

2007 SEP 17 AM 10:40

CHIEF CLERKS OFFICE

Helen Thayer
4915 FM 2673
Canyon Lake,
Texas, 78133
Sept. 17, 2007

Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

Re: Canyon Lake Ready Mix, Permit No 78844
TCEQ Docket NO 2007-1000-Air

To Whom It my concern;

When the batch plant came to public attention there was a small poster board sign put on lot 34 on JDJ ranch property. I had to get out of my car in order to read it. Two days later we had a storm and I noticed it was gone. It was never put up again. Picture of the sticks that the sign was on is attached on page #2.

On the aerial picture and letter you have my property 550 feet or 186 yd. on the other side of the road that is wrong. As you can see by the attached plot map [page #1] from the Comal County Recorders. Mr. Murphy's lot is No 34. 280 feet wide, To the right is an easement of 60 feet wide and then my 2 acres. My gate and driveway are real plain if you look close. Only 60 feet from Canyon Ready Mix property line and 200 feet from what you say, is the center of his building. As I told you in my other letters I live only 60 feet from Lot 34. Also if you look on the aerial map from their purposed building straight across about one half inch to the right you can see my home. [Pictures on attached page #2]

When you say the dust wont blow, It sure does in this valley. When they bulldozing to start leveling there sure was dust. We even get dust warnings on the weather report. This valley is all together different then other places. When some one burns the smoke lies in this valley for a long time. We all know when you empty a big truck of gravel or sand you will get a lot of dust. I sat in front of Ingrhams today and watched the trucks. Before they even got in the yard the dust was flying higher then the truck. There must have been a big 15-yard truck or cement truck going in or out every 2 minutes. For a plant to produce 200 or 300 hundred yards of cement it takes a lot of sand and gravel. Not to mention the concrete. With all of it I know my sinuses will go crazy. Not to mention my allergies. [attached page #3]

A letter dated August 29, 2007 that was sent out from your office I did not receive. Mr. Donahue gave me a copy. I sure would like to know why I did not get one. Some of the others did not get it either. Also on the letter sent on August 10 2007 There was a sheet with the heading that read Concrete Batch Plant Standard Permit, Review Analysis and Technical Review. On page 2 it states only two wrote in for a hearing. I sent a letter on June 13 2007 for a hearing. But I see I was not included in due to the fact I am the closes at 60 feet from Mr. Murphy's permit #78844. I am enclosing those pages also. [Pages 4 and 5]

I do not believe there has been a complete study of all aspects of this permit for a batch plant. People are not the only thing involved here, animals, birds also. But one of the important things is there is all kinds of property in the area to build the plant less intrusive then here!

I am enclosing also some pictures of the property they want to build on. One is taken from my driveway. [Picture No 2] Another one shows the hill to left of this property. Another one is taken from my back yard I can through a rock to the site for the building. [Pictures 3 and5]
Thank you all for your time.

Sincerely

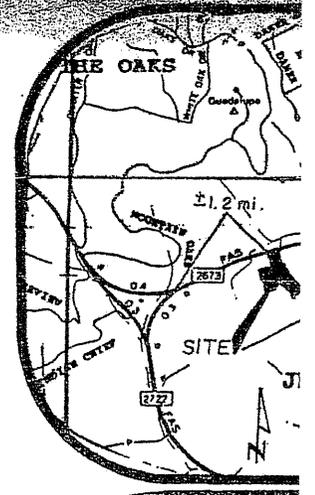
Helen Thayer



NOTES:

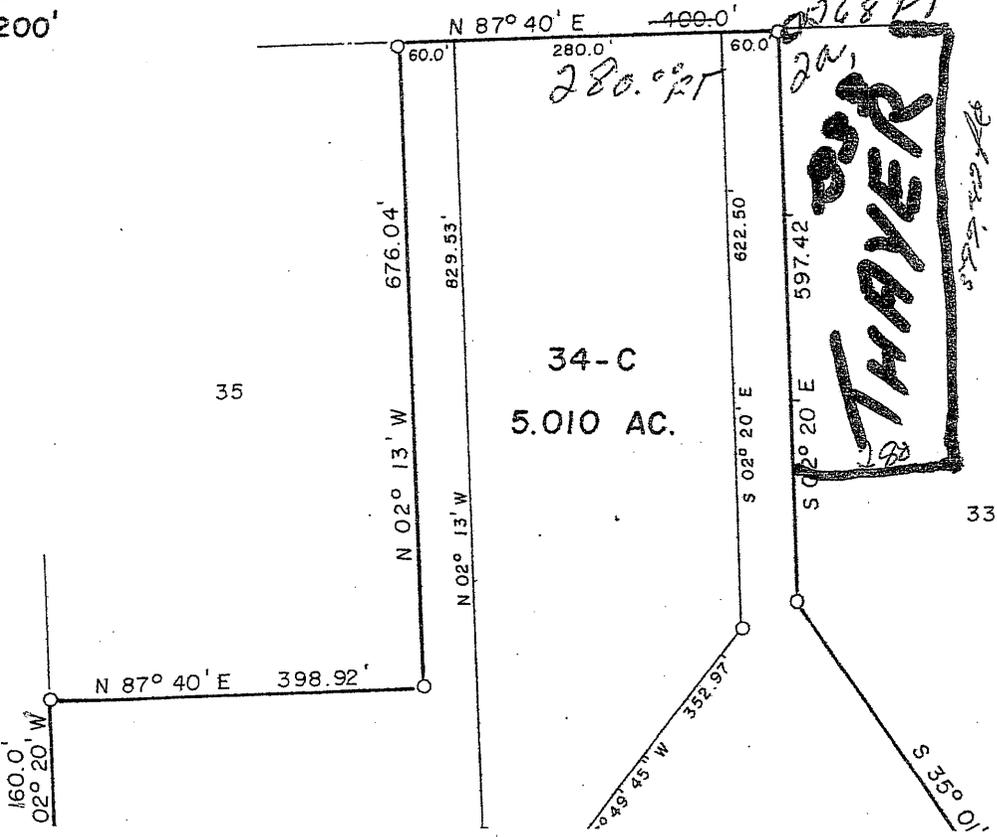
1. Plat prepared July 26, 1990.
2. Iron pins set at all corners and angle points.
3. According to the FIRM Flood Insurance Rate Map, Community-Panel #485463 0065 C, dated 9/29/86, this property does not lie in Zone A.
4. Setback lines are as follows:
25' front
5. This property does not lie over the Recharge Zone of the Edwards Aquifer.

MY PROPERTY IS ONLY 60 FT,
FROM BATCH PLANT.



303650

F. M. 2673 (120' R.O.W.)



FILED FOR RECORD
 This 6th day of Sept. 19 90
 at 3:03 o'clock P. M.
Rosie Bosenbury Clerk
 County Court, Comal County
 by Charlotte H. Boyd
 Deputy

G HOLLMIG, INC.
 SURVEYORS

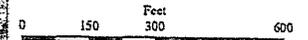
Canyon Lake CBP



Protecting Texas by
Reducing and
Preventing Pollution

Texas Commission on Environmental Quality
Information Resources Division
GIS Team (MC-197)
P.O. Box 15087
Austin, TX 78711-3087

July 18, 2007



Projection: Texas Centric Mapping System
(TCMS), Albers Equal-Area, Meters

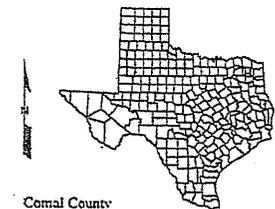
1 inch equals 0.1 miles

440 Yards = 1/4 Mile

Legend

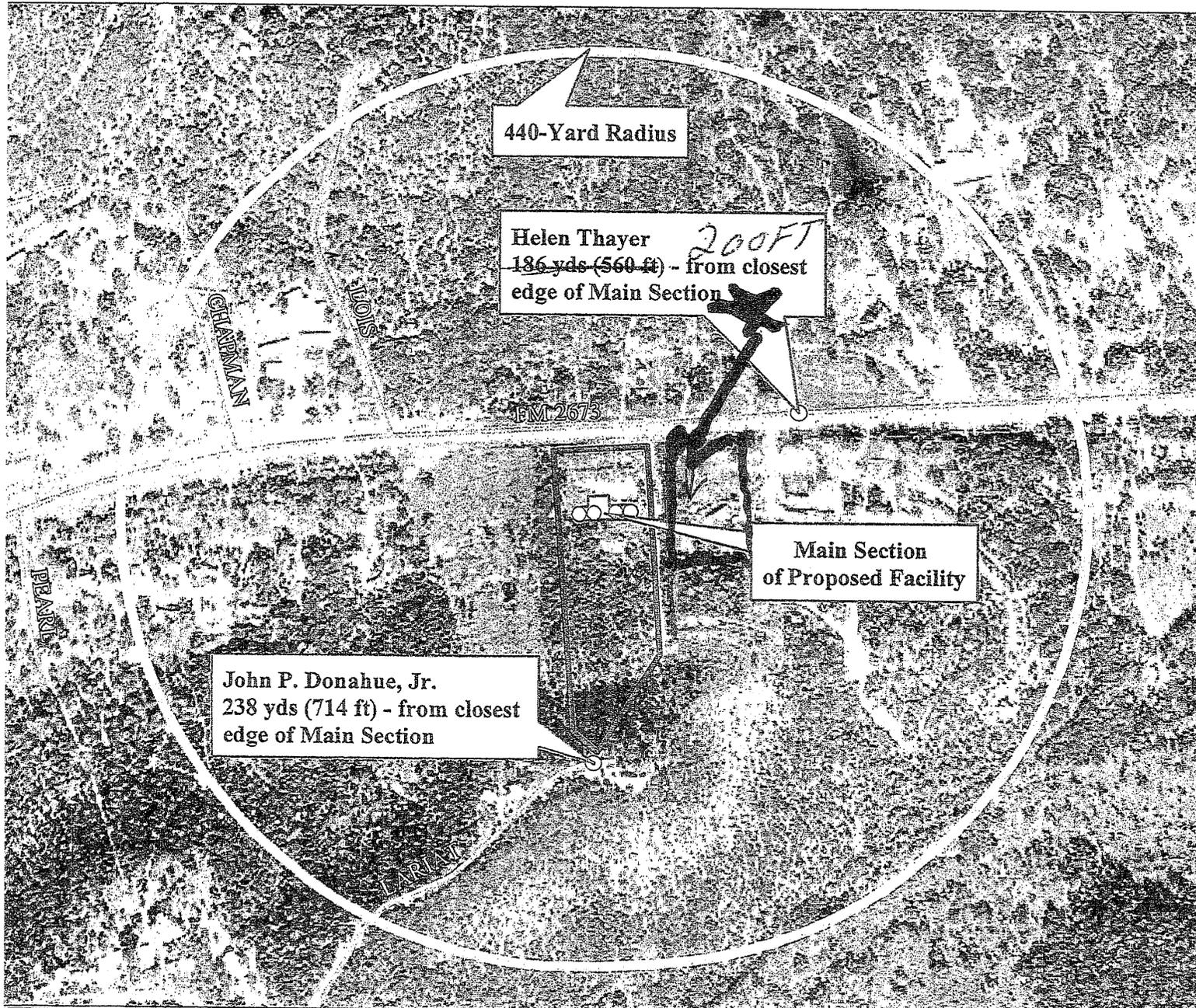
- Hearing Requestor Residence
- 440-Yard Radius Around Proposed Facility
- Proposed Facility Boundary

Sources: The DOQQ (Digital Orthophoto Quarter Quadangle) aerial imagery was obtained from the USDA Farm Service Agency's National Agriculture Imagery Program (NAIP). The 2004 imagery is color infrared (CIR) at one-meter resolution. The hearing requestor's addresses and proposed facility property lines were provided by the TCEQ Office of Legal Services (OLS) and digitized or geocoded by the TCEQ Information Resources Division using Geographic Data Technology (GDT) street data, 2006-2007 and supplementary maps as a reference.



Comal County

This map was generated by the Information Resources Division of the Texas Commission on Environmental Quality. This map was not generated by a licensed surveyor, and is intended for illustrative purposes only. No claims are made to the accuracy or completeness of the data or to its suitability for a particular use. For more information concerning this map, contact the Information Resources Division at (512) 239-0800.

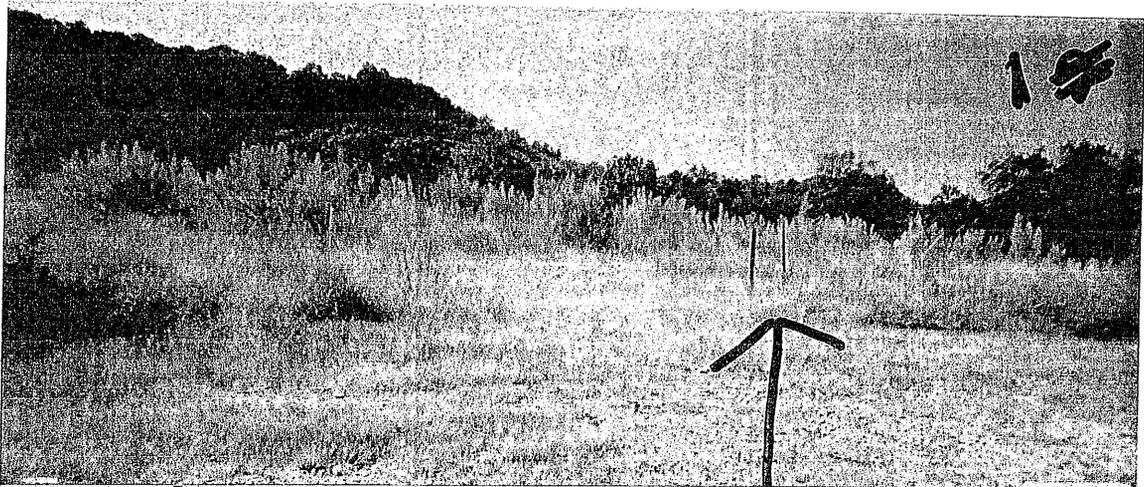


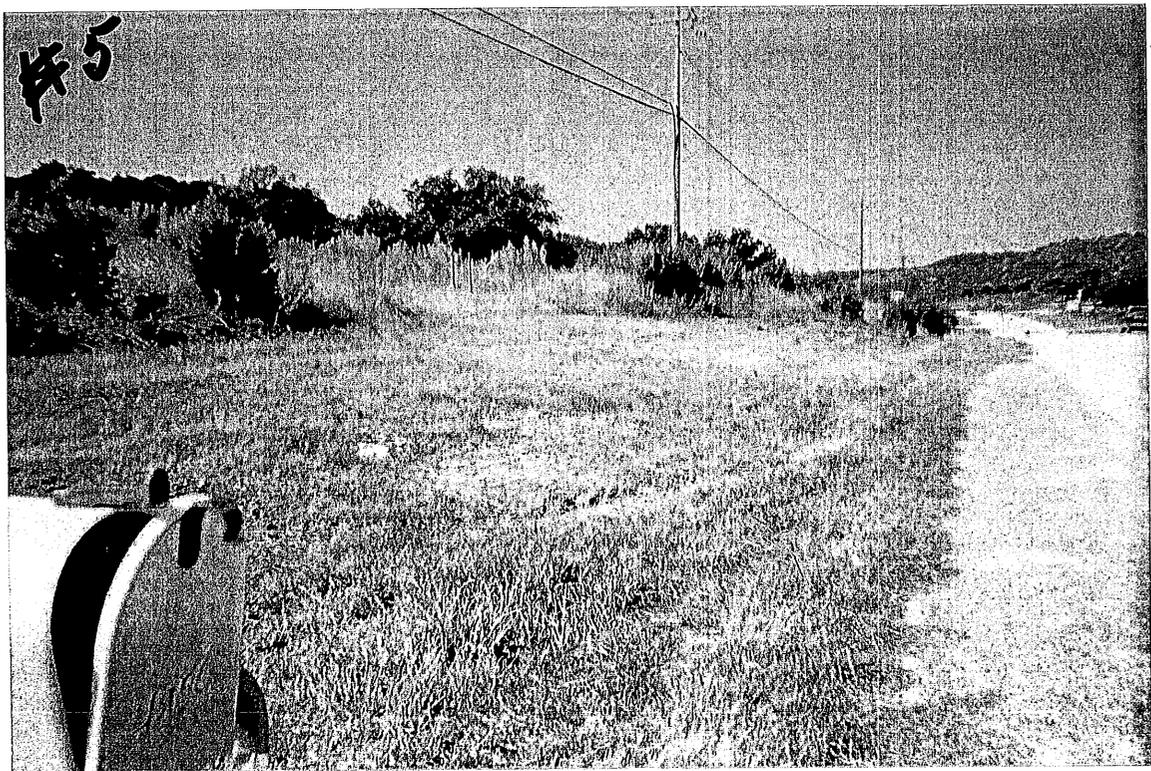
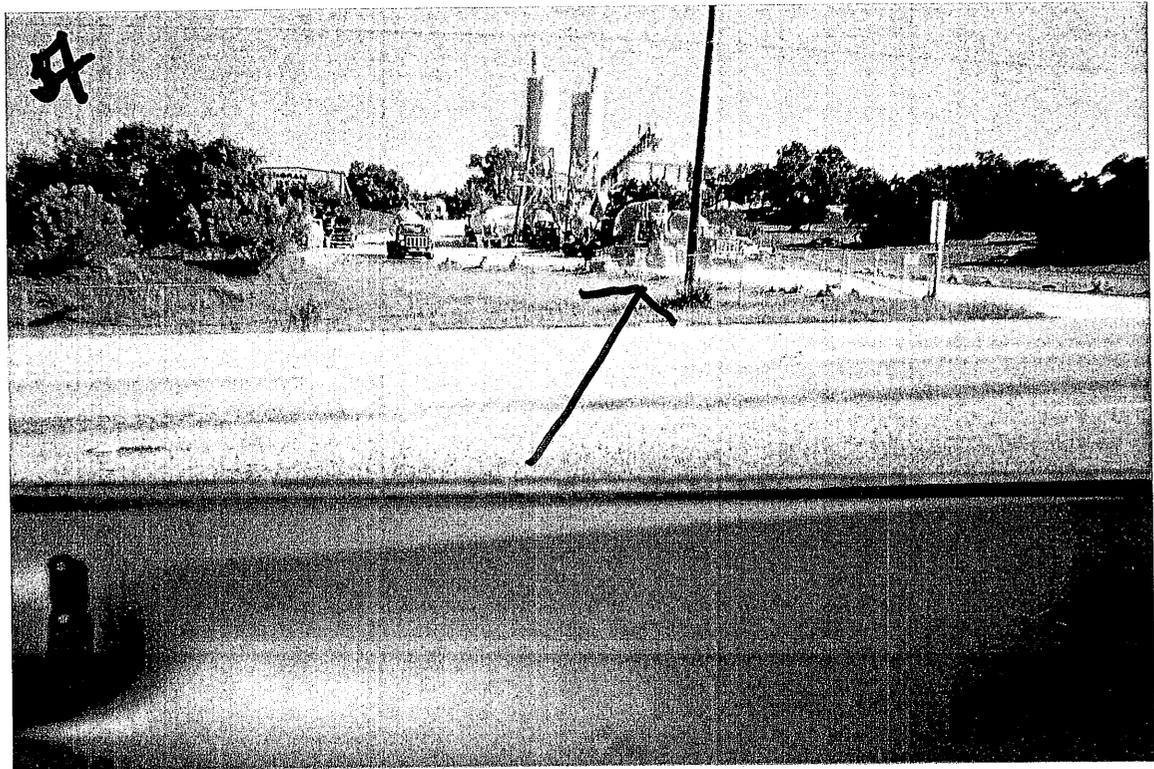
440-Yard Radius

Helen Thayer
186 yds (560 ft) - from closest
edge of Main Section *200 FT*

Main Section
of Proposed Facility

John P. Donahue, Jr.
238 yds (714 ft) - from closest
edge of Main Section





CONCRETE BATCH PLANT STANDARD PERMIT
REVIEW ANALYSIS & TECHNICAL REVIEW

Regulated Entity Number: RN104946264

Page 2

Public Comments Received? Yes
As of 8/10/07 Meeting requested?: 0 Hearing requested?: 2 Comments?: 17
Hearing and Meeting requests:
06/16/2006, John P. Donahue Jr., 3590 Lariat Ridge, New Braunfels, Texas 78132. H
08/15/2006, Ana & Robert Bartlett, 1041 Blue Water Drive, Canyon Lake, Texas 78133 H
Are comment (s) withdrawn? No
If not, was a public meeting(s) held? No Date of public meeting: . Applicant wants to go directly to Agenda
Was the hearing request(s) withdrawn? No Date withdrawn: N/a
Date of hearing or commission agenda? 09/05/2007

Comments: Concerns about facility location, air pollution, ground contamination, traffic, water availability, property value.

RESPONSE TO COMMENT (RTC) INFORMATION:

RTC received by OCC: yes
Date RTC received by OCC: 05/21/2007
Final Action letters sent: pending

COMPLIANCE HISTORY:

In accordance with 30 TAC Chapter 60, a compliance history report was reviewed on: 05/20/2006
The compliance period was from 04/28/2006 to 04/29/2001
Was the application received after September 1, 2002? Yes
Rating & classification? 3.01, average by default. Company rating & classification? 3.01, average by default.
Is the permit recommended to be denied on the basis of compliance history or rating? No
Has the permit changed on the basis of the compliance history or rating? No

RECOMMENDATIONS:

All Conditions of Standard Permit Satisfied? Yes
Final Action: Issue standard permit
Comments: Last day for public comment is 08/18/2006.

| Permit Reviewer | Date | Team Leader/Section Manager/Backup | Date |
|-----------------|------|------------------------------------|------|
|-----------------|------|------------------------------------|------|

Document# 330256

Last edit: 8/10/07

Helen Thayer
4915 FM 2673
Canyon Lake
Texas 78133
830-899-3115
June 13 2007

To whom it may concern.

I do request a contested case hearing. On Canyon Lake Ready Mix, TCEQ Standard permit registration No 78844.

I live just 60 feet from the property they want to build on. As stated before I am 78 years old and do not need all the dust that this plant will bring to the surrounding area. I have been around building and cement work in my life and I can guarantee there will be some dust. As for the trucks in and out there also will be dust. Lots of it when the gravel trucks unload and cement trucks.

The other batch plants I've seen have all kinds of dust all over the area. It is in the trees and buildings around the places.

Your determination that dust and particles won't drift with the wind is not right. Why is it when we get the dust storms from way up north? The red dust from Oklahoma, Kansas. When this happens we have dust in our houses and all over outside.

So living this close to their plant I know I'll get dust when the wind blows from the West or South. I have allergies and sinus problems. I know that the fallout from this plant would affect me more than you believe it would.

If you think the air would not be contaminated then you need to live by one. Let Mr. Murphy build it by him.

Sincerely


lot 33B JDS. Ranch