

October 27, 2006

Office of the Chief clerk
MC105
TCEQ
P.O. Box 13087
Austin, TX 78711-3087

PM OPA
OCT 31 2006
BY RY
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Re: City of Aledo
Municipal Wastewater Amendment, Permit No. WQ0010847001

Dear Chief Clerk:

This letter constitutes my request for a public meeting about this permit application to give me an opportunity to make comments and ask questions about the application.

I also request a contested case hearing in this matter.

Name:

Martin O. Siegmund
10 Taylor Ct.
Aledo, TX 76008
817-441-8138

Applicant's name and permit no:

City of Aledo, WQ0010847001

Location and distance:

I have a common boundary of approximately 800 feet with the wastewater treatment plant on the north side. The main working parts of the plant are about 12-15 feet from my property line. The city does not have the required buffer zone on my property.

Activities:

My property has about 100 pecan trees in what should be the buffer zone area and I use this land for raising pecans, grazing cattle and family recreation. My family and I are afraid to use my property that would be in a buffer zone.

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
2006 OCT 31 AM 10:24
CHIEF CLERKS OFFICE

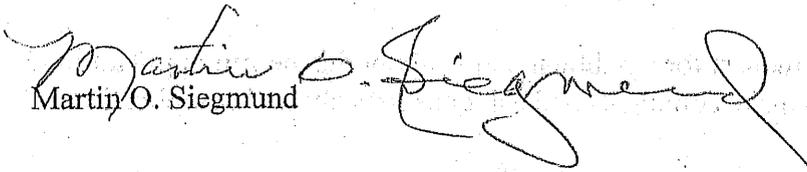
Handwritten initials and date: *MO* 10/31/06

Specific adversity:

The noise and occasional odor limit my family's use and enjoyment of my property. I think there are also potential dangers on my property in the buffer zone area from possible chlorine leaks. The city does not have a buffer zone on my property although the application says they do. The location has only about 2 ½ usable acres and is too small for a 600,000 GPD facility and should be moved.

I hereby request a contested case hearing in this matter.

Respectfully Submitted,


Martin O. Siegmund

MWD
33437

MARTIN O. SIEGMUND
Attorney at Law
10 Taylor Court
Aledo, Texas 76008
817-441-8138

TEXAS
COMMISSION ON ENVIRONMENTAL
QUALITY
JAN 5 PM 2:10
CHIEF CLERK'S OFFICE

January 5, 2007

LaDonna Castañuela, Chief Clerk
TCEQ, MC-105
P. O. Box 13087
Austin, Texas 78711-3087

H OPA
JAN 08 2007
BY RY

Re: *City of Aledo, TPDES, Permit No. WQ0010847001*

Dear Chief Clerk:

I request a contested case hearing in the above referenced matter regarding applicants application to amend the above described permit.

Name:

Martin O. Siegmund
10 Taylor Court
Aledo, Texas 76008
817-441-8138

Applicant's name and permit number

City of Aledo, TPDES
Permit Number WQ0010847001

Location and distance:

I have a common boundary of approximately 800 feet with the wastewater treatment plant on the north side. The main working parts of the plant are about 12-15 feet from my property line. My concerns that cause me to request a contested hearing that were raised in Public Comments have to do with almost doubling the plant capacity. If the TCEQ looked at the plant through its investigative decision making procedures you would have found a totally inadequate plant. A substantial portion of their land is in the one hundred year flood plain with at least four new items of the enlarged plant in the one hundred year flood plain. The entire location owned by the City has a hill with an extremely sharp elevation of approximately 100 feet, leaving about two acres useable for a six hundred thousand gallon a day plant. The City is aware of this problem and when they were confronted with having to plan for expansion told me that they were going to move the plant as the location was inadequate for a plant of that capacity and the City did not have buffer zones and so

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forth around the plant. Almost two years ago the City located a new location of about forty acres for a new plant. The citizens of Aledo complained to their proposed new location and so the City abandoned it and then told me that since there was inadequate space to enlarge the plant on its present site they were going to double deck the plant. Then I believe they changed engineers and have come up with jamming the improvements into the flood zone on the existing location and have submitted it for your approval. About four months ago, I attended a meeting at which I think the TCEQ either conducted or had their representative present. The purpose of meeting, was to build a regional plant to serve this area. I thought it was a good idea and would solve all the problems but they said it would take too long to get it off the drawing board and into operation. I told them that was hard to believe as Aledo originally was going to relocate their plant and have it in operation in time to take care of Aledo's added capacity, but withdrew that idea when citizens complained. Not approving the added capacity to the present plant and requiring a regional plant would be a significant improvement to the general area of Eastern Parker County and Martin Siegmund. As to the condition of the existing stream between the plant and the unnamed tributary of the clear fork Trinity River. I have enclosed photographs made on December 12, 2006 showing the condition of the discharge that are self explanatory. I have more photographs.

With regards to the odor problems and the City not having required buffer zones on the Siegmund property I would ask that TCEQ enforce all requirements that were given by the legislature for my protection regarding buffer zones and odor problems and not give a permit and tell me that the applicant is intending to meet buffer zone requirements by supplying sufficient evidence that they are legal restrictions prohibiting residential structures in the buffer zone. I have forty-four acres that have a six hundred foot common boundary with the plant. The city zoning ordinance permits me to build rural residences in the buffer zone as well as numerous other structures. There is also a very nice home in the buffer zone on the southeast corner of the plants location.

I do not believe that the legislature meant for the TCEQ to tell me that they would just let the City provide sufficient evidence that I can not use the land in what should be the buffer zone on my land and have made such a careless investigation as to be aware that the buffer zone map filed with the application was prepared and submitted. I believe under oath, showing they had a buffer zone, when the City knew they did not have a buffer zone. TCEQ is in the process of approving their application on false information as set out above, and then tells me that I can pursue legal remedies against the City for any problems I have connected with the plant. I believe if TCEQ would strictly make the City follow the law, then I would not have any problems and if I have to seek legal remedies against the City then I am going to look into making TCEQ a party if possible to such action for failure to require the City to comply with the law which TCEQ is supposed to enforce for my protection.

I do not agree that the noise problem is not something that TCEQ has no control over and I would like that to be a part of the contested hearing.

Activities:

My property has about 100 pecan trees in what should be the buffer zone area and I use this land for raising pecans, grazing cattle and family recreation. The doubling of the plant capacity within 12 to 15 feet of my property will effectively deny me the right to build houses along the fence, and

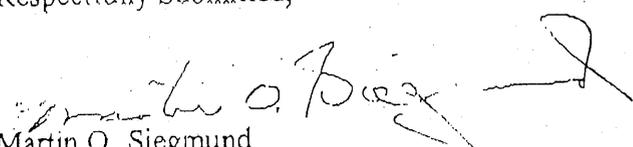
constitutes a take of my property without compensation.

Specific adversity:

The noise and occasional odor on our property limit my family's use and enjoyment of my property. I think there are also potential dangers on my property in the buffer zone area from possible chlorine leaks. The City does not have a buffer zone on my property although the application says they do. The location has only about 2 1/2 usable acres and is too small for a 600,000 GPD facility and should be moved to a new location.

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Respectfully Submitted,


Martin O. Siegmund
Interested party

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MARTIN O. SIEGMUND
Attorney at Law
10 Taylor Court
Aledo, Texas 76008
817-441-8138

CHIEF CLERKS OFFICE

JAN -5 PM 2:14

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

January 5, 2007

OPR OPA

LaDonna Castanuela, Chief Clerk
TCEQ, MC-105
P. O. Box 13087
Austin, Texas 78711-3087

JAN 08 2007

BY *RS*

Re: *City of Aledo, TPDES, Permit No. WQ0010847001*

Dear Chief Clerk:

I request reconsideration of executives director decision.

I hereby request reconsideration of the executive directors decision in the above described permit application by letter dated December 6, 2006. This request is being made by MARTIN O. SIEGMUND, 10 Taylor Court, Aledo Texas 76008, Telephone number 817-441-8138. The basis for my request for reconsideration is the following:

I have a common boundary of approximately 800 feet with the wastewater treatment plant on the north side. The main working parts of the plant are about 12-15 feet from my property line. My concerns that cause me to request a reconsideration of executives director decision on issues that were raised in Public Comments have to do with almost doubling the plant capacity. If the TCEQ Looked at the plant through its investigative decision making procedures you would have found a totally inadequate plant. A substantial portion of their land is in the one hundred year flood plain with at least four new items of the enlarged plant in the one hundred year flood plain. The entire location owned by the City has a hill with an extremely sharp elevation of approximately 100 feet, leaving about two acres useable for a six hundred thousand gallon a day plant. The City is aware of this problem and when they were confronted with having to plan for expansion told me that they were going to move the plant as the location was inadequate for a plant of that capacity and the City did not have buffer zones and so forth around the plant. Almost two years ago the City located a new location of about forty acres for a new plant. The citizens of Aledo complained to their proposed new location and so the City abandoned it and then told me that since there was inadequate space to enlarge the plant on its present site they were going to double deck the plant. Then I believe they changed engineers and have come up with jamming the improvements into the flood zone on the existing location and have submitted it for your approval. About four months ago, I attended a meeting at which I think the TCEQ either conducted or had their representative present the purpose of meeting, to build a regional plant to serve this area. I thought it was a good idea and would solve all the problems but they said it would take to long to get it off the drawing board and into operation. I told them that it was hard to believe as Aledo originally was going to relocate their plant and have

MWD

it in operation in time to take care of Aledo's added capacity, but withdrew that idea when citizens complained. Not approving the added capacity to the present plant and requiring a regional plant would be a significant improvement to the general area of Eastern Parker County and Martin Siegmund. As to the condition of the existing stream between the plant and the unnamed tributary of the clear fork Trinity River. I have enclosed photographs made on December 12, 2006 showing the condition of the discharge that are self explanatory. I have more photographs.

With regards to the odor problems and the City not having required buffer zones on the Siegmund property I would ask that TCEQ enforce all requirements that were given by the legislature for my protection regarding buffer zones and odor problems and not give a permit and tell me that the applicant is intending to meet buffer zone requirements by supplying sufficient evidence that there are legal restrictions prohibiting residential structures in the buffer zone. I have forty-four acres that have a six hundred foot common boundary with the plant. The city zoning ordinance permits me to build rural residences in the buffer zone as well as numerous other structures. There is also a very nice home in the buffer zone on the southeast corner of the plants location.

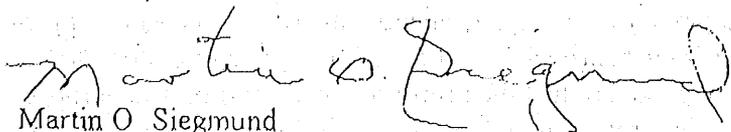
I do not believe that the legislature meant for the TCEQ to tell me that they would just let the City provide sufficient evidence that I can not use the land in what should be the buffer zone on my land and have made such a careless investigation as to be aware that the buffer zone map filed with the application was prepared and submitted. I believe under oath, showing they had a buffer zone, when the City knew they did not have a buffer zone. TCEQ is in the process of approving their application on false information as set out above, and then tells me that I can pursue legal remedies against the City for any problems I have connected with the plant. I believe if TCEQ would strictly make the City follow the law, then I would not have any problems and if I have to seek legal remedies against the City then I am going to look into making TCEQ a party if possible to such action for failure to require the City to comply with the law which TCEQ is supposed to enforce for my protection.

I do not agree that the noise problem is not something that TCEQ has no control over and I would like that to be a part of the consideration process.

I have a common boundary of approximately 800 feet with the wastewater treatment plant on the north side. The main working parts of the plant are about 12-15 feet from my property line. The city does not have the required buffer zone on my property. My property has about 100 pecan trees in what should be the buffer zone area and I use this land for raising pecans, grazing cattle and family recreation. My family and I are afraid to use my property that would be in a buffer zone.

I hereby request for reconsideration of executives directors decision.

Respectfully Submitted,



Martin O. Siegmund
Interested party

MWD
53437

OPA

JAN 11 2007

BY KY

MARTIN O. SIEGMUND
Attorney at Law
10 Taylor Court
Aledo, Texas 76008
817-441-8138

CHIEF CLERK'S OFFICE

JAN 11 11 10 47

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

January 5, 2007

LaDonna Castanuela, Chief Clerk
TCEQ, MC-105
P. O. Box 13087
Austin, Texas 78711-3087

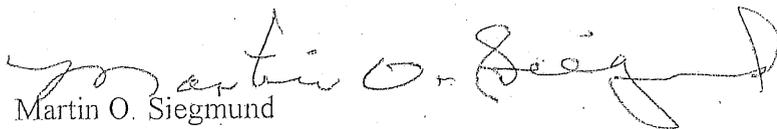
Re: City of Aledo, TPDES, Permit No. WQ0010847001

Dear Chief Clerk:

Enclosed please find a the original letter and photos that were faxed to you on Friday, January 5, 2007, in regards to the above mention cause number, for reconsideration of executives director decision.

Should you have any questions please do not hesitate to call.

Respectfully Submitted,



Martin O. Siegmund
Interested party

enclosure

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MARTIN O. SIEGMUND
Attorney at Law
10 Taylor Court
Aledo, Texas 76008
817-441-8138

January 5, 2007

LaDonna Castanuela, Chief Clerk
TCEQ, MC-105
P. O. Box 13087
Austin, Texas 78711-3087

RFR OPA
JAN 11 2007
BY RY

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
JAN 11 10 13 47
CHIEF CLERK'S OFFICE

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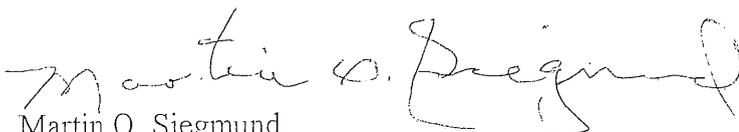
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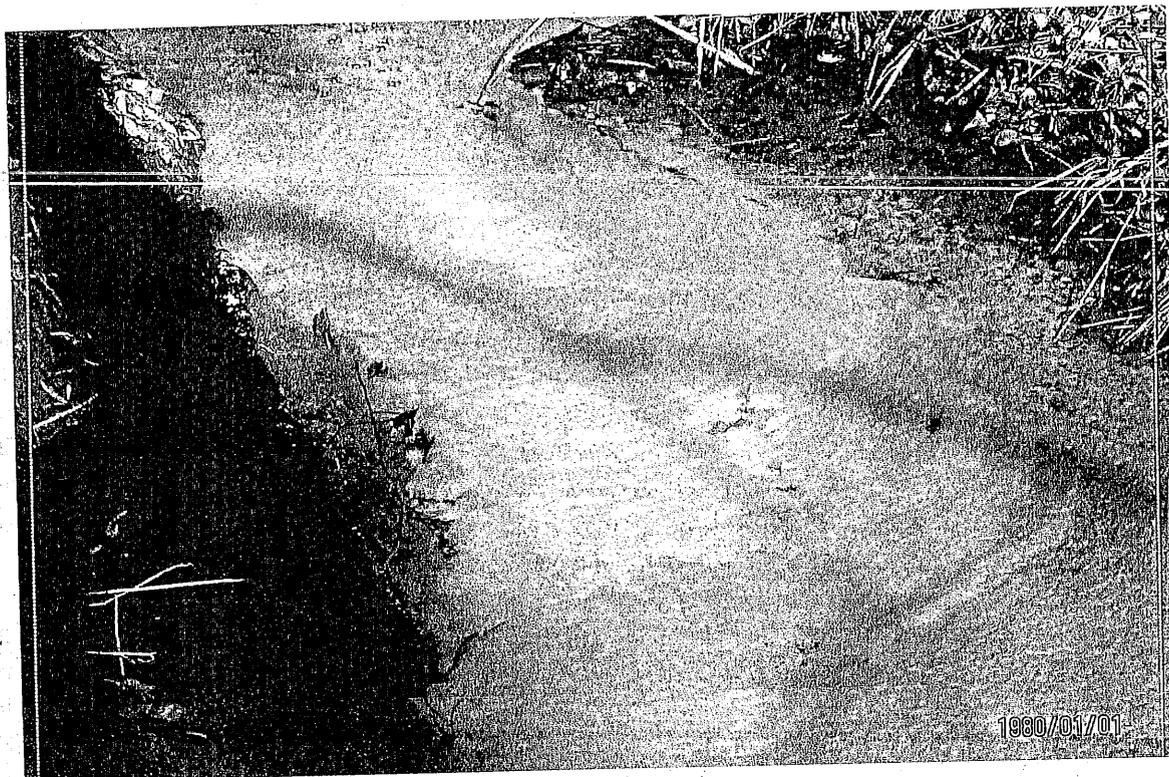
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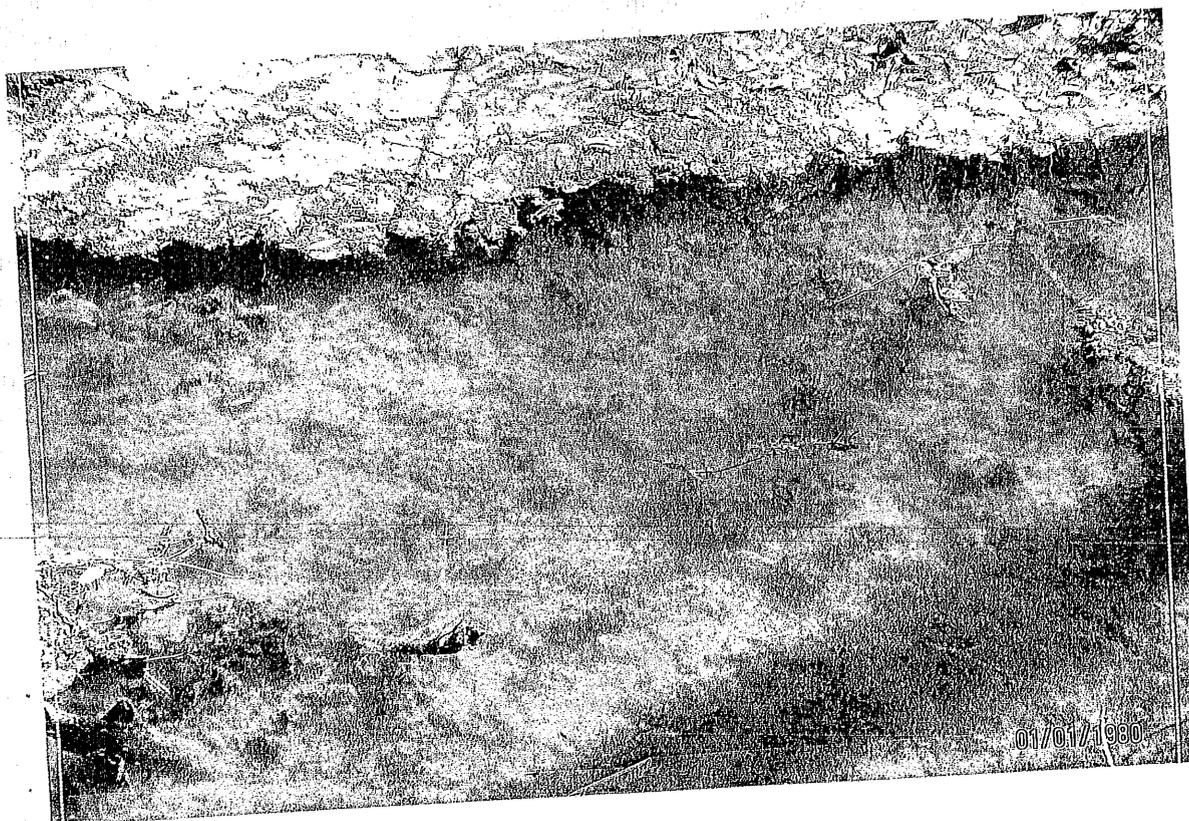
Respectfully Submitted,



Martin O. Siegmund
Interested party



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CHIEF CLERK'S OFFICE

JAN 10 AM 9:53

TEXAS
COMMISSION ON
OFFICIAL ETHICS
ADMINISTRATIVE

MARTIN O. SIEGMUND
Attorney at Law
10 Taylor Court
Aledo, Texas 76008
817-441-8138

January 5, 2007

LaDonna Castanuela, Chief Clerk
TCEQ, MC-105
P. O. Box 13087
Austin, Texas 78711-3087

OPA
JAN 10 2007
BY KS

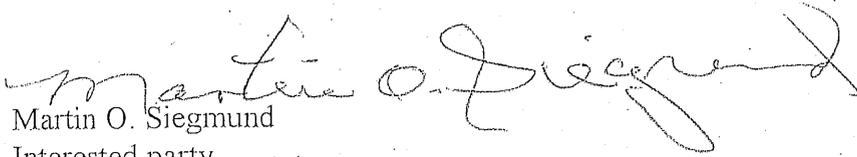
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Dear Chief Clerk:

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Respectfully Submitted,


Martin O. Siegmund
Interested party

enclosure

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MARTIN O. SIEGMUND
Attorney at Law
10 Taylor Court
Aledo, Texas 76008
817-441-8138

CHIEF CLERK'S OFFICE

JAN 10 AM 9:53

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

January 5, 2007

LaDonna Castanuela, Chief Clerk
TCEQ, MC-105
P. O. Box 13087
Austin, Texas 78711-3087

Re: City of Aledo, TPDES, Permit No. WQ0010847001

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Martin O. Siegmund
10 Taylor Court
Aledo, Texas 76008
817-441-8138

Applicant's name and permit number:

City of Aledo, TDPES
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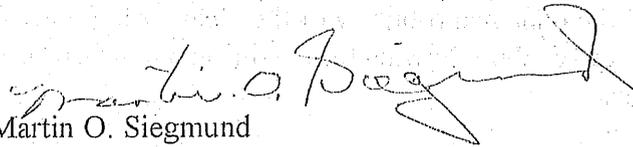
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Martin O. Siegmund

Interested party

