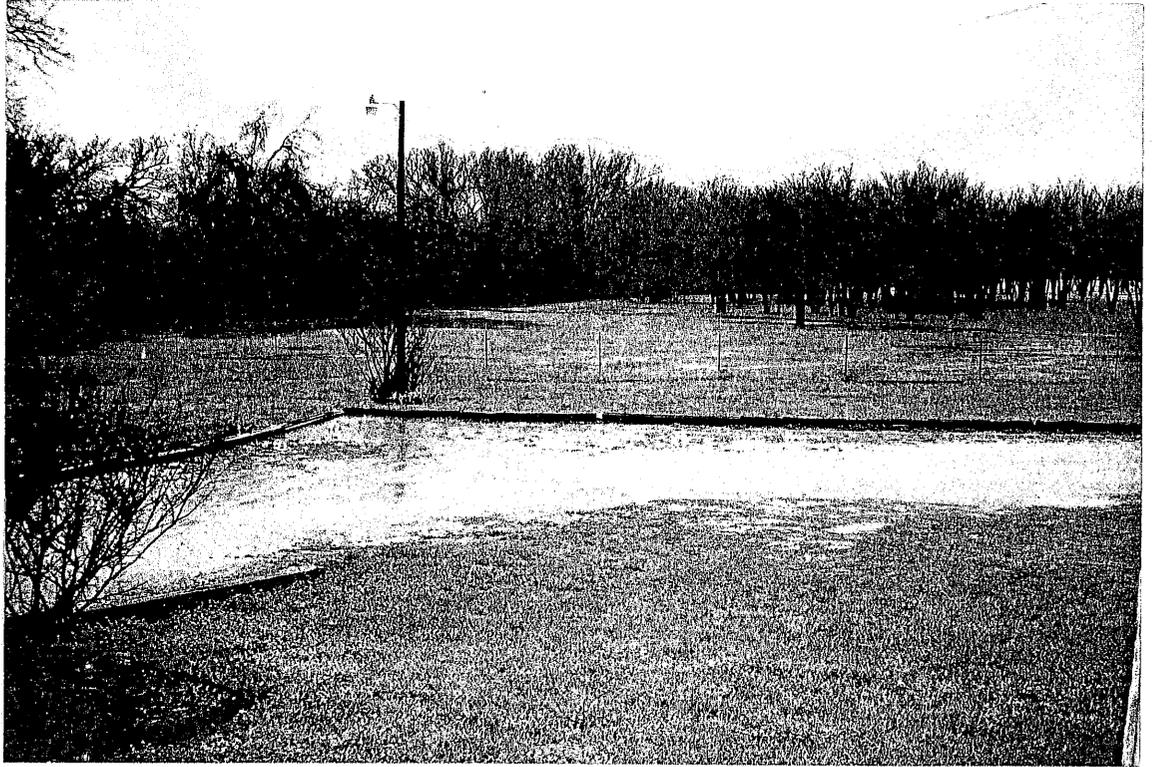
This letter is a continuation of my Request for Reconsideration regarding Permit No. WQ0002730000. Since her request for this permit, Ms Martin's hotel and restaurant business has increased due to the oil and gas industry moving to our area. Her restaurant has been vacant for years and the hotel almost always empty, but now she there is a booming restaurant and the hotel is full with oil and gas people. Originally she said she would be disposing of 10,000 gallons a day but due to the drastic increase in her business, it would seem only logical that this amount is going to increase by leaps and bounds. How do you monitor the amount of waste that she dumps into the ditch? Does it go through a valve that shuts off after 10,000 gallons a day or does she get a free pass and get to dump 50,000 or maybe even 75,000 gallons a day? The proposed route that Ms. Martin's sewage is supposed to take will not carry it to Quill Miller Creek. There is no series of ditches that leads to that creek across my property or Faye Brown's property or Faye Wood's property. We live in a flood plain and water does not drain across our property. I personally dug a small ditch on Faye Brown's property to help relieve some of the drainage issues that we have. It however does not carry water to Quill Miller Creek and never will. This ditch was dug only to keep the water from flooding out Mrs. Brown's driveway. As the water flows to the West, it just spreads out across my land and sits. It makes me furious that Ms. Martin thinks that she can use my land as her septic system. What gives her the right to even consider that as an option? She should really practice the Golden Rule and do unto others as she would have others do unto her. I bet she would not appreciate it one bit if I was going to dump my sewage on her land. How dare her think that we want to facilitate her problem by letting her dump her sewage on us! The TECQ obviously has not came out and done any surveying or visually inspected the proposed route that this sewage is supposed to take, because if they had they would see for themselves that it will only sit on and absorb into, and contaminate our property. I feel like my rights are being ignored and as a citizen and a tax payer I do not want to deface my property with chunks of sewage or garbage or what ever else she sends into the ditch. I

was unaware of the existence of a Waste water treatment plant on her property. Is she licensed in Waste water treatment and the proper disposal of it? What exactly does it take to become licensed in this field? Are Hazmat and the EPA involved in this decision yet? Maybe they should be! Seems very reckless to allow someone with no prior experience, and no current experience to treat and dispose of sewage by herself. The TECQ says that its purpose is to "Protect Texas by Reducing and Preventing Pollution." Could you please explain in detail how letting someone dump sewage across another persons property is protecting Texas and myself as a Texan from Pollution? Included in this letter are some pictures that show you what happens when it rains on our property. Water does not drain and has to sit until it is absorbed into the soil. You also say that there is no significant aquatic life uses in these ditches which is not correct. Since the water just sits we have a large number of crawfish on our property that we enjoy fishing for and eating on a regular basis. Obviously we would have to stop enjoying this with our kids immediately, as I would not want to poison them, or even touch crawfish that were living in water that has sewage in it. My quality of life would be adversely affected by the approval of this permit No. WQ0002730000 and I feel like the value of my property would be affected negatively by it being used as a septic system for sewage. Please reconsider the approval of this permit and put yourself in our shoes. Would you want sewage sitting on your little piece of paradise? I pride myself in the way that I take care of my property and cannot see having to deal with sewage on it being a positive thing. I also do not want my kids walking on ground that sewage has been sitting on, nor do I want my cattle grazing grass that is being fertilized with sewage. As you can see, this does not have any benefits for us and is littered with nothing but repercussions that we would have to endure for years to come. What rights do I have as a land owner, if I can't say what my property is used for? I did not purchase 22 acres and put my roots on it, to have the TECQ make an uneducated decision on how that it is going to be used! You need to find another way for Ms. Martin to dispose of her sewage! She can put in septic tanks or a pumping system with irrigation attached to it and water her on own property with it. Or even better yet, you can contact the City of Burleson which her property is in, and have them provide her with a sewer system. One last question? What is she doing with her sewage right now, and why can't she keep doing what she is doing? I better not find out that she is already dumping it in the ditch or my attorney will be writing you your next letter.

Thank you,







Texas Commission on Environmental Quality
RE: Docket No. 2006-2167-IWD
JOCO Holding Corporation
Permit No. WQ0002730000

March 02, 2007

CHIEF CLERK'S OFFICE

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TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Ladonna Castanuela,

Obviously, you and your Chair people did not take our request for reconsideration seriously enough to cancel your plans to dump the waste water from JOCO Holdings Corp onto our land. The natural flow of the water does not have enough strength to continue this waste across Faye Brown's land, my land and Faye Wood's land and then into Quill Miller Creek. Which in basic, easy to understand terms means that this treated Waste is going to sit on, absorb into, and contaminate my land, my garden, my yard that my kids play in and the pasture that my cows graze. No Thanks!!! Has anyone from the Texas Commission on Environmental Quality even been out to observe the natural flow of water that doesn't even occur? How would you like it if you were in my shoes and some hotel that is too cheap to put in adequate septic, or the city won't supply them with sewer wanted to dump their crap water onto you? I don't think you would like it at all nor would anybody else! My property is one of my most valuable assets and to think that the only option that this Martha Martin across the highway has is to dump her sewer water on me makes me quite angry. Why can't she dump it into the ditch along I35 which leads right to Quill Miller Creek and dump it from her own side of the highway, or even better yet, pump it out onto her own pastures if it is so safe? I would also like to know why this person who owns the hotel, can't foot the bill to put in a septic system that will handle the waste and have it pumped out when it gets full? That is what I do with my waste and what any responsible person would do with theirs. Not find a loop hole and want to supposedly treat it and dump it into the ditch. Have you taken into consideration what the odds are that this person will not even treat this waste properly and dump sewage that does not meet your specifications into the ditch and across our land? I am sure you are not going to test it on a daily basis or even weekly basis, or worse yet even monthly. Matter of fact, I don't recall seeing in any of the literature that I have received that you are doing random testing at all. Therefore, I refuse this as an option for Martha Martin and want to protest this to the very end. I will attend your meeting in Austin as will my neighbors and we will fight this until you find another route for this sewage to be disposed of. The Texas Commission On Environmental Quality says that it is

"Protecting Texas by Reducing and Preventing Pollution." So how exactly does dumping waste into a creek Protect Texas from Pollution? You need to reconsider this again and find another way to handle the "stinking" problem that Martha Martin has with her sewage! Septic systems are not that expensive and would seem like the right way to handle waste water. If Marty Martin wants to proceed with this as her option to handle her waste water, My Attorney assures me that we can fight this and have no problem sueing her for this action. Why don't you call me and schedule a time that we can look at the proposed route that this waste water is supposed to take so that I can show you the problem that we have. I am also going to contact all of the local News channels and let them come out and do a live News story about how that sewage is dumped on land that doesn't drain and allowed to sit and pollute the environment. Thank you for your assistance on this matter and I am looking forward to the Texas Commission On Environmental Quality "Protecting Me by Reducing and Preventing Pollution."

Sincerely,

Tim Davis
Faye Brown
Bobby Brown
Faye Woods
Sonny Creach
Albert Germain
Roger Holcomb
J. Walker Holland
Norman Lassetter
Patsy Lauderback
KC Neubauer
Ken Olsen
Rand Rademaker
Floyd Watkins

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